

UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS

_____)	
SECURITIES AND EXCHANGE COMMISSION,)	
)	
Plaintiff,)	
)	
v.)	Case No. 1:18-cv-12058-RGS
)	
ROGER KNOX, WINTERCAP SA,)	
MICHAEL T. GASTAUER, WB21 US)	
INC., SILVERTON SA INC., WB21 NA)	
INC., C CAPITAL CORP., WINTERCAP)	
SA INC. AND B2 CAP INC.)	
)	
Defendants,)	
and)	
)	
RAIMUND GASTAUER, SIMONE)	
GASTAUER FOEHR, B21 LTD., SHAMAL)	
INTERNATIONAL FZE, AND WB21 DMCC)	
)	
Relief Defendants.)	
_____)	

**FINAL JUDGMENT AS TO
RELIEF DEFENDANT WB21 DMCC**

The Securities and Exchange Commission (“Commission”) having moved for summary judgment on its claims that relief defendant WB21 DMCC (“Relief Defendant”) is liable in unjust enrichment for having received proceeds of fraud, and Defendant having opposed the motion, the Court now GRANTS the Commission’s motion, FINDS that Relief Defendant WB21 DMCC is liable in unjust enrichment for receiving proceeds of fraud, and further orders as follows:

I.

IT IS HEREBY ORDERED, ADJUDGED, AND DECREED that Relief Defendant is liable for disgorgement of \$554,460, representing the net proceeds gained as a result of the conduct alleged in the Complaint, together with prejudgment interest thereon in the amount of \$80,185, for a total of \$634,645. Relief Defendant shall satisfy this obligation by paying \$634,645 to the Securities and Exchange Commission within 30 days after entry of this Final Judgment.

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; WB21 DMCC 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”) until further order of this Court. The SEC may propose a plan to distribute the Fund subject to the Court’s approval, and the Court shall retain jurisdiction over the administration of any distribution of the Fund.

The Commission may enforce the Court’s judgment for disgorgement and prejudgment interest by using all collection procedures authorized by law, including, but not limited to, moving for civil contempt at any time after 30 days following entry of this Final Judgment. Relief Defendant shall pay post judgment interest on any amounts due after 30 days of entry of this Final Judgment pursuant to 28 U.S.C. §1961.

II.

IT IS HEREBY ORDERED, ADJUDGED, AND DECREED that within 3 days after being served with a copy of this Final Judgment, Emirates NBD Bank (United Arab Emirates) shall transfer the entire balance of the following Emirates NBD Bank account(s) which were frozen pursuant to an Order of this Court to the Commission:

Account Owner	Acct. Ending in:
WB21 DMCC	****8802

Emirates NBD Bank 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>. Emirates NBD Bank also may transfer these funds 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

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and shall be accompanied by a letter identifying the case title, civil action number, and name of this Court; and specifying that payment is made pursuant to this Final Judgment.

III.

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.

IV.

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.

Dated: June 3, 2022

/s/ Richard G. Stearns
UNITED STATES DISTRICT JUDGE