

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA
MIAMI DIVISION**

CASE NO.: 10-CV-20475-TURNOFF

**SECURITIES AND EXCHANGE
COMMISSION,**

Plaintiff,

v.

STEVEN SCOPPETUOLO, et al.,

Defendants.

FINAL JUDGMENT AS TO DEFENDANT SARANG AHUJA

Plaintiff Securities and Exchange Commission commenced this action by filing its Complaint against, among others, Defendant Sarang Ahuja. Ahuja previously entered a general appearance and consented to the Court's jurisdiction over him and the subject matter of this action. (D.E. 129-1). Ahuja also previously consented to a permanent injunction to prohibit violations of Section 10(b) and Rule 10b-5 of the Securities Exchange Act of 1934 ("Exchange Act") [15 U.S.C. § 78j(b) and 17 C.F.R. § 240.10b-5]; the Commission's entitlement to disgorgement and prejudgment interest; and to a civil money penalty pursuant to Section 21A of the Exchange Act [15 U.S.C. § 78u-1]. *Id.*

Without admitting or denying the allegations of the Complaint (except as to subject matter and personal jurisdiction), Ahuja, by the attached Consent to Final Judgment, now having waived findings of fact and conclusions of law, and waived any right to appeal from this Final Judgment, and this Court having accepted Ahuja's Consent, having jurisdiction over Ahuja and the subject matter of this action:

I.

DISGORGEMENT, PREJUDGMENT INTEREST AND CIVIL PENALTY

IT IS HEREBY ORDERED AND ADJUDGED that Ahuja is liable for disgorgement \$170,235, representing profits gained as a result of the conduct alleged in the Complaint, together with prejudgment interest thereon in the amount of \$\$40,374.55, and a civil penalty in the amount of \$170,235 pursuant to Section 21A of the Exchange Act. Ahuja shall satisfy this obligation by paying \$380,844.55 to the Securities and Exchange Commission within 14 days after entry of this Final Judgment.

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

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

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

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

funds shall be returned to Ahuja. The Commission shall send the funds paid pursuant to this Final Judgment to the United States Treasury.

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

Ahuja shall not seek or accept, directly or indirectly, reimbursement or indemnification from any source, including but not limited to payment made pursuant to any insurance policy, with regard to any civil penalty amounts that Ahuja pays pursuant to the Final Judgment, regardless of whether such penalty amounts or any part thereof are added to a distribution fund or otherwise used for the benefit of investors. Ahuja shall not claim, assert, or apply for a tax deduction or tax credit with regard to any federal, state, or local tax for any penalty amounts that Ahuja pays pursuant to the Final Judgment, regardless of whether such penalty amounts or any part thereof are added to a distribution fund or otherwise used for the benefit of investors.

II.

INCORPORATION OF AHUJA'S CONSENT

IT IS FURTHER ORDERED AND ADJUDGED that the Consent of Sarang Ahuja to Final Judgment is incorporated herein with the same force and effect as if fully set forth herein, and that Ahuja shall comply with all of the undertakings and agreements set forth therein.

III.

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 Final Judgment.

IV.

CERTIFICATION UNDER RULE 54(b)

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.

DONE AND ORDERED this 11 day of Sept, 2012 at Miami, Florida.



WILLIAM C. TURNOFF
UNITED STATES MAGISTRATE JUDGE

Copies to all counsel and parties of record

UNITED STATES DISTRICT COURT
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COMMISSION,

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STEVEN SCOPPETUOLO, et al.,

Defendants.

CONSENT OF DEFENDANT SARANG AHUJA TO FINAL JUDGMENT

1. Defendant Sarang Ahuja, without admitting or denying the allegations of the Complaint (except as to personal and subject matter jurisdiction, which Ahuja previously admitted), hereby consents to the entry of the Final Judgment as to Defendant Sarang Ahuja ("Final Judgment") in the form attached and incorporated by reference, which, among other things, orders Ahuja to pay: (a) \$170,235 in disgorgement plus prejudgment interest thereon in the amount of \$40,374.55, for a total of \$210,609.55; and (b) a civil penalty of \$170,235 under Section 21A of the Securities Exchange Act of 1934 ("Exchange Act"), 15 U.S.C. § 78u-1, for a total of \$380,844.55.

2. Ahuja agrees that he shall not seek or accept, directly or indirectly, reimbursement or indemnification from any source, including but not limited to payment made pursuant to any insurance policy, with regard to any civil penalty amounts that Ahuja pays pursuant to the Final Judgment, regardless of whether such penalty amounts or any part thereof are added to a distribution fund or otherwise used for the benefit of investors. Ahuja further agrees that he

SA Sarang Ahuja's Initials

shall not claim, assert, or apply for a tax deduction or tax credit with regard to any federal, state, or local tax for any penalty amounts that Ahuja pays pursuant to the Final Judgment, regardless of whether such penalty amounts or any part thereof are added to a distribution fund or otherwise used for the benefit of investors.

3. Ahuja waives the entry of findings of fact and conclusions of law pursuant to Rule 52 of the Federal Rules of Civil Procedure.

4. Ahuja waives the right, if any, to a jury trial and to appeal from the entry of the Final Judgment.

5. Ahuja enters into this Consent voluntarily and represents that no threats, offers, promises, or inducements of any kind have been made by the Commission or any member, officer, employee, agent, or representative of the Commission to Ahuja or anyone acting on his behalf except as stated in this Consent or the attached Final Judgment to induce Ahuja to enter into this Consent.

6. Ahuja agrees that this Consent shall be incorporated into the Final Judgment with the same force and effect as if fully set forth herein.

7. Ahuja will not oppose the enforcement of the Final Judgment on the ground, if any exists, that it fails to comply with Rule 65(d) of the Federal Rules of Civil Procedure, and hereby waives any objection based thereon.

8. Ahuja waives service of the Final Judgment and agrees that entry of the Final Judgment by the Court and filing with the Clerk of the Court will constitute notice to Ahuja of its terms and conditions. Ahuja further agrees to provide counsel for the Commission, within thirty days after the Final Judgment is filed with the Clerk of the Court, with an affidavit or declaration stating that Ahuja has received and read a copy of the Final Judgment.

 Sarang Ahuja's Initials

9. Consistent with 17 C.F.R. 202.5(f), this Consent resolves only the claims asserted against Ahuja in this civil proceeding. Ahuja acknowledges that no promise or representation has been made by the Commission or any member, officer, employee, agent, or representative of the Commission with regard to any criminal liability that may have arisen or may arise from the facts underlying this action or immunity from any such criminal liability. Ahuja waives any claim of Double Jeopardy based upon the settlement of this proceeding, including the imposition of any remedy or civil penalty herein. Ahuja further acknowledges that the Court's entry of a permanent injunction may have collateral consequences under federal or state law and the rules and regulations of self-regulatory organizations, licensing boards, and other regulatory organizations. Such collateral consequences include, but are not limited to, a statutory disqualification with respect to membership or participation in, or association with a member of, a self-regulatory organization. This statutory disqualification has consequences that are separate from any sanction imposed in an administrative proceeding. In addition, in any disciplinary proceeding before the Commission based on the entry of the injunction in this action, Ahuja understands that he shall not be permitted to contest the factual allegations of the complaint in this action.

10. Ahuja understands and agrees to comply with the Commission's policy "not to permit a defendant or respondent to consent to a judgment or order that imposes a sanction while denying the allegations in the complaint or order for proceedings." 17 C.F.R. § 202.5. In compliance with this policy, Ahuja agrees: (i) not to take any action or to make or permit to be made any public statement denying, directly or indirectly, any allegation in the complaint or creating the impression that the complaint is without factual basis; and (ii) that upon the filing of this Consent, Ahuja hereby withdraws any papers filed in this action to the extent that they deny

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any allegation in the complaint. If Ahuja breaches this agreement, the Commission may petition the Court to vacate the Judgment and restore this action to its active docket. Nothing in this paragraph affects Ahuja's: (i) testimonial obligations; or (ii) right to take legal or factual positions in litigation or other legal proceedings in which the Commission is not a party.

11. Ahuja hereby waives any rights under the Equal Access to Justice Act, the Small Business Regulatory Enforcement Fairness Act of 1996, or any other provision of law to seek from the United States, or any agency, or any official of the United States acting in his or her official capacity, directly or indirectly, reimbursement of attorney's fees or other fees, expenses, or costs expended by Ahuja to defend against this action. For these purposes, Ahuja agrees that Ahuja is not the prevailing party in this action since the parties have reached a good faith settlement.

12. Ahuja agrees that the Commission may present the Final Judgment to the Court for signature and entry without further notice.

13. Ahuja agrees that this Court shall retain jurisdiction over this matter for the purpose of enforcing the terms of the Final Judgment.

14. Ahuja agrees he is liable for disgorgement of \$170,235, representing profits gained as a result of the conduct alleged in the Complaint, together with prejudgment interest thereon in the amount of \$40,374.55, and a civil penalty of \$170,235 pursuant to Section 21A of the Exchange Act, 15 U.S.C. § 78u-1, for a total of \$380,844.55. Ahuja agrees to satisfy this obligation by paying \$380,844.55 within 14 days after entry of this Final Judgment by: (1) transmitting payment electronically to the Commission, which will provide detailed ACH transfer/Fedwire instructions upon request; (2) paying directly from a bank account via Pay.gov through the SEC website at <http://www.sec.gov/about/offices/ofm.htm>; or (3) paying by certified

 Sarang Ahuja's Initials

check, bank cashier's check, or United States postal money order payable to the Securities and Exchange Commission, which shall be delivered or mailed to Enterprise Services Center, Accounts Receivable Branch, 6500 South MacArthur Boulevard, Oklahoma City, OK 73169. Ahuja agrees the payment shall be accompanied by a letter identifying the case title, civil action number, and name of this Court; Ahuja as a defendant in this action; and specifying that payment is made pursuant to this Final Judgment. Ahuja shall simultaneously transmit photocopies of evidence of payment and case identifying information to the Commission's counsel in this action. Ahuja agrees he shall pay post-judgment interest on any delinquent amounts pursuant to 28 U.S.C. § 1961.

Dated: July 7, 2012


SARANG AHUJA

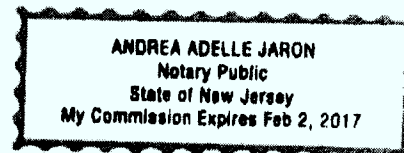
On this 7th day of July, 2012, before me personally appeared SARANG AHUJA who is personally known to me or ☒ who produced a DRIVERS license bearing his name and photograph as identification, and who executed this Consent, and he acknowledged to me that he executed the same.

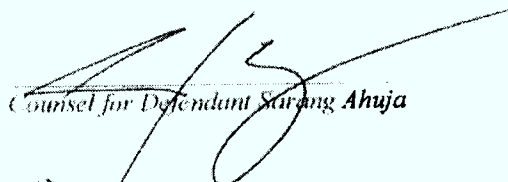

Notary Public


02/02/2017
Commission Expires

Approved as to form:

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Counsel for Defendant Sarang Ahuja

 Sarang Ahuja's Initials