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 10 **UNITED STATES DISTRICT COURT**
 11 **CENTRAL DISTRICT OF CALIFORNIA**
 12 **Western Division**

14 **SECURITIES AND EXCHANGE**
 15 **COMMISSION,**

16 Plaintiff,

17 vs.

18 **THOMAS MILLER and WILLIAM**
 19 **LIANG,**

20 Defendants.

Case No. 2:17-cv-00897-CBM-RAO

FINAL JUDGMENT AS TO
DEFENDANT WILLIAM LIANG

[JS-6]

1 **FINAL JUDGMENT AS TO DEFENDANT WILLIAM LIANG**

2 The Securities and Exchange Commission having filed a First Amended
3 Complaint and Defendant William Liang having entered a general appearance;
4 consented to the Court’s jurisdiction over Defendant and the subject matter of this
5 action; consented to entry of this Final Judgment without admitting or denying the
6 allegations of the Fourth Claim for Relief of the First Amended Complaint (except as
7 to jurisdiction and except as otherwise provided herein in paragraph IV); waived
8 findings of fact and conclusions of law; and waived any right to appeal from this
9 Final Judgment:

10 **I.**

11 IT IS HEREBY ORDERED, ADJUDGED, AND DECREED that Defendant is
12 permanently restrained and enjoined from violating Section 13(b)(5) of the Exchange
13 Act, 15 U.S.C. § 78m(b)(5) and Exchange Act Rule 13b2-1 thereunder, 17 C.F.R. §
14 240.13b2-1.

15 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that, as
16 provided in Federal Rule of Civil Procedure 65(d)(2), the foregoing paragraph also
17 binds the following who receive actual notice of this Final Judgment by personal
18 service or otherwise: (a) Defendant’s officers, agents, servants, employees, and
19 attorneys; and (b) other persons in active concert or participation with Defendant or
20 with anyone described in (a).

21 **II.**

22 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that Defendant
23 shall pay a civil penalty in the amount of \$35,000 to the Securities and Exchange
24 Commission pursuant to Section 21(d)(3) of the Exchange Act, 15 U.S.C. § 78u(d).
25 Defendant shall make payment of the first \$10,000 of this amount within 14 days
26 after entry of this Final Judgment. The remaining \$25,000, plus post-judgment
27 interest, which shall accrue pursuant to 28 U.S.C. §1961, shall be paid on or before
28 365 days from the entry of this Final Judgment. Prior to making the final payment set

1 forth herein, Liang shall contact the staff of the Commission for the amount due for
2 the final payment.

3 If Liang fails to make the first payment within 14 days, all outstanding
4 payments under this Final Judgment, including post-judgment interest, minus any
5 payments made, shall become due and payable immediately at the discretion of the
6 staff of the Commission without further application to the Court.

7 Defendant may transmit payment electronically to the Commission, which will
8 provide detailed ACH transfer/Fedwire instructions upon request. Payment may also
9 be made directly from a bank account via Pay.gov through the SEC website at
10 <http://www.sec.gov/about/offices/ofm.htm>. Defendant may also pay by certified
11 check, bank cashier's check, or United States postal money order payable to the
12 Securities and Exchange Commission, which shall be delivered or mailed to:

13 Enterprise Services Center
14 Accounts Receivable Branch
15 6500 South MacArthur Boulevard
16 Oklahoma City, OK 73169

17 and shall be accompanied by a letter identifying the case title, civil action number,
18 and name of this Court; William Liang as a defendant in this action; and specifying
19 that payment is made pursuant to this Final Judgment.

20 Defendant shall simultaneously transmit photocopies of evidence of payment
21 and case identifying information to the Commission's counsel in this action. By
22 making this payment, Defendant relinquishes all legal and equitable right, title, and
23 interest in such funds and no part of the funds shall be returned to Defendant. The
24 Commission shall send the funds paid pursuant to this Final Judgment to the United
25 States Treasury. Defendant shall pay post-judgment interest on any delinquent
26 amounts pursuant to 28 USC § 1961.
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1 **III.**

2 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that the
3 Consent is incorporated herein with the same force and effect as if fully set forth
4 herein, and that Defendant shall comply with all of the undertakings and agreements
5 set forth therein.

6 **IV.**

7 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that, solely for
8 purposes of exceptions to discharge set forth in Section 523 of the Bankruptcy Code,
9 11 U.S.C. §523, the allegations in the Fourth Claim for Relief of the First Amended
10 Complaint are true and admitted by Defendant, and further, any debt for
11 disgorgement, prejudgment interest, civil penalty or other amounts due by Defendant
12 under this Final Judgment or any other judgment, order, consent order, decree or
13 settlement agreement entered in connection with this proceeding, is a debt for the
14 violation by Defendant of the federal securities laws or any regulation or order issued
15 under such laws, as set forth in Section 523(a)(19) of the Bankruptcy Code, 11 U.S.C.
16 §523(a)(19).

17 **V.**

18 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that this Court
19 shall retain jurisdiction of this matter for the purposes of enforcing the terms of this
20 Final Judgment.

21 **VI.**

22 There being no just reason for delay, pursuant to Rule 54(b) of the Federal
23 Rules of Civil Procedure, the Clerk is ordered to enter this Final Judgment forthwith
24 and without further notice.

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26 Dated: April 17, 2019

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28 HON. CONSUELO B. MARSHALL
UNITED STATES DISTRICT JUDGE