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UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA, WESTERN DIVISION

SECURITIES AND EXCHANGE
COMMISSION,
Plaintiff,

vs.
SAFEGUARD METALS LLC AND
JEFFREY IKAHN (f/k/a/ JEFFREY S.
SANTULAN),

Defendants.

Case No. 2:22-CV-00693 JFW (SKx)
Hon. John F. Walter, Crtrm 7A

**FINAL JUDGMENT AS TO
DEFENDANT SAFEGUARD
METALS LLC**

Complaint Filed: Feb. 1, 2022

The Securities and Exchange Commission having filed a Complaint and Defendant Safeguard Metals LLC (“Defendant”) having entered a general appearance; consented to the Court’s jurisdiction over Defendant and the subject matter of this action; consented to entry of this Final Judgment without admitting or denying the allegations of the Complaint (except as to jurisdiction); waived findings of fact and conclusions of law; and waived any right to appeal from this Final Judgment:

I.

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

1 Exchange Act of 1934 (the “Exchange Act”) [15 U.S.C. § 78j(b)] and Rule 10b-5 promulgated
2 thereunder [17 C.F.R. § 240.10b-5], by using any means or instrumentality of interstate commerce,
3 or of the mails, or of any facility of any national securities exchange, in connection with the
4 purchase or sale of any security:

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

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

16 II.

17 IT IS HEREBY ORDERED, ADJUDGED, AND DECREED that Defendant is permanently
18 restrained and enjoined from violating, directly or indirectly, Section 206(1) and Section 206(2) of
19 the Advisers Act [15 U.S.C. §§ 80b-6(1) and 80b-6(2)] (“Advisers Act”), by making use of the
20 mails or any means or instrumentality of interstate commerce, in connection with the conduct of
21 business as an investment adviser, directly or indirectly:

- 22 (i) to employ any device, scheme or artifice to defraud any investment advisory clients or
23 prospective clients; or
24 (ii) to engage in any transaction, practice or course of business which operates as a fraud or
25 deceit upon any such investment advisory clients or prospective clients.

26 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that, as provided in Federal
27 Rule of Civil Procedure 65(d)(2), the foregoing paragraph also binds the following who receive
28 actual notice of this Final Judgment by personal service or otherwise: (a) Defendant’s officers,

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

3 III.

4 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that Defendant is liable,
5 jointly and severally with Defendant Jeffrey Ikahn, for disgorgement of \$25,569,303, representing
6 net profits gained as a result of the conduct alleged in the Complaint, to be offset against any
7 amounts paid in restitution to the Commodity Futures Trading Commission (“CFTC”) in its parallel
8 action, *CFTC, et al. v. Safeguard Metals LLC and Jeffrey Santulan*, 2:22-cv-00691-JFW (SKx),
9 together with prejudgment interest thereon in the amount of \$4,821,263. The Court finds that
10 sending the disgorged funds to the United States Treasury, as ordered below, is consistent with
11 equitable principles. The Court further imposes, jointly and severally with Defendant Jeffrey Ikahn,
12 a civil penalty in the amount of \$25,569,303, pursuant to Section 21(d)(3) of the Exchange Act [15
13 U.S.C. § 78u(d)(3)], and Section 209(e) of the Advisers Act [15 U.S.C. § 80b-9(e)], to be offset
14 against any amounts paid as a penalty to the CFTC in its parallel action. Defendant shall satisfy
15 these obligations by paying \$55,959,869 to the Securities and Exchange Commission within 30
16 days after entry of this Final Judgment.

17 Defendant may transmit payment electronically to the Commission, which will provide
18 detailed ACH transfer/Fedwire instructions upon request. Payment may also be made directly from
19 a bank account via Pay.gov through the SEC website at <http://www.sec.gov/about/offices/ofm.htm>.
20 Defendant may also pay by certified check, bank cashier’s check, or United States postal money
21 order payable to the Securities and Exchange Commission, which shall be delivered or mailed to
22 Enterprise Services Center
23 Accounts Receivable Branch
24 6500 South MacArthur Boulevard
25 Oklahoma City, OK 73169
26 and shall be accompanied by a letter identifying the case title, civil action number, and name of this
27 Court; Safeguard Metals LLC as a defendant in this action; and specifying that payment is made
28 pursuant to this Final Judgment.

1 Defendant shall simultaneously transmit photocopies of evidence of payment and case
2 identifying information to the Commission's counsel in this action. By making this payment,
3 Defendant relinquishes all legal and equitable right, title, and interest in such funds and no part of
4 the funds shall be returned to Defendant. The Commission shall send the funds paid pursuant to
5 this Final Judgment to the United States Treasury.

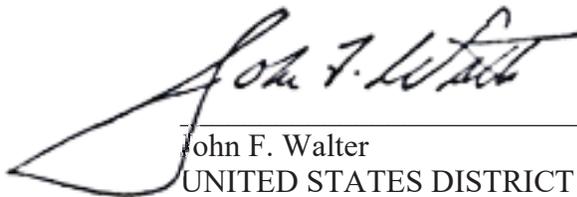
6 The Commission may enforce the Court's judgment for disgorgement and prejudgment
7 interest by using all collection procedures authorized by law, including, but not limited to, moving
8 for civil contempt at any time after 30 days following entry of this Final Judgment. The
9 Commission may enforce the Court's judgment for penalties by the use of all collection procedures
10 authorized by law, including the Federal Debt Collection Procedures Act, 28 U.S.C. § 3001 et seq.,
11 and moving for civil contempt for the violation of any Court orders issued in this action.

12 Defendant shall pay post judgment interest on any amounts due after 30 days of the entry of this
13 Final Judgment pursuant to 28 U.S.C. § 1961.

14 IV.

15 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that this Court shall retain
16 jurisdiction of this matter for the purposes of enforcing the terms of this Final Judgment.

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18 Dated: May 2, 2025

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21 John F. Walter
22 UNITED STATES DISTRICT JUDGE
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