Securities &	Exchange Commission v. Hemp, Inc. et al		Doc. 197
Securities &	Casey R. Fronk (Illinois #6296535) admitted <i>pro hac vice</i> fronkc@sc.gov Attorney for Plaintiff Securities and Exchange Commission Salt Lake Regional Office 351 South West Temple, Suite 6.100 Salt Lake City, Utah 84101 Telephone: (801) 524-3796 Facsimile: (801) 524-3796 Facsimile: (801) 524-3558 UNITED STATES DISTRICT COURT FOR THE DISTRICT OF NEVADA SECURITIES AND EXCHANGE COMMISSION, Plaintiff, vs. HEMP, INC. a Colorado Corporation; BRUCE J. PERLOWIN, an individual; JED M. PERLOWIN, an individual; FERRIS HOLDING, INC., a private Nevada Corporation; HOBBES EQUITIES INC.,		
20	Limited Liability Company. Defendants.		
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22 23	1. The Securities and Exchange Commission having filed a Complaint and		
24	Defendant HOBBES EQUITIES INC. having entered a general appearance; consented to the		
25	Court's jurisdiction over Defendant and the subject matter of this action; consented to entry of		
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27	this Final Judgment without admitting or denying the allegations of the Complaint (except as to		
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1 jurisdiction and except as otherwise provided herein in paragraph IV); waived findings of fact 2 and conclusions of law; and waived any right to appeal from this Final Judgment: 3 4 IT IS HEREBY ORDERED, ADJUDGED, AND DECREED that Defendant is 5 permanently restrained and enjoined from violating, directly or indirectly, Section 10(b) of the 6 7 8 9 10 11 12 (a) 13 (b) 14 15 16 (c) 17 18 19 20 21 22 23 24 25 26 27 28

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: to employ any device, scheme, or artifice to defraud; to make any untrue statement of a material fact or to omit to state a material fact

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necessary in order to make the statements made, in the light of the circumstances under which they were made, not misleading; or

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

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(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:

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

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).

III.

IT IS HEREBY FURTHER ORDERED, ADJUDGED, AND DECREED that Defendant is permanently restrained and enjoined from violating Section 5 of the Securities Act [15 U.S.C. § 77e] by, directly or indirectly, in the absence of any applicable exemption:

 (a) Unless a registration statement is in effect as to a security, making use of any means or instruments of transportation or communication in interstate commerce or of the mails to sell such security through the use or medium of any prospectus or otherwise;

- (b) Unless a registration statement is in effect as to a security, carrying or causing to be carried through the mails or in interstate commerce, by any means or instruments of transportation, any such security for the purpose of sale or for delivery after sale; or
 - (c) Making use of any means or instruments of transportation or communication in interstate commerce or of the mails to offer to sell or offer to buy through the use or medium of any prospectus or otherwise any security, unless a registration statement has been filed with the Commission as to such security, or while the registration statement is the subject of a refusal order or stop order or (prior to the effective date of the registration statement) any public proceeding or examination under Section 8 of the Securities Act [15 U.S.C. § 77h].

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).

IV.

IT IS HEREBY FURTHER ORDERED, ADJUDGED, AND DECREED that Defendant is permanently barred from participating in an offering of penny stock, including engaging in activities with a broker, dealer, or issuer for purposes of issuing, trading, or inducing or attempting to induce the purchase or sale of any penny stock. A penny stock is any equity security that has a price of less than five dollars, except as provided in Rule 3a51-1 under the Exchange Act [17 C.F.R. 240.3a51-1].

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4	IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that this Court shall retain	
5	jurisdiction of this matter for the purposes of enforcing the terms of this Final Judgment.	
6	VI.	
7	As the filing of this Final Judgment leaves no parties or claims pending, IT IS	
8	FURTHER ORDERED that the Clerk of Court is directed to CLOSE THIS CASE.	
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11	U.S. District Judge Jennifer A. Dorsey Dated: May 31, 2021	
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