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

SECURITIES AND EXCHANGE
COMMISSION,

Plaintiff,

vs.

ENERGY & ENVIRONMENTAL
INVESTMENTS, LLC; ENERGY &
ENVIRONMENT, INC.; AMIR A.
SARDARI; and NARYSA
SARDARI LUDDY,

Defendants.

Case No. 8:23-cv-00338-FWS-JDE

**FINAL JUDGMENT AS TO
DEFENDANT ENERGY &
ENVIRONMENT, INC. [6]**

**FINAL JUDGMENT AS TO
DEFENDANT ENERGY & ENVIRONMENT, INC.**

The Securities and Exchange Commission having filed a Complaint and Defendant Energy & Environment, Inc. having entered a general appearance; consented to the Court’s jurisdiction over Defendant and the subject matter of this action; consented to entry of this Final Judgment without admitting or denying the allegations of the Complaint (except as to jurisdiction); waived findings of fact and

1 conclusions of law; and waived any right to appeal from this Final Judgment:

2 I.

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

10 (a) to employ any device, scheme, or artifice to defraud;

11 (b) to make any untrue statement of a material fact or to omit to state a
12 material fact necessary in order to make the statements made, in the
13 light of the circumstances under which they were made, not
14 misleading; or

15 (c) to engage in any act, practice, or course of business which operates or
16 would operate as a fraud or deceit upon any person.

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

23 II.

24 IT IS HEREBY FURTHER ORDERED, ADJUDGED, AND DECREED
25 that Defendant is permanently restrained and enjoined from violating Section 17(a)
26 of the Securities Act of 1933 (the “Securities Act”) [15 U.S.C. § 77q(a)] in the
27 offer or sale of any security by the use of any means or instruments of
28 transportation or communication in interstate commerce or by use of the mails,

1 directly or indirectly:

2 (a) to employ any device, scheme, or artifice to defraud;

3 (b) to obtain money or property by means of any untrue statement of a
4 material fact or any omission of a material fact necessary in order to
5 make the statements made, in light of the circumstances under which
6 they were made, not misleading; or

7 (c) to engage in any transaction, practice, or course of business which
8 operates or would operate as a fraud or deceit upon the purchaser.

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

15 III.

16 IT IS HEREBY FURTHER ORDERED, ADJUDGED, AND DECREED
17 that Defendant is liable for a civil penalty in the amount of \$200,000 pursuant to
18 Securities Act Section 20(d) and Exchange Act Section 21(d)(3). Defendant shall
19 satisfy this obligation by paying \$200,000 to the Securities and Exchange
20 Commission within 30 days. Defendant shall also use its best efforts to sell certain
21 LNG Plant Equipment and pay certain proceeds of such Equipment to the
22 Commission, in satisfaction of the obligations of defendants Narysa Sardari Luddy
23 and Energy & Environmental Investments, LLC, as more fully set forth in the
24 Consent. Defendant shall also use its best efforts to ensure that initial payments
25 made to the Commission are allocated toward satisfying, in full or in part, the
26 obligations of Defendant Energy & Environment, Inc. and Defendant Narysa
27 Sardari Luddy in this action, and as set forth more fully in the Consent.

28 Defendant may transmit payment electronically to the Commission, which

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

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

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

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

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

1 of 2002. The Court shall retain jurisdiction over the administration of any
2 distribution of the Fund and the Fund may only be disbursed pursuant to an Order
3 of the Court.

4 Regardless of whether any such Fair Fund distribution is made, amounts
5 ordered to be paid as civil penalties pursuant to this Judgment shall be treated as
6 penalties paid to the government for all purposes, including all tax purposes. To
7 preserve the deterrent effect of the civil penalty, Defendant shall not, after offset or
8 reduction of any award of compensatory damages in any Related Investor Action
9 based on Defendant's payment of disgorgement in this action, argue that it is
10 entitled to, nor shall it further benefit by, offset or reduction of such compensatory
11 damages award by the amount of any part of Defendant's payment of a civil
12 penalty in this action ("Penalty Offset"). If the court in any Related Investor
13 Action grants such a Penalty Offset, Defendant shall, within 30 days after entry of
14 a final order granting the Penalty Offset, notify the Commission's counsel in this
15 action and pay the amount of the Penalty Offset to the United States Treasury or to
16 a Fair Fund, as the Commission directs. Such a payment shall not be deemed an
17 additional civil penalty and shall not be deemed to change the amount of the civil
18 penalty imposed in this Judgment. For purposes of this paragraph, a "Related
19 Investor Action" means a private damages action brought against Defendant by or
20 on behalf of one or more investors based on substantially the same facts as alleged
21 in the Complaint in this action.

22 IV.

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

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V.

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

DATED: May 19, 2023



Hon. Fred W. Slaughter
UNITED STATES DISTRICT JUDGE