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7 **UNITED STATES DISTRICT COURT**
8 **CENTRAL DISTRICT OF CALIFORNIA**

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11 **SECURITIES AND EXCHANGE
COMMISSION,**

12 **Plaintiff,**

13 **vs.**

14 **CHARLES P. COPELAND,**
15 **COPELAND WEALTH**
16 **MANAGEMENT, A FINANCIAL**
17 **ADVISORY CORPORATION, and**
18 **COPELAND WEALTH**
19 **MANAGEMENT, A REAL ESTATE**
20 **CORPORATION,**

21 **Defendants.**

Case No. 2:11-cv-08607-R-DTBx

**FINAL JUDGMENT AS TO
DEFENDANT CHARLES P.
COPELAND**

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1 Plaintiff Securities and Exchange Commission (“SEC”) having filed a
2 Complaint and Defendants Charles P. Copeland (“Charles Copeland”), Copeland
3 Wealth Management, A Financial Advisory Corporation (“CWM”) and Copeland
4 Wealth Management, a Real Estate Corporation (“Copeland Realty”) (collectively,
5 “Defendants”) having entered a general appearance; consented to the Court’s
6 jurisdiction over Defendants and the subject matter of this action; consented to entry
7 of permanent injunctive relief, and to pay disgorgement and a civil penalty without
8 admitting or denying the allegations of the Complaint (except as to jurisdiction);
9 waived findings of fact and conclusions of law; and waived any right to appeal from
10 the entry of a permanent injunction (*see* Dkt. No. 2) and the SEC having moved
11 pursuant to the Consent and Judgment of Permanent Injunction for monetary
12 remedies, and this Court having found that imposition of monetary remedies is
13 supported by the record and the SEC’s motion is therefore granted:

14 **I.**

15 IT IS HEREBY FURTHER ORDERED, ADJUDGED, AND DECREED that
16 Defendants Charles Copeland, CWM and Copeland Realty, and their agents, servants,
17 employees, attorneys, and all persons in active concert or participation with them who
18 receive actual notice of this Judgment by personal service or otherwise are
19 permanently restrained and enjoined from violating Section 17(a) of the Securities
20 Act of 1933 (the “Securities Act”), 15 U.S.C. § 77q(a), in the offer or sale of any
21 security by the use of any means or instruments of transportation or communication
22 in interstate commerce or by use of the mails, directly or indirectly:

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

3 **II.**

4 IT IS HEREBY ORDERED, ADJUDGED, AND DECREED that Defendants
5 Charles Copeland, CWM and Copeland Realty, and their agents, servants, employees,
6 attorneys, and all persons in active concert or participation with them who receive
7 actual notice of this Judgment by personal service or otherwise are permanently
8 restrained and enjoined from violating, directly or indirectly, Section 10(b) of the
9 Securities Exchange Act of 1934 (the "Exchange Act"), 15 U.S.C. § 78j(b), and Rule
10 10b-5 promulgated thereunder, 17 C.F.R. § 240.10b-5, by using any means or
11 instrumentality of interstate commerce, or of the mails, or of any facility of any
12 national securities exchange, in connection with the purchase or sale of any security:

- 13 (a) to employ any device, scheme, or artifice to defraud;
14 (b) to make any untrue statement of a material fact or to omit to state a
15 material fact necessary in order to make the statements made, in the light
16 of the circumstances under which they were made, not misleading; or
17 (c) to engage in any act, practice, or course of business which operates or
18 would operate as a fraud or deceit upon any person.

19 **III.**

20 IT IS HEREBY FURTHER ORDERED, ADJUDGED, AND DECREED that
21 Charles Copeland, CWM and Copeland Realty, and their agents, servants, employees,
22 attorneys, and all persons in active concert or participation with them who receive
23 actual notice of this Judgment by personal service or otherwise are permanently
24 restrained and enjoined from violating Sections 206(1) and 206(2) of the Investment
25 Advisers Act of 1940 ("Advisers Act"), 15 U.S.C. §§ 80b-6(1) & 80b-6(2), by the use
26 of the mails or any means or instrumentalities of interstate commerce:

- 27 (a) to employ any device, scheme, or artifice to defraud any client or
28 prospective client; or

1 (b) to engage in any transaction, practice, or course of business which
2 operates as a fraud or deceit upon any client or prospective client.

3 **IV.**

4 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that Defendant
5 is liable for disgorgement of \$13,624,632, representing profits gained as a result of
6 the conduct alleged in the Complaint, together with prejudgment interest thereon in
7 the amount of \$229,364.17, and a civil penalty in the amount of \$450,000 pursuant to
8 Section 20(d) of the Securities Act, 15 U.S.C § 77t(d), and Section 21(d)(3) of the
9 Exchange Act, 15 U.S.C. § 78u(d)(3). Defendant shall satisfy this obligation by
10 paying \$14,303,996.10 to the Securities and Exchange Commission within 14 days
11 after entry of this Final Judgment.

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

18 Enterprise Services Center
19 Accounts Receivable Branch
20 6500 South MacArthur Boulevard
21 Oklahoma City, OK 73169

22 and shall be accompanied by a letter identifying the case title, civil action number,
23 and name of this Court; Charles P. Copeland as a defendant in this action; and
24 specifying that payment is made pursuant to this Final Judgment.

25 Defendant shall simultaneously transmit photocopies of evidence of payment
26 and case identifying information to the SEC's counsel in this action. By making this
27 payment, Defendant relinquishes all legal and equitable right, title, and interest in
28 such funds and no part of the funds shall be returned to Defendant. The SEC shall

1 send the funds paid pursuant to this Final Judgment to the United States Treasury.

2 The Commission may enforce the Court's judgment for disgorgement and
3 prejudgment interest by moving for civil contempt (and/or through other collection
4 procedures authorized by law) at any time after 14 days following entry of this Final
5 Judgment. Defendant shall pay post judgment interest on any delinquent amounts
6 pursuant to 28 U.S.C. § 1961.

7 V.

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

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13 Dated: October 3, 2016

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15 HON. MANUEL L. REAL
16 UNITED STATES DISTRICT JUDGE

17 **CC; FISCAL**
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