

UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF FLORIDA

CASE NO. 9:18-cv-81038-DMM

SECURITIES AND EXCHANGE COMMISSION,

Plaintiff,

v.

PALM HOUSE HOTEL, LLLP, *et al.*,

Defendants and Relief Defendants.

---

**FINAL JUDGMENT AS TO RELIEF DEFENDANT**  
**160 ROYAL PALM, LLC**

The Securities and Exchange Commission having filed a Complaint and Relief Defendant 160 Royal Palm, LLC having: entered a general appearance; consented to the Court's jurisdiction over Relief 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 personal and subject matter jurisdiction, which Relief Defendant admits); waived findings of fact and conclusions of law; and waived any right to appeal from this Final Judgment.

**I.**

**DISGORGEMENT**

**IT IS HEREBY ORDERED AND ADJUDGED** that Relief Defendant is liable for disgorgement of \$24,452,841, representing profits gained as a result of the conduct alleged in the Complaint, together with prejudgment interest thereon in the amount of \$3,218,373.35, for a total of \$27,671,214.35. Relief Defendant shall satisfy this obligation by paying \$27,671,214.35 to the Securities and Exchange Commission within 14 days after entry of this Final Judgment, provided, however, that this payment obligation is subject to applicable bankruptcy law and rules during the

time in which Relief Defendant is a debtor in possession, and to any confirmed plan in Relief Defendant's chapter 11 case.

Relief 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>. Relief 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; 160 Royal Palm, LLC as a relief defendant in this action; and specifying that payment is made pursuant to this Final Judgment. Relief Defendant shall simultaneously transmit photocopies of evidence of payment and case identifying information to the Commission's counsel in this action. By making this payment, Relief Defendant relinquishes all legal and equitable right, title, and interest in such funds and no part of the funds shall be returned to Relief Defendant. The Commission shall hold the funds (collectively, the "Fund") and may propose a plan to distribute the Fund subject to the Court's approval. The Court shall retain jurisdiction over the administration of any distribution of the Fund. If the Commission staff determines that the Fund will not be distributed, the Commission shall send the funds paid pursuant to this Final Judgment to the United States Treasury. The Commission may enforce the Court's judgment for disgorgement and prejudgment interest by moving for civil contempt (and/or through other collection procedures authorized by law) at any time after 14 days following entry of this Final Judgment, but any such

collection efforts are subject to applicable bankruptcy law and rules during the time in which Relief Defendant is a debtor in possession, and to any confirmed plan in Relief Defendant's chapter 11 case. Relief Defendant shall pay post judgment interest on any delinquent amounts pursuant to 28 U.S.C. § 1961.

**II.**

**INCORPORATION OF RELIEF DEFENDANT'S CONSENT**

**IT IS FURTHER ORDERED AND ADJUDGED** that the Consent filed herewith is incorporated herein with the same force and effect as if fully set forth herein, and that Relief Defendant shall comply with all of the undertakings and agreements set forth therein.

**III.**

**RETENTION OF JURISDICTION**

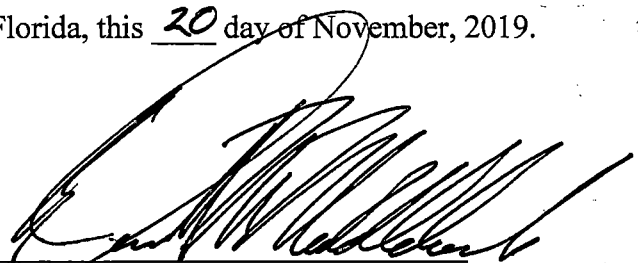
**IT IS FURTHER ORDERED AND ADJUDGED** that this Court shall retain jurisdiction of this matter for the purposes of enforcing the terms of this Judgment.

**IV.**

**RULE 54(b) CERTIFICATION**

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

**SIGNED** in Chambers in West Palm Beach, Florida, this 20 day of November, 2019.

  
DONALD M. MIDDLEBROOKS  
UNITED STATES DISTRICT JUDGE