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8 UNITED STATES DISTRICT COURT
 9 DISTRICT OF NEVADA

10 _____)
SECURITIES AND EXCHANGE COMMISSION,)

11 **PLAINTIFF,**)

12 **v.**)

13 **JAMES B. CATLEDGE, DEREK F. C. ELLIOTT,**)
 14 **EMI RESORTS (S.V.G.) INC., a St. Vincent and**)
Grenadines corporation, EMI SUN VILLAGE,)
 15 **INC., a Turks and Caicos Islands corporation, and**)
SUN VILLAGE JUAN DOLIO, INC., a Turks and)
 16 **Caicos Islands corporation,**)

17 **DEFENDANTS,**)

18 **and**)

19 **D.R.C.I. TRUST, a Cook Islands trust,**)

20 **RELIEF DEFENDANT.**)
 21 _____)

Civil No. 2:12-cv-00887-JCM-NJK

**FINAL JUDGMENT AS
 TO DEFENDANT
 DEREK F. C. ELLIOTT**

22 The Securities and Exchange Commission (the “Commission”) having filed a Complaint
 23 and Defendant Derek F. C. Elliott (“Elliott” or Defendant) having entered a general appearance;

1 consented to the Court’s jurisdiction over Defendant and the subject matter of this action;
2 consented to entry of this Judgment without admitting or denying the allegations of the
3 Complaint (except as to jurisdiction); waived findings of fact and conclusions of law; and waived
4 any right to appeal from this Judgment.

5 I.

6 IT IS HEREBY ORDERED, ADJUDGED, AND DECREED that Defendant and
7 Defendant's agents, servants, employees, attorneys, and all persons in active concert or
8 participation with them who receive actual notice of this Judgment by personal service or
9 otherwise are permanently restrained and enjoined from violating Sections 17(a)(1), (2) and (3)
10 of the Securities Act [15 U.S.C. § 77q(a)(1), (2) and (3)] in the offer or sale of any security by
11 the use of any means or instruments of transportation or communication in interstate commerce
12 or by use of the mails, directly or indirectly:

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

19 II.

20 IT IS HEREBY FURTHER ORDERED, ADJUDGED AND DECREED that Defendant,
21 and Defendant’s agents, servants, employees, attorneys and all persons in active concert or
22 participation with them who receive actual notice of this Judgment by personal service or
23 otherwise are permanently restrained and enjoined from violating Sections 5(a) and 5(c) of the

1 Securities Act [15 U.S.C. § 77e (a) and (c)] by, directly or indirectly, in the absence of any
2 applicable exemption:

3 (a) Unless a registration statement is in effect as to a security, making use of
4 the means or instruments of transportation or communication in interstate commerce or
5 of the mails to sell such security through the use or medium of any prospectus or
6 otherwise;

7 (b) Unless a registration statement is in effect as to a security, carrying or
8 causing to be carried through the mails or in interstate commerce, by any means or
9 instruments of transportation, any such security for the purpose of sale or for delivery
10 after sale; or

11 (c) Making use of any means or instruments of transportation or
12 communication in interstate commerce or of the mails to offer to sell or offer to buy
13 through the use or medium of any prospectus or otherwise any security, unless a
14 registration statement has been filed with the Commission as to such security, or while
15 the registration statement is the subject of a refusal order or stop order or (prior to the
16 effective date of the registration statement) any public proceeding or examination under
17 Section 8 of the Securities Act [15 U.S.C. § 77h).

18 III.

19 IT IS HEREBY FURTHER ORDERED, ADJUGED, AND DECREED that, Defendant
20 and Defendant's agents, servants, employees, attorneys, and all persons in active concert or
21 participation with them who receive actual notice of this Judgment by personal service or
22 otherwise are permanently restrained and enjoined from violating, directly or indirectly, Section
23 15(a) of the Exchange Act [15 U.S.C. § 78o(a)] to use the mails or any means or instrumentality

1 of interstate commerce, directly or indirectly, to effect any transactions in, or to induce or attempt
2 to induce the purchase or sale of, any security unless Defendant is registered in accordance with
3 Section 15(b) of the Exchange Act [15 U.S.C. § 78o(b)].

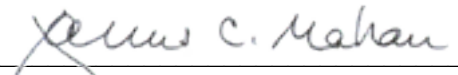
4 IV.

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

7 V.

8 There being no just reason for delay, pursuant to rule 54(b) of the federal rules of civil
9 procedure, the clerk is ordered to enter this Final Judgment forthwith and without further notice.

10
11 Dated: December 16, 2019.

12 
13 UNITED STATES DISTRICT JUDGE