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UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF CALIFORNIA

SECURITIES AND EXCHANGE  
COMMISSION,

Plaintiff,

v.

JING WANG and GARY YIN,

Defendants.

Civil No. 13cv2270 L (WVG)

**FINAL JUDGMENT AS TO  
DEFENDANT JING WANG [ECF No.  
28]**

The Securities and Exchange Commission (the "SEC") having filed a Complaint and Defendant Jing Wang having entered a general appearance; consented to the Court's jurisdiction over Defendant and the subject matter of this action; consented to entry of this Final Judgment; waived findings of fact and conclusions of law; and waived any right to appeal from this Judgment: and Defendant having admitted the facts set forth in paragraph 3 of the Consent of Jing Wang, and Exhibit A attached thereto, and acknowledged that his conduct violated the federal securities laws:

I.

IT IS HEREBY ORDERED, ADJUDGED, AND DECREED that Defendant and Defendant's agents, servants, employees, attorneys, and all persons in active concert or participation with them who receive actual notice of this Judgment by personal service or otherwise are permanently restrained and enjoined from violating, directly or indirectly, Section

1 10(b) of the Securities Exchange Act of 1934 (the "Exchange Act") [15 U.S.C. § 78j(b)] and  
2 Rule 10b-5 promulgated thereunder [17 C.F.R. § 240.10b-5], by using any means or  
3 instrumentality of interstate commerce, or of the mails, or of any facility of any national  
4 securities exchange, in connection with the purchase or sale of any security:

5 (a) to employ any device, scheme, or artifice to defraud;

6 (b) to make any untrue statement of a material fact or to omit to state a material fact  
7 necessary in order to make the statements made, in the light of the circumstances  
8 under which they were made, not misleading; or

9 (c) to engage in any act, practice, or course of business which operates or would  
10 operate as a fraud or deceit upon any person.

11 II.

12 IT IS HEREBY ORDERED, ADJUDGED, AND DECREED that Defendant and  
13 Defendant's agents, servants, employees, attorneys, and all persons in active concert or  
14 participation with them who receive actual notice of this Judgment by personal service or  
15 otherwise are permanently restrained and enjoined from violating, directly or indirectly, Section  
16 16(a) of the Exchange Act [15 U.S.C. § 78p(a)] and Rule 16a-3 promulgated thereunder [17  
17 C.F.R. § 240.16a-3], by failing to file with the SEC the statements required by that subsection.

18 III.

19 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that, pursuant to Section  
20 21(d)(2) of the Exchange Act [15 U.S.C. § 78u(d)(2)], Defendant is permanently prohibited from  
21 acting as an officer or director of any issuer that has a class of securities registered pursuant to  
22 Section 12 of the Exchange Act [15 U.S.C. § 78l] or that is required to file reports pursuant to  
23 Section 15(d) of the Exchange Act [15 U.S.C. § 78o(d)].

24 IV.

25 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that Defendant shall pay a  
26 civil penalty in the amount of \$164,231.21 to the SEC pursuant to Sections 21(d)(3) and  
27 21A(a)(2) of the Exchange Act [15 U.S.C. §§ 78u(d)(3) and 78u-1(a)(2)]. Defendant shall make  
28 this payment within 21 days after entry of this Final Judgment.

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

6 Enterprise Services Center  
7 Accounts Receivable Branch  
8 6500 South MacArthur Boulevard  
9 Oklahoma City, OK 73169

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

13 Defendant shall simultaneously transmit photocopies of evidence of payment and case  
14 identifying information to the SEC's counsel in this action. By making this payment, Defendant  
15 relinquishes all legal and equitable right, title, and interest in such funds and no part of the funds  
16 shall be returned to Defendant. The SEC shall send the funds paid pursuant to this Final  
17 Judgment to the United States Treasury. Defendant shall pay post-judgment interest on any  
18 delinquent amounts pursuant to 28 U.S.C. § 1961.

19 V.

20 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that Defendant is liable  
21 for disgorgement of \$164,231.21, representing profits gained as a result of the insider trades  
22 alleged in the Complaint, together with prejudgment interest thereon in the amount of  
23 \$20,916.70. The payment of disgorgement and prejudgment interest in this case shall be deemed  
24 satisfied by the entry of the order in the parallel criminal action, United States v. Jing Wang,  
25 Case No. 13-CR-3487-WQH (S.D. Cal.), requiring Wang to forfeit \$529,079.50.

26 VI.


27 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that the Consent is  
28 incorporated herein with the same force and effect as if fully set forth herein, and that Defendant  
shall comply with all of the undertakings and agreements set forth therein.

VII.

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

**IT IS SO ORDERED.**

DATED: December 22, 2014

  
\_\_\_\_\_  
M. James Lorenz  
United States District Court Judge

COPY TO:

HON. WILLIAM V. GALLO  
UNITED STATES MAGISTRATE JUDGE

ALL PARTIES/COUNSEL