

IN THE UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF TEXAS
DALLAS DIVISION

**SECURITIES AND EXCHANGE
COMMISSION,**

Plaintiff,

v.

**DELSA U. THOMAS;
THE D. CHRISTOPHER CAPITAL
MANAGEMENT GROUP, LLC; AND
THE SOLOMON FUND, LP,**

Defendants.

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Civil Action No. **3:13-CV-739-L**

DEFAULT JUDGMENT

This default judgment is issued pursuant to the court’s memorandum opinion and order of March 4, 2014. Accordingly, it is hereby **ordered, adjudged, and decreed** that Plaintiff Securities and Exchange Commission is entitled to and shall recover judgment against Defendants Delsa U. Thomas (“Thomas”); The D. Christopher Capital Management Group, LLC (“DCCMG”); and The Solomon Fund, LP (“Solomon Fund”) (collectively, “Defendants”) as follows:

1. **\$1,980,000** against Defendants, jointly and severally, for disgorgement of ill-gotten gains;
2. **\$9,939.56** against Defendants, jointly and severally, for prejudgment interest; and
3. **\$150,000** as a third-tier civil penalty against Thomas; **\$725,000** as a third-tier civil penalty against DCCMG; and **\$725,000** as a third-tier civil penalty against Solomon Fund.

It is further **ordered, adjudged, and decreed** that postjudgment interest on the total amount of disgorgement and prejudgment interest, **\$1,988,838.56**, shall accrue at the applicable federal rate of **.12%** as of the date of entry of this judgment until it is paid in full.

It is further **ordered, adjudged, and decreed** that Defendants, their agents, servants, employees, attorneys, and all persons in active concert or participation with them who receive actual notice of this Order or the Judgment in this case by personal service or otherwise are permanently **restrained and enjoined** from:

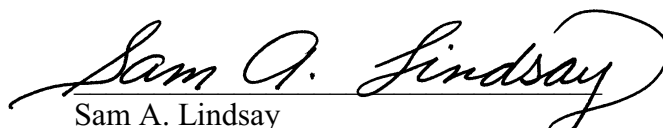
1. violating Section 17(a) of the Securities Act [15 U.S.C. § 77q(a)] in the offer or sale of any security by the use of any means or instruments of transportation or communication in interstate commerce or by use of the mails, directly or indirectly:
 - a. to employ any device, scheme, or artifice to defraud;
 - b. to obtain money or property by means of any untrue statement of a material fact or any omission of a material fact necessary in order to make the statements made, in light of the circumstances under which they were made, not misleading; or
 - c. to engage in any transaction, practice, or course of business that operates or would operate as a fraud or deceit upon the purchaser; and
2. violating Section 10(b) of the Exchange Act [15 U.S.C. § 78j(b)] and Rule 10b-5 promulgated thereunder [17 C.F.R. § 240.10b-5], in connection with the purchase or sale of a security, by making use of any means or instrumentality of interstate commerce, of the mails or of any facility of any national securities exchange:
 - a. to use or employ any manipulative or deceptive device or contrivance;

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

Defendants Thomas and DCCGM, their agents, servants, employees, attorneys, and all persons in active concert or participation with them who receive actual notice of this Order or the Judgment in this case by personal service or otherwise are permanently **restrained and enjoined** from:

1. violating Section 203A of the Exchange Act [15 U.S.C. §§ 80b-3a], by making use of the mails or any means or instrumentality of interstate commerce in connection with their business as an investment adviser while not registered with the Commission as an investment adviser; and
2. aiding or abetting, in violation of sections 206(1), (2), and (4) of the Advisers Act [15 U.S.C. §§ 80b-6(1) and 80b-6(2)] and Rule 206(4)-8 thereunder [17 C.F.R. 275.206(4)-8].

Signed this 4th day of March, 2014.


Sam A. Lindsay
United States District Judge