

1 ERIN E. SCHNEIDER (Cal. Bar No. 216114)
 2 SchneiderE@sec.gov
 3 MONIQUE C. WINKLER (Cal. Bar No. 213031)
 4 WinklerM@sec.gov
 5 SHEILA E. O'CALLAGHAN (Cal. Bar No. 131032)
 6 OCallaghanS@sec.gov
 7 JOHN K. HAN (Cal. Bar No. 208086)
 8 HanJo@sec.gov
 9 RUTH L. HAWLEY (Cal. Bar No. 253112)
 10 HawleyR@sec.gov

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11 Attorneys for Plaintiff
 12 SECURITIES AND EXCHANGE COMMISSION
 13 44 Montgomery Street, Suite 2800
 14 San Francisco, California 94104
 15 Telephone: (415) 705-2500

16 UNITED STATES DISTRICT COURT
 17 CENTRAL DISTRICT OF CALIFORNIA
 18 WESTERN DIVISION

19 SECURITIES AND EXCHANGE
 20 COMMISSION,

21 Plaintiff,

22 v.

23 MARK LOMAN,

24 Defendant.

Case No. 2:19-cv-06187-MWF (AGRx)

**FINAL JUDGMENT AS TO
DEFENDANT MARK LOMAN**

25 The Securities and Exchange Commission having filed a Complaint and
 26 Defendant Mark Loman having entered a general appearance; consented to the Court's
 27 jurisdiction over Defendant and the subject matter of this action; consented to entry of
 28 this Final Judgment waived findings of fact and conclusions of law; and waived any
 right to appeal from this Final Judgment:

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I.

IT IS HEREBY ORDERED, ADJUDGED, AND DECREED that Defendant is permanently restrained and enjoined from violating, directly or indirectly, Section 10(b) of the Securities Exchange Act of 1934 (the “Exchange Act”) [15 U.S.C. § 78j(b)] and Rule 10b-5 thereunder [17 C.F.R. § 240.10b-5], by using any means or instrumentality of interstate commerce, or of the mails, or of any facility of any national securities exchange, in connection with the purchase or sale of any security:

- (a) to employ any device, scheme, or artifice to defraud;
- (b) to make any untrue statement of a material fact or to omit to state a material fact necessary in order to make the statements made, in the light of the circumstances under which they were made, not misleading; or
- (c) to engage in any act, practice, or course of business which operates or would operate as a fraud or deceit upon any person.

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

II.

IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that, pursuant to Section 21(d)(2) of the Exchange Act [15 U.S.C. § 78u(d)(2)], Defendant is prohibited from acting as an officer or director of any issuer that has a class of securities registered pursuant to Section 12 of the Exchange Act [15 U.S.C. § 78l] or that is required to file reports pursuant to Section 15(d) of the Exchange Act [15 U.S.C. § 78o(d)].

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1 III.

2 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that Defendant
3 shall pay a civil penalty in the amount of \$482,050 to the Securities and Exchange
4 Commission pursuant to Section 21A of the Exchange Act [15 U.S.C. §78u-1].
5 Defendant shall make this payment within 30 days after entry of this Final Judgment.

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

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

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

19 Defendant shall simultaneously transmit photocopies of evidence of payment
20 and case identifying information to the Commission's counsel in this action. By
21 making this payment, Defendant relinquishes all legal and equitable right, title, and
22 interest in such funds and no part of the funds shall be returned to Defendant. The
23 Commission shall send the funds paid pursuant to this Final Judgment to the United
24 States Treasury.

25 The Commission may enforce the Court's judgment for penalties by the use of
26 all collection procedures authorized by law, including the Federal Debt Collection
27 Procedures Act, 28 U.S.C. § 3001 et seq., and moving for civil contempt for the
28 violation of any Court orders issued in this action. Defendant shall pay post-judgment

1 interest on any amounts due after 30 days of the entry of this Final Judgment pursuant
2 to 28 USC § 1961.

3 IV.

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


8 V.

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

18 VI.

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

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23 Dated: April 11, 2022

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MICHAEL W. FITZGERALD
United States District Judge