
UNITED STATES DISTRICT COURT
District of Minnesota

Securities and Exchange Commission

JUDGMENT IN A CIVIL CASE

V.

Case Number: 10-cv-03995-DWF-JJK

Capital Solutions Monthly Income Fund, LP,
f/k/a Hennessey Financial Monthly Income
Fund, LP; Transaction Finance Fund
Management, LLC; and Todd A. Duckson

Jury Verdict. This action came before the Court for a trial by jury. The issues have been tried and the jury has rendered its verdict.

Decision by Court. This action came to trial or hearing before the Court. The issues have been tried or heard and a decision has been rendered.

IT IS ORDERED AND ADJUDGED THAT:

1. On October 22, 2013, the jury reached a verdict in favor of Plaintiff on each of the following counts based on two time periods (between March 2008 through late October 2008 (“Period 1”) and October 2008 through December 2009 (“Period 2”)): (1) Count I (direct violations of Section 10(b) of the Exchange Act, and Rule 10b-5, promulgated thereunder, against the Fund for Period 1 and Period 2, and against Duckson and the Fund for Period 2); (2) Count II (aiding and abetting the Fund’s violations of Section 10(b) of the Exchange Act, and Rule 10b-5, promulgated thereunder, against Duckson for Period 1); and (3) Count III (direct violations of Section 17(a) of the Securities Act against Duckson and the Fund for Period 1 and Period 2) (Doc. No. [355].)

2. Plaintiff is entitled to judgment on Count I of the Second Amended Complaint against Defendants Duckson, the Fund, and TFFM (Doc. No. [163]).

3. Plaintiff is entitled to judgment on Count I of the Second Amended Complaint Duckson (Doc. No. [163]).

4. Plaintiff is entitled to judgment on Count I of the Second Amended Complaint Duckson and the Fund (Doc. No. [163]).

5. The jury found in favor of TFFM on Count III. As such, Count III of the Second Amended Complaint (Doc. No. [163]) as asserted against TFFM is DISMISSED WITH PREJUDICE.

6. Plaintiff's Motion for Remedies (Doc. No. [360]) is GRANTED IN PART AND DENIED IN PART as follows:

a. Capital Solutions Monthly Income Fund, LP (f/k/a Hennessey Financial Monthly Income Fund, LP), Transaction Finance Fund Management, LLC, and Todd A. Duckson are permanently enjoined from committing any future violations of the following Sections of the Securities Exchange Act of 1934: Section 10(b) of the Exchange Act, and Rule 10b-5 promulgated thereunder; Section 17(a) of the Securities Act; and from aiding and abetting violations of any securities laws;

b. Todd A. Duckson is barred from serving as an officer or director of a publicly traded corporation for a period of ten years from the date the judgment in this action is entered;

c. Capital Solutions Monthly Income Fund, LP (f/k/a Hennessey Financial Monthly Income Fund, LP) is ordered to disgorge \$12,063,430, plus prejudgment interest in the amount of \$2,519,751;

d. Todd A. Duckson and Transaction Finance Fund Management, LLC are jointly and severally ordered to disgorge \$2,960,771, plus prejudgment interest in the amount of \$340,862;

e. Todd A. Duckson is additionally ordered to disgorge the following: \$709,500 and \$210,855 prejudgment interest on that amount; \$466,343 and \$63,209 prejudgment interest on that amount; and \$275,000 and \$31,430 prejudgment interest on that amount.

f. The Court imposes civil penalties against Todd A. Duckson and Transaction Finance Fund Management, LLC in the amounts of \$50,000 and \$15,000, respectively.

July 1, 2014

Date

RICHARD D. SLETTEN, CLERK

s/L. Brennan

(By)

L. Brennan, Deputy Clerk