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7 **UNITED STATES DISTRICT COURT**
8 **CENTRAL DISTRICT OF CALIFORNIA**
9 **SOUTHERN DIVISION**

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12 SECURITIES AND EXCHANGE
COMMISSION,

13 Plaintiff,

14 vs.

15 MEDICAL CAPITAL HOLDINGS,
16 INC.; MEDICAL CAPITAL
CORPORATION; MEDICAL
17 PROVIDER FUNDING
CORPORATION VI; SIDNEY M.
18 FIELD; and JOSEPH J.
LAMPARIELLO,

19 Defendants.
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Case No. 09-CV-818 DOC (RNBx)

**FINAL JUDGMENT AGAINST
DEFENDANT JOSEPH J.
LAMPARIELLO [1409]**

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1 The Securities and Exchange Commission having filed a Complaint and
2 Defendant Joseph J. Lampariello (“Defendant”) having entered a general
3 appearance; consented to the Court’s jurisdiction over Defendant and the subject
4 matter of this action; made admissions concerning his conduct; and stipulated to
5 entry of this Final Judgment:

6 **I.**

7 IT IS HEREBY ORDERED, ADJUDGED, AND DECREED that Defendant
8 and Defendant’s agents, servants, employees, attorneys, and all persons in active
9 concert or participation with them who receive actual notice of this Judgment by
10 personal service or otherwise are permanently restrained and enjoined from
11 violating Section 17(a) of the Securities Act of 1933 (“Securities Act”), 15 U.S.C.
12 § 77q(a), in the offer or sale of any security by the use of any means or instruments
13 of transportation or communication in interstate commerce or by use of the mails,
14 directly or indirectly:

- 15 (a) to employ any device, scheme, or artifice to defraud;
- 16 (b) to obtain money or property by means of any untrue statement
17 of a material fact or any omission of a material fact necessary in
18 order to make the statements made, in light of the
19 circumstances under which they were made, not misleading; or
- 20 (c) to engage in any transaction, practice, or course of business
21 which operates or would operate as a fraud or deceit upon the
22 purchaser.

23 **II.**

24 IT IS HEREBY FURTHER ORDERED, ADJUDGED, AND DECREED
25 that Defendant and Defendant’s agents, servants, employees, attorneys, and all
26 persons in active concert or participation with them who receive actual notice of
27 this Judgment by personal service or otherwise are permanently restrained and
28 enjoined from violating, directly or indirectly, Section 10(b) of the Securities

1 Exchange Act of 1934 (the “Exchange Act”), 15 U.S.C. § 78j(b), and Rule 10b-5
2 promulgated thereunder, 17 C.F.R. § 240.10b-5, by using any means or
3 instrumentality of interstate commerce, or of the mails, or of any facility of any
4 national securities exchange, in connection with the purchase or sale of any
5 security:

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

13 **III.**

14 IT IS HEREBY FURTHER ORDERED, ADJUDGED, AND DECREED
15 that Plaintiff’s claims for disgorgement of ill-gotten gains, prejudgment interest
16 thereon, and a civil penalty pursuant are DISMISSED.

17 **IV.**

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

21 IT IS SO ORDERED.

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23 DATED: November 14, 2016



24 HON. DAVID O. CARTER
25 UNITED STATES DISTRICT JUDGE
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