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JS-6

**UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA
SOUTHERN DIVISION**

SECURITIES AND EXCHANGE
COMMISSION,

Plaintiff,

vs.

PATRICK JEVON JOHNSON,
CHARLES EVERETT (aka CHARLY
EVERETT), FRANK EKEJIJA, AND
NVC FUND, LLC.

Defendants.

Case No. 2:20-cv-08985-FWS-DFM

**FINAL JUDGMENT AS TO
DEFENDANT FRANK EKEJIJA**

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1 This matter came before the Court upon Plaintiff Securities and Exchange
2 Commission's ("SEC") Motion for Entry of Civil Penalties against Defendant Frank
3 Ekejija. The Court, having previously entered a July 2, 2021, Partial Judgment as to
4 Defendant Frank Ekejija (Dkt. No. 88), and having now considered the memoranda
5 and evidence filed by the parties, and all other argument and evidence presented to it,
6 and good cause appearing therefore, grants the SEC's Motion and enters this Final
7 Judgment as to Frank Ekejija ("Defendant").

8 I.

9 IT IS HEREBY ORDERED, ADJUDGED, AND DECREED that Defendant is
10 permanently restrained and enjoined from violating, directly or indirectly, Section
11 10(b) of the Securities Exchange Act of 1934 (the "Exchange Act") [15 U.S.C.
12 § 78j(b)], and Rule 10b-5 thereunder, 17 C.F.R. § 240.10b-5, in connection with the
13 purchase or sale of any security, by using any means or instrumentality of interstate
14 commerce, or of the mails, or of any facility of any national securities exchange:

- 15 (a) to employ any device, scheme, or artifice to defraud; or
16 (b) to engage in any transaction, practice, or course of business which
17 operates or would operate as a fraud or deceit upon the purchaser.

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

24 II.

25 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that Defendant
26 is liable for a civil penalty in the amount of \$195,047 pursuant to Section 21(d)(3) of
27 the Exchange Act, 15 U.S.C. § 78u(d)(3). Defendant shall satisfy this obligation by
28 paying \$195,047 to the Securities and Exchange Commission within 30 days after

1 entry of this Final Judgment.

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

8 Enterprise Services Center
9 Accounts Receivable Branch
6500 South MacArthur Boulevard
10 Oklahoma City, OK 73169

11 and shall be accompanied by a letter identifying the case title, civil action number,
12 and name of this Court; Frank Ekejija as a defendant in this action; and specifying
13 that payment is made pursuant to this Final Judgment.

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

18 The Commission may enforce the Court's judgment for penalties by the use of
19 all collection procedures authorized by law, including the Federal Debt Collection
20 Procedures Act, 28 U.S.C. § 3001 et seq., and moving for civil contempt for the
21 violation of any Court orders issued in this action. Defendant shall pay post
22 judgment interest on any amounts due after 30 days of the entry of this Final
23 Judgment pursuant to 28 U.S.C. § 1961. The Commission shall hold the funds,
24 together with any interest and income earned thereon (collectively, the "Fund"),
25 pending further order of the Court.

26 The Commission may propose a plan to distribute the Fund subject to the
27 Court's approval. Such a plan may provide that the Fund shall be distributed
28 pursuant to the Fair Fund provisions of Section 308(a) of the Sarbanes-Oxley Act of

1 IV.

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

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6 DATED: March 22, 2023

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9 Hon. Fred W. Slaughter
10 UNITED STATES DISTRICT JUDGE

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