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

JS-6

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 NARYSA SARDARI
LUDDY [8]**

FINAL JUDGMENT AS TO DEFENDANT NARYSA SARDARI LUDDY

The Securities and Exchange Commission having filed a Complaint and Defendant Narysa Sardari Luddy 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; 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 promulgated 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 HEREBY FURTHER ORDERED, ADJUDGED, AND DECREED that Defendant is permanently restrained and enjoined from violating Section 17(a) of the Securities Act of 1933 (the “Securities Act”) [15 U.S.C. § 77q(a)] in the offer or sale of any security by the use of any means or instruments of transportation or communication in interstate commerce or by use of the mails, directly or indirectly:

- 1 (a) to employ any device, scheme, or artifice to defraud;
- 2 (b) to obtain money or property by means of any untrue statement of a
- 3 material fact or any omission of a material fact necessary in order to
- 4 make the statements made, in light of the circumstances under which
- 5 they were made, not misleading; or
- 6 (c) to engage in any transaction, practice, or course of business which
- 7 operates or would operate as a fraud or deceit upon the purchaser.

8 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that, as

9 provided in Federal Rule of Civil Procedure 65(d)(2), the foregoing paragraph also

10 binds the following who receive actual notice of this Final Judgment by personal

11 service or otherwise: (a) Defendant's officers, agents, servants, employees, and

12 attorneys; and (b) other persons in active concert or participation with Defendant

13 or with anyone described in (a).

14 III.

15 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that pursuant

16 to Section 21(d)(5) of the Exchange Act [15 U.S.C. § 78u(d)(5)], Defendant is

17 permanently restrained and enjoined from directly or indirectly, including, but not

18 limited to, through any entity owned or controlled by her, participating in the

19 issuance, purchase, offer, or sale of any security in an unregistered transaction,

20 provided, however, that such injunction shall not prevent her from purchasing or

21 selling securities listed on a national securities exchange for her own personal

22 account.

23 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that, as

24 provided in Federal Rule of Civil Procedure 65(d)(2), the foregoing paragraph also

25 binds the following who receive actual notice of this Final Judgment by personal

26 service or otherwise: (a) Defendant's officers, agents, servants, employees, and

27 attorneys; and (b) other persons in active concert or participation with Defendant

28 or with anyone described in (a).

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IV.

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)] and Section 20(e) of the Securities Act [15 U.S.C. § 77t(e)], Defendant is permanently 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)].

V.

IT IS HEREBY FURTHER ORDERED, ADJUDGED, AND DECREED that Defendant is liable for disgorgement of \$1,009,191.86, representing net profits gained as a result of the conduct alleged in the Complaint, together with prejudgment interest thereon in the amount of \$289,014.72. Defendant shall satisfy this obligation by paying \$1,298,206.58 to the Securities and Exchange Commission within 30 days after entry of this Final Judgment.

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

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

and shall be accompanied by a letter identifying the case title, civil action number, and name of this Court; Narysa Sardari Luddy as a defendant in this action; and specifying that payment is made pursuant to this Final Judgment. Defendant’s

1 obligation may also be satisfied in full or in part by proceeds of Defendant Energy
2 & Environment, Inc.'s sale of the LNG Plant Equipment described in paragraph
3 (3)(e) of the Consent of Defendant Narysa Sardari Luddy.

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

9 The Commission may enforce the Court's judgment for disgorgement and
10 prejudgment interest by using all collection procedures authorized by law,
11 including, but not limited to, moving for civil contempt at any time after 30 days
12 following entry of this Final Judgment.

13 Defendant shall pay post judgment interest on any amounts due after 30 days
14 of the entry of this Final Judgment pursuant to 28 U.S.C. § 1961. The Commission
15 shall hold the funds, together with any interest and income earned thereon
16 (collectively, the "Fund"), pending further order of the Court.

17 The Commission may propose a plan to distribute the Fund subject to the
18 Court's approval. Such a plan may provide that the Fund shall be distributed
19 pursuant to the Fair Fund provisions of Section 308(a) of the Sarbanes-Oxley Act
20 of 2002. The Court shall retain jurisdiction over the administration of any
21 distribution of the Fund and the Fund may only be disbursed pursuant to an Order
22 of the Court.

23 VI.

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

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

VIII.

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