

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA

CASE NO.: 9:18-cv-81428-ROSENBERG/REINHART

SECURITIES AND EXCHANGE COMMISSION,

Plaintiff,

v.

MARK E. FISHER and
JOSEPH F. CAPUOZZO,

Defendants.

FINAL JUDGMENT AS TO DEFENDANT JOSEPH F. CAPUOZZO

The Securities and Exchange Commission having filed a Complaint and Defendant Joseph F. Capuozzo having entered a general appearance, consented to the Court's jurisdiction over him and the subject matter of this action, consented to the entry of a judgment ordering disgorgement of ill-gotten gains, prejudgment interest thereon, and a civil penalty pursuant to Section 20(d) of the Securities Act, 15 U.S.C. § 77t(d), and Section 21(d)(3) of the Exchange Act, 15 U.S.C. § 78u(d)(3), and consented to the Court's determination as to the amounts of the disgorgement and civil penalty upon motion by the Commission, and the Court having considered the Commission's Motion For Final Judgment Against Defendants Mark E. Fisher and Joseph F. Capuozzo:

I.

DISGORGEMENT AND PREJUDGMENT INTEREST

IT IS HEREBY ORDERED AND ADJUDGED that Defendant Capuozzo is liable for disgorgement of \$52,516.00, representing profits gained as a result of the conduct alleged in the Complaint, together with prejudgment interest thereon in the amount of \$11,716.78 for a total of

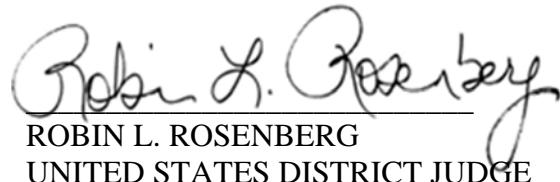
\$64,232.78. This amount is deemed satisfied by the forfeiture ordered against Capuozzo in the criminal case concerning the same conduct at issue in the case, *United States v. Fisher and Capuozzo*, No. 1:18-cr-20823-KMW (S.D. Fla.).

II.

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.

DONE and ORDERED in Chambers, West Palm Beach, Florida, this 5th day of May, 2020.


ROBIN L. ROSENBERG
UNITED STATES DISTRICT JUDGE

Copies furnished to Counsel of Record