

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

Case No.: 1:12-cv-21917-UU

SECURITIES AND EXCHANGE
COMMISSION,

Plaintiff,

v.

GEORGE G. LEVIN, *et al.*,

Defendants.

FINAL JUDGMENT AGAINST DEFENDANT FRANK PREVE

Pursuant to Federal Rule of Civil Procedure 58 and this Court's Order on Plaintiff's motion to set disgorgement and prejudgment interest amounts, and to dismiss the civil penalty against Defendant Frank Preve, D.E. 314, it is

ORDERED AND ADJUDGED that the civil penalty against Preve is voluntarily dismissed by the Commission. Preve is liable for \$840,471.50 in disgorgement and \$58,487.21 in prejudgment interest thereon, for a total of \$898,958.71, which Preve shall pay within fourteen (14) days. Preve 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>. Preve 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; Preve's name as a defendant in this action; and specifying that payment is made pursuant to this Final Judgment.

Preve shall simultaneously transmit photocopies of evidence of payment and case identifying information to the Commission's counsel in this action, Amie Riggle Berlin, Esq., 801 Brickell Avenue, Suite 1800, Miami, FL 33131. By making this payment, Preve relinquishes all legal and equitable right, title, and interest in such funds and no part of the funds shall be returned to Preve.

The Commission may enforce the Final Judgment through collection procedures authorized by law at any time after 14 days following entry of this Final Judgment. Preve shall pay post judgment interest on any delinquent amounts pursuant to 28 U.S.C. § 1961.

The Commission may propose a plan to distribute the funds subject to the Court's approval. Such a plan may provide that the funds shall be distributed pursuant to the Fair Fund provisions of Section 308(a) of the Sarbanes-Oxley Act of 2002. The Court shall retain jurisdiction over the administration of any distribution of the Fund. If the Commission staff determines that the funds will not be distributed, the Commission shall send the funds paid pursuant to this Final Judgment to the United States Treasury. 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. It is further

ORDERED AND ADJUDGED that, there being no just reason for delay, pursuant to Rule 54(b) of the Federal Rules of Civil Procedure, the Clerk SHALL enter this Final Judgment forthwith and without further notice.

DONE AND ORDERED in Chambers at Miami, Florida, this 23d day of July, 2015.



URSULA UNGARO
UNITED STATES DISTRICT JUDGE

copies provided:
counsel of record