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21 **UNITED STATES DISTRICT COURT**
22 **CENTRAL DISTRICT OF CALIFORNIA**

23 SECURITIES AND EXCHANGE
24 COMMISSION,

25 Plaintiff,

26 vs.

27 ROBERT DAVIS, JR., et al.

28 Defendants.

CV 18-10481 FMO (JCx)

**FINAL JUDGMENT AS TO
DEFENDANT BALANCED
FINANCIAL, INC.**

29 This cause comes before the Court upon the Unopposed Motion by Plaintiff
30 Securities and Exchange Commission for Entry of Final Judgments against Certain
31

1 Defendants (“Motion”). By the Consent attached hereto, and without admitting or denying
2 the allegations of the Amended Complaint (except as to subject matter and personal
3 jurisdiction, which are admitted), Balanced Financial, Inc. (“Balanced Financial” or
4 “Defendant”) has: entered a general appearance; consented to entry of this Final Judgment;
5 waived findings of fact and conclusions of law; and waived any right to appeal from this
6 Final Judgment. The Court finds that good cause exists for entry of the Final Judgment.
7 Accordingly, the Commission’s Motion is **GRANTED**. The Court further orders as
8 follows:

9 **I.**

10 **DISGORGEMENT AND PREJUDGMENT INTEREST**

11 **IT IS HEREBY FURTHER ORDERED, ADJUDGED, AND DECREED** that
12 Balanced Financial is liable for disgorgement of \$623,071.31, representing net profits
13 gained as a result of the conduct alleged in the Amended Complaint, together with
14 prejudgment interest thereon in the amount of \$91,804.54, for a total of \$714,875.85, all
15 jointly and severally with Defendant Gregory W. Anderson. Defendant shall satisfy this
16 obligation by paying \$714,875.85 to the Securities and Exchange Commission within 30
17 days after entry of this Final Judgment.

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

24 Enterprise Services Center
25 Accounts Receivable Branch
26 6500 South MacArthur Boulevard
27 Oklahoma City, OK 73169
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1 and shall be accompanied by a letter identifying the case title, civil action number, and
2 name of this Court; Balanced Financial as a defendant in this action; and specifying that
3 payment is made pursuant to this Final Judgment.

4 Defendant shall simultaneously transmit photocopies of evidence of payment and
5 case identifying information to the Commission's counsel in this action. By making this
6 payment, Defendant relinquishes all legal and equitable right, title, and interest in such
7 funds and no part of the funds shall be returned to Defendant.

8 The Commission shall hold the funds (collectively, the "Fund") until further order
9 of this Court. The SEC may propose a plan to distribute the Fund subject to the Court's
10 approval, and the Court shall retain jurisdiction over the administration of any distribution
11 of the Fund.

12 The Commission may enforce the Court's judgment for disgorgement and
13 prejudgment interest by using all collection procedures authorized by law, including, but
14 not limited to, moving for civil contempt at any time after 30 days following entry of this
15 Final Judgment. Defendant shall pay post judgment interest on any amounts due after 30
16 days of entry of this Final Judgment pursuant to 28 U.S.C. § 1961.

17 **II.**

18 **INCORPORATION OF CONSENT**

19 **IT IS FURTHER ORDERED, ADJUDGED, AND DECREED** that the Consent
20 is incorporated herein with the same force and effect as if fully set forth herein, and that
21 Balanced Financial shall comply with all of the undertakings and agreements set forth
22 therein.

23 **III.**

24 **RETENTION OF JURISDICTION**

25 **IT IS FURTHER ORDERED, ADJUDGED, AND DECREED** that this Court
26 shall retain jurisdiction of this matter for the purposes of enforcing the terms of this Final
27 Judgment.

1 **IV.**

2 **RULE 54(b) CERTIFICATION**

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

6
7 **DONE and ORDERED** in Chambers, Los Angeles California, this 21st day of
8 January, 2021.

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12 FERNANDO M. OLGUIN
13 UNITED STATES DISTRICT JUDGE
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