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JS-6

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

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13 SECURITIES AND EXCHANGE  
COMMISSION,

14 Plaintiff,

15 vs.

16 REMINGTON CHASE a/k/a  
17 WILLIAM WESTWOOD a/k/a  
WILLIAM ELLIOT,

18 Defendant  
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Case No.: CV 20-8343 FMO (PVCx)

**[PROPOSED] FINAL JUDGMENT AS  
TO DEFENDANT REMINGTON  
CHASE a/k/a WILLIAM  
WESTWOOD a/k/a WILLIAM  
ELLIOT**

1 The Securities and Exchange Commission having filed a Complaint and  
2 defendant Remington Chase a/k/a William Westwood a/k/a William Elliot  
3 (“Defendant”) having entered a general appearance; consented to the Court’s  
4 jurisdiction over Defendant and the subject matter of this action; consented to entry  
5 of this Final Judgment without admitting or denying the allegations of the Complaint  
6 (except as to jurisdiction and except as otherwise provided herein in paragraph VI);  
7 waived findings of fact and conclusions of law; and waived any right to appeal from  
8 this Final Judgment:

9 **I.**

10 IT IS HEREBY ORDERED, ADJUDGED, AND DECREED that Defendant is  
11 permanently restrained and enjoined from violating Section 17(a) of the Securities  
12 Act of 1933 (the “Securities Act”) [[15 U.S.C. § 77q\(a\)](#)] in the offer or sale of any  
13 security by the use of any means or instruments of transportation or communication  
14 in interstate commerce or by use of the mails, directly or indirectly

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

22 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that, as  
23 provided in [Federal Rule of Civil Procedure 65\(d\)\(2\)](#), the foregoing paragraph also  
24 binds the following who receive actual notice of this Final Judgment by personal  
25 service or otherwise: (a) Defendant’s officers, agents, servants, employees, and  
26 attorneys; and (b) other persons in active concert or participation with Defendant or  
27 with anyone described in (a).

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2 **II.**

3 IT IS HEREBY ORDERED, ADJUDGED, AND DECREED that Defendant is  
4 permanently restrained and enjoined from violating Section 5 of the Securities Act  
5 [[15 U.S.C. § 77e](#)] by, directly or indirectly, in the absence of any applicable  
6 exemption:

- 7 (a) Unless a registration statement is in effect as to a security, making use of  
8 any means or instruments of transportation or communication in  
9 interstate commerce or of the mails to sell such security through the use  
10 or medium of any prospectus or otherwise;
- 11 (b) Unless a registration statement is in effect as to a security, carrying or  
12 causing to be carried through the mails or in interstate commerce, by any  
13 means or instruments of transportation, any such security for the purpose  
14 of sale or for delivery after sale; or
- 15 (c) Making use of any means or instruments of transportation or  
16 communication in interstate commerce or of the mails to offer to sell or  
17 offer to buy through the use or medium of any prospectus or otherwise  
18 any security, unless a registration statement has been filed with the  
19 Commission as to such security, or while the registration statement is the  
20 subject of a refusal order or stop order or (prior to the effective date of  
21 the registration statement) any public proceeding or examination under  
22 Section 8 of the Securities Act [[15 U.S.C. § 77h](#)].

23 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that, as  
24 provided in [Federal Rule of Civil Procedure 65\(d\)\(2\)](#), the foregoing paragraph also  
25 binds the following who receive actual notice of this Final Judgment by personal  
26 service or otherwise: (a) Defendant's officers, agents, servants, employees, and  
27 attorneys, and (b) other persons in active concert or participation with Defendant or  
28 with anyone described in (a).

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**III.**

IT IS HEREBY ORDERED, ADJUDGED AND DECREED that Defendant 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;
- (b) to make any untrue statement of a material fact or to omit to state a material fact necessary in order to make the statements made, in light of the circumstances under which they were made, not misleading; or
- (c) 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’s officers, agents, servants, employees, and attorneys; and (b) other persons in active concert or participation with Defendant or with anyone described in (a).

**IV.**

IT IS HEREBY FURTHER ORDERED, ADJUDGED, AND DECREED that Defendant is liable for disgorgement of \$8,906,000, representing profits gained as a result of the conduct alleged in the Complaint, together with prejudgment interest thereon in the amount of \$1,022,010, and a civil penalty in the amount of \$192,768 pursuant to Section 20(d) of the Securities Act, 15 U.S.C. § 77t(d) and Section 21(d) of the Exchange Act, 15 U.S.C. § 78u(d)(3). Defendant shall satisfy this obligation by paying \$10,120,778 to the Securities and Exchange Commission within 30 days after

1 entry of this Final Judgment.

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

8  
9 Enterprise Services Center  
Accounts Receivable Branch  
6500 South MacArthur Boulevard  
10 Oklahoma City, OK 73169

11 and shall be accompanied by a letter identifying the case title, civil action number,  
12 and name of this Court; Remington Chase a/k/a William Westwood a/k/a William  
13 Elliot as a defendant in this action; and specifying that payment is made pursuant to  
14 this Final Judgment.

15 Defendant shall simultaneously transmit photocopies of evidence of payment  
16 and case identifying information to the Commission's counsel in this action. By  
17 making this payment, Defendant relinquishes all legal and equitable right, title, and  
18 interest in such funds and no part of the funds shall be returned to Defendant.

19 The Commission may enforce the Court's judgment for disgorgement and  
20 prejudgment interest by moving for civil contempt (and/or through other collection  
21 procedures authorized by law) at any time after 30 days following entry of this Final  
22 Judgment. Defendant shall pay post-judgment interest on any delinquent amounts  
23 pursuant to [28 U.S.C. § 1961](#). The Commission shall hold the funds, together with  
24 any interest and income earned thereon (collectively, the "Fund"), pending further  
25 order of the Court.

26 The Commission may propose a plan to distribute the Fund subject to the  
27 Court's approval. Such a plan may provide that the Fund shall be distributed  
28 pursuant to the Fair Fund provisions of Section 308(a) of the Sarbanes-Oxley Act of



1 William Elliot, to the Commission. SR&Z may transmit payment electronically to  
2 the Commission, which will provide detailed ACH transfer/Fedwire instructions upon  
3 request. Payment may also be made directly from a bank account via Pay.gov  
4 through the SEC website at <http://www.sec.gov/about/offices/ofm.htm>. SR&Z also  
5 may transfer these funds by certified check, bank cashier's check, or United States  
6 postal money order payable to the Securities and Exchange Commission, which shall  
7 be delivered or mailed to

8  
9 Enterprise Services Center  
10 Accounts Receivable Branch  
6500 South MacArthur Boulevard  
Oklahoma City, OK 73169

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

14 **VI.**

15 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that, solely for  
16 purposes of exceptions to discharge set forth in Section 523 of the Bankruptcy Code,  
17 [11 U.S.C. § 523](#), the allegations in the Complaint are true and admitted by Defendant,  
18 and further, any debt for disgorgement, prejudgment interest, civil penalty, or other  
19 amounts due by Defendant under this Final Judgment or any other judgment, order,  
20 consent order, decree or settlement agreement entered in connection with this  
21 proceeding, is a debt for the violation by Defendant of the federal securities laws or  
22 any regulation or order issued under such laws, as set forth in Section 523(a)(19) of  
23 the Bankruptcy Code, [11 U.S.C. § 523\(a\)\(19\)](#).

24 **VII.**

25 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that the  
26 Consent is incorporated herein with the same force and effect as if fully set forth  
27 herein, and that Defendant shall comply with all of the undertakings and agreements  
28 set forth therein.

**VIII.**

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.

**IX.**

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: October 5, 2020

/s/ Fernando M. Olguin

UNITED STATES DISTRICT JUDGE

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