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8 **UNITED STATES DISTRICT COURT**
9 **SOUTHERN DISTRICT OF CALIFORNIA**
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11 SECURITIES AND EXCHANGE
12 COMMISSION,

13 Plaintiff,

14 v.

15 ONGKARUCK SRIPETCH; AMANDA
16 FLORES; BREHNEN KNIGHT;
17 ANDREW MCALPINE, ASHMIT
18 PATEL; MICHAEL WEXLER;
19 DOMINIC WILLIAMS; ADTRON INC.
20 a/k/a STOCKPALOOZA.COM; ATG
21 INC.; DOIT, LTD.; DOJI CAPITAL,
22 INC.; KING MUTUAL SOLUTIONS
23 INC.; OPTIMUS PRIME FINANCIAL
24 INC.; ORCA BRIDGE; REDLINE
25 INTERNATIONAL; and UAIM
26 CORPORATION,

27 Defendants.
28

Case No.: 20-cv-01864-H-AGS

**DEFAULT JUDGMENT AGAINST
DEFENDANT ASHMIT PATEL**

29 Pursuant to the Court's April 15, 2024 order granting Plaintiff Securities and
30 Exchange Commission ("SEC")'s motion for default judgment against Defendant Ashmit
31 Patel pursuant to Federal Rule of Civil Procedure 55(b), (Doc. No. 170), the Court enters
32 the following final default judgment against Defendant Patel:

I.

IT IS HEREBY ORDERED, ADJUDGED, AND DECREED that Defendant Patel 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; or

(b) 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 Patel’s officers, agents, servants, employees, and attorneys; and (b) other persons in active concert or participation with Defendant Patel or with anyone described in (a).

II.

IT IS HEREBY FURTHER ORDERED, ADJUDGED, AND DECREED that Defendant Patel 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:

(a) to employ any device, scheme, or artifice to defraud; or

(b) 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)

1 Defendant Patel's officers, agents, servants, employees, and attorneys; and (b) other
2 persons in active concert or participation with Defendant Patel or with anyone described in
3 (a).

4 III.

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

11 IV.

12 IT IS HEREBY FURTHER ORDERED, ADJUDGED, AND DECREED that
13 Defendant Patel is liable for disgorgement of \$918,827.41, representing net profits gained
14 as a result of the conduct alleged in the operative Complaint, together with prejudgment
15 interest thereon in the amount of \$399,841.00, for a total of \$1,318,668.41. Defendant
16 Patel must satisfy this obligation by paying \$1,318,668.41 to the Securities and Exchange
17 Commission within 30 days after entry of this Final Judgment.

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

24 Enterprise Services Center
25 Accounts Receivable Branch
26 6500 South MacArthur Boulevard
27 Oklahoma City, OK 73169
28

1 and must be accompanied by a letter identifying the case title, civil action number, and
2 name of this Court; Ashmit Patel as a defendant in this action; and specifying that payment
3 is made pursuant to this Final Judgment.

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

8 The Commission will hold the funds (collectively, the "Fund") until further order of
9 this Court. The SEC may propose a plan to distribute the Fund subject to the Court's
10 approval, and the Court will retain jurisdiction over the administration of any distribution
11 of the Fund.

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

17 IV.

18 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that this Court will
19 retain jurisdiction of this matter for the purposes of enforcing the terms of this Final Default
20 Judgment.

21 V.

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

25 **IT IS SO ORDERED.**

26 DATED: April 26, 2024

27 
28 MARILYN L. HUFF, District Judge
UNITED STATES DISTRICT COURT