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19 **UNITED STATES DISTRICT COURT**
20 **CENTRAL DISTRICT OF CALIFORNIA**

21 **SECURITIES AND EXCHANGE**
22 **COMMISSION,**

Case No. CV 14-5754-JFW (AGR_x)

23 **Plaintiff,**

24 **vs.**

25 **CALPACIFIC EQUITY GROUP, LLC,**
26 **DANIEL R. BAKER, and**
27 **DEMOSTHENES DRITSAS**

28 **Defendants.**

FINAL JUDGMENT AS TO DEFENDANT DANIEL R. BAKER

The Securities and Exchange Commission having filed a Complaint, and Defendant Daniel R. Baker having: entered a general appearance; consented to the Court's jurisdiction over Baker and the subject matter of this action; consented to

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

3
4 **I.**

5 **DISGORGEMENT, PREJUDGMENT INTEREST, AND CIVIL PENALTY**

6 **IT IS ORDERED AND ADJUDGED** that Baker is liable for disgorgement
7 of \$40,865, prejudgment interest on disgorgement of \$2,086.28, and a civil penalty
8 of \$40,865 pursuant to Section 20(d) of the Securities Act of 1933 (“Securities
9 Act”), 15 U.S.C. § 77t(d), and Section 21(d)(3) of the Securities Exchange Act of
10 1934 (“Exchange Act”), 15 U.S.C. § 78u(d)(3).
11
12

13 Baker shall satisfy this obligation by paying \$83,816.28 to the Securities and
14 Exchange Commission in five payments according to the following schedule: (1)
15 \$10,000 within 30 days after entry of this Final Judgment; (2) \$10,000 within 90
16 days after entry of this Final Judgment; (3) \$10,000 within 180 days after entry of
17 this Final Judgment; (4) \$10,000 within 270 days after entry of this Final Judgment;
18 and (5) \$43,816.28 plus any unpaid post-judgment interest amounts within one year
19 after entry of this Final Judgment. Payments shall be deemed made on the date they
20 are received by the Commission and shall be applied first to post judgment interest,
21 which accrues pursuant to 28 U.S.C. § 1961 on any unpaid amounts due after 14
22 days after entry of this Final Judgment. Prior to making the final payment set forth
23 herein, Baker shall contact the staff of the Commission for the amount due for the
24 final payment.
25
26
27
28

1 If Baker fails to make any payment by the date agreed and/or in the amount
2 agreed according to the schedule set forth above, all outstanding payments under this
3 Final Judgment, including post-judgment interest, minus any payments made, shall
4 become due and payable immediately at the discretion of the staff of the
5 Commission without further application to the Court.
6

7 Baker may transmit payment electronically to the Commission, which will
8 provide detailed ACH transfer/Fedwire instructions upon request. Payment may also
9 be made directly from a bank account via Pay.gov through the Commission website
10 at <http://www.sec.gov/about/offices/ofm.htm>. Baker may also pay by certified
11 check, bank cashier's check, or United States postal money order payable to the
12 Securities and Exchange Commission, which shall be delivered or mailed to:
13
14

15 Enterprise Services Center
16 Accounts Receivable Branch
17 6500 South MacArthur Boulevard
18 HQ Building Room 181, AMZ-341
19 Oklahoma City, OK 73169

20 and shall be accompanied by a letter identifying the case title, civil action number,
21 name of this Court, and Baker's name as a defendant in this action, and specifying
22 that payment is made pursuant to this Final Judgment.
23

24 Baker shall simultaneously transmit photocopies of evidence of payment and
25 case identifying information to the Commission's counsel in this action, Robert K.
26 Levenson, Securities and Exchange Commission, 801 Brickell Ave., Suite 1800,
27 Miami, FL, 33131. By making these payments, Baker relinquishes all legal and
28

1 equitable rights, title, and interest in such funds and no part of the funds shall be
2 returned to Baker.

3 The Commission may enforce the Court's judgment for disgorgement and
4 prejudgment interest by moving for civil contempt (and/or through other collection
5 procedures authorized by law) at any time after 14 days following entry of this Final
6 Judgment.
7

8
9 The Commission shall hold the funds and may propose a plan to distribute the
10 funds subject to the Court's approval. The Court shall retain jurisdiction over the
11 administration of any distribution of the funds. If the Commission staff determines
12 that the funds will not be distributed, the Commission shall send the funds paid
13 pursuant to this Final Judgment to the United States Treasury.
14

15 **II.**

16 **INCORPORATION OF CONSENT**

17
18 **IT IS FURTHER ORDERED AND ADJUDGED** that Baker's Consent is
19 incorporated herein with the same force and effect as if fully set forth herein, and
20 that Baker shall comply with all of the undertakings and agreements set forth therein.
21

22 **III.**

23 **EXCEPTION TO BANKRUPTCY DISCHARGE**

24
25 **IT IS FURTHER ORDERED AND ADJUDGED** that, solely for purposes
26 of exception to discharge set forth in Section 523 of the Bankruptcy Code, 11 U.S.C.
27 §523, the allegations in the complaint are deemed true and admitted by Baker, and,
28

1 further, any debt for disgorgement or prejudgment interest due by Baker under this
2 Final Judgment is a debt for the violation by Baker of the federal securities laws or
3 any regulation or order under such laws, as set forth in Section 523(a)(19) of the
4 Bankruptcy Code, 11 U.S.C. §523(a)(19).
5

6 **IV.**

7 **RETENTION OF JURISDICTION**

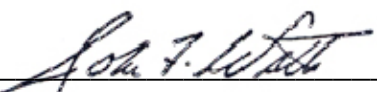
8
9 **IT IS FURTHER ORDERED AND ADJUDGED** that this Court shall retain
10 jurisdiction of this matter for the purposes of enforcing the terms of this Final
11 Judgment.
12

13 **V.**

14 **RULE 54(b) CERTIFICATION**

15 There being no just reason for delay, pursuant to Rule 54(b) of the Federal
16 Rules of Civil Procedure, the Clerk is ordered to enter this Final Judgment forthwith
17 and without further notice.
18

19 **DONE AND ORDERED** in Chambers at Los Angeles, California, this 7th
20 day of April, 2016.
21

22
23 
24 _____
25 THE HON. JOHN F. WALTER
26 UNITED STATES DISTRICT JUDGE

27 Copies:
28 All Counsel and Parties of Record