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**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF ARIZONA**

Securities and Exchange Commission,  
Plaintiff,  
v.  
Janus Spectrum LLC, et al.,  
Defendants.

) No. CV-15-609-PHX-SMM  
)  
)  
) **FINAL JUDGMENT AS TO**  
) **DEFENDANTS BOBBY D. JONES, AND**  
) **PREMIER SPECTRUM GROUP, PMA.**  
)  
)  
)

The Court has entered summary judgment against Defendant Bobby D. Jones and Defendant Premier Spectrum, PMA.

Accordingly, the Court now enters this Final Judgment, as follows:

**I.**

**IT IS HEREBY ORDERED, ADJUDGED, AND DECREED** that Defendants are permanently restrained and enjoined from violating, directly or indirectly, Section 10(b) of the Securities Exchange Act of 1934 (the “Exchange Act”), 15 U.S.C. § 78j(b), and Rule 10b-5 promulgated thereunder, 17 C.F.R. § 240.10b-5, by using any means or instrumentality of interstate commerce, or of the mails, or of any facility of any national securities exchange, in connection with the purchase or sale of any security:

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

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

3 **IT IS FURTHER ORDERED, ADJUDGED, AND DECREED** that, as provided  
4 in Federal Rule of Civil Procedure 65(d)(2), the foregoing paragraph also binds the following  
5 who receive actual notice of this Final Judgment by personal service or otherwise: (a)  
6 Defendants' officers, agents, servants, employees, and attorneys; and (b) other persons in  
7 active concert or participation with Defendants or with anyone described in (a).

8 **II.**

9 **IT IS HEREBY FURTHER ORDERED, ADJUDGED, AND DECREED** that  
10 Defendants are permanently restrained and enjoined from violating Section 17(a) of the  
11 Securities Act of 1933 (the "Securities Act"), 15 U.S.C. § 77q(a), in the offer or sale of any  
12 security by the use of any means or instruments of transportation or communication in  
13 interstate commerce or by use of the mails, directly or indirectly:

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

21 **IT IS FURTHER ORDERED, ADJUDGED, AND DECREED** that, as provided  
22 in Federal Rule of Civil Procedure 65(d)(2), the foregoing paragraph also binds the following  
23 who receive actual notice of this Final Judgment by personal service or otherwise: (a)  
24 Defendants' officers, agents, servants, employees, and attorneys; and (b) other persons in  
25 active concert or participation with Defendants or with anyone described in (a).

26 **III.**

27 **IT IS FURTHER ORDERED, ADJUDGED, AND DECREED** that Defendants are  
28 permanently restrained and enjoined from violating Section 5 of the Securities Act, 15 U.S.C.

1 § 77e, by, directly or indirectly, in the absence of any applicable exemption:

- 2 (a) Unless a registration statement is in effect as to a security, making use of any  
3 means or instruments of transportation or communication in interstate  
4 commerce or of the mails to sell such security through the use or medium of  
5 any prospectus or otherwise;
- 6 (b) Unless a registration statement is in effect as to a security, carrying or causing  
7 to be carried through the mails or in interstate commerce, by any means or  
8 instruments of transportation, any such security for the purpose of sale or for  
9 delivery after sale; or
- 10 (c) Making use of any means or instruments of transportation or communication  
11 in interstate commerce or of the mails to offer to sell or offer to buy through  
12 the use or medium of any prospectus or otherwise any security, unless a  
13 registration statement has been filed with the Commission as to such security,  
14 or while the registration statement is the subject of a refusal order or stop order  
15 or (prior to the effective date of the registration statement) any public  
16 proceeding or examination under Section 8 of the Securities Act, 15 U.S.C.  
17 § 77h.

18 **IT IS FURTHER ORDERED, ADJUDGED, AND DECREED** that, as provided  
19 in Federal Rule of Civil Procedure 65(d)(2), the foregoing paragraph also binds the following  
20 who receive actual notice of this Final Judgment by personal service or otherwise: (a)  
21 Defendants' officers, agents, servants, employees, and attorneys; and (b) other persons in  
22 active concert or participation with Defendants or with anyone described in (a).

23 **IV.**

24 **IT IS FURTHER ORDERED, ADJUDGED, AND DECREED** that Defendant  
25 Jones is permanently restrained and enjoined from violating, directly or indirectly, Section  
26 15(a) of the Exchange Act, 15 U.S.C. § 78o(a), which makes it unlawful for any broker or  
27 dealer which is either a person other than a natural person or a natural person, to make use  
28 of the mails or any means or instrumentality of interstate commerce to effect any transactions

1 in, or to induce or attempt to induce the purchase or sale of, any security (other than an  
2 exempted security or commercial paper, bankers' acceptances, or commercial bills) unless  
3 such broker or dealer is registered in accordance with Section 15(b) of the Exchange Act, 15  
4 U.S.C. § 78o(b).

5 **IT IS FURTHER ORDERED, ADJUDGED, AND DECREED** that, as provided  
6 in Federal Rule of Civil Procedure 65(d)(2), the foregoing paragraph also binds the following  
7 who receive actual notice of this Final Judgment by personal service or otherwise: (a) any  
8 officers, agents, servants, employees, and attorneys of Defendant Jones; and (b) other persons  
9 in active concert or participation with Defendant Jones, or with anyone described in (a).

10 **V.**

11 **IT IS FURTHER ORDERED, ADJUGED, AND DECREED** that Defendant Jones  
12 is liable, jointly and severally with Defendant Premier Spectrum Group, PMA, for  
13 disgorgement of \$634,190, representing profits gained as a result of the conduct alleged in  
14 the Complaint, together with prejudgment interest thereon in the amount of \$84,059, for a  
15 total of \$718,249. Defendants Jones and Premier Spectrum Group, PMA, shall satisfy this  
16 obligation by paying \$718,249 to the Securities and Exchange Commission within 14 days  
17 after entry of this Final Judgment; and

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

24 Enterprise Services Center  
25 Accounts Receivable Branch  
26 6500 South MacArthur Boulevard  
27 Oklahoma City, OK 73169

28 and shall be accompanied by a letter identifying the case title, civil action number, and name

1 of this Court; the defendant as a defendant in this action; and specifying that payment is  
2 made pursuant to this Final Judgment.

3 Defendant Jones shall simultaneously transmit photocopies of evidence of payment  
4 and case identifying information to the SEC's counsel in this action. By making this  
5 payment, the defendants relinquish all legal and equitable right, title, and interest in such  
6 funds and no part of the funds shall be returned to any of the defendants.

7 The SEC shall hold the funds (collectively, the "Fund") and may propose a plan to  
8 distribute the Fund subject to the Court's approval. The Court shall retain jurisdiction over  
9 the administration of any distribution of the Fund. If the SEC staff determines that the Fund  
10 will not be distributed, the SEC shall send the funds paid pursuant to this Final Judgment to  
11 the United States Treasury.

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

16 **VI.**

17 **IT IS FURTHER ORDERED, ADJUDGED, AND DECREED** that, in addition to  
18 his obligations to pay disgorgement and prejudgment interest, Defendant Jones shall pay a  
19 civil penalty in the amount of \$160,000 pursuant to Section 20(d) of the Securities Act, 15  
20 U.S.C. § 77t(d), and Section 21(d)(3) of the Exchange Act, 15 U.S.C. § 78u(d)(3).

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

27 Enterprise Services Center  
28 Accounts Receivable Branch

1 6500 South MacArthur Boulevard

2 Oklahoma City, OK 73169

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

6 Defendant Jones shall simultaneously transmit photocopies of evidence of payment  
7 and case identifying information to the SEC's counsel in this action. By making this  
8 payment, the defendants relinquish all legal and equitable right, title, and interest in such  
9 funds and no part of the funds shall be returned to any of the defendants.

10 The SEC shall hold the funds and may propose a plan to distribute the Fund subject  
11 to the Court's approval. The Court shall retain jurisdiction over the administration of any  
12 distribution of the Fund. If the SEC staff determines that the Fund will not be distributed,  
13 the SEC shall send the funds paid pursuant to this Final Judgment to the United States  
14 Treasury.

15 **VII.**

16 **IT IS FURTHER ORDERED, ADJUDGED, AND DECREED** that, solely for  
17 purposes of exceptions to discharge set forth in Section 523 of the Bankruptcy Code, 11  
18 U.S.C. § 523, the allegations in the complaint are true and admitted by Defendants, and  
19 further, any debt for disgorgement, prejudgment interest, civil penalty or other amounts due  
20 by any of the Defendants under this Final Judgment or any other judgment, order, consent  
21 order, decree or settlement agreement entered in connection with this proceeding, is a debt  
22 for the violation by Defendants of the federal securities laws or any regulation or order issued  
23 under such laws, as set forth in Section 523(a)(19) of the Bankruptcy Code, 11 U.S.C. §  
24 523(a)(19).

25 **VIII.**

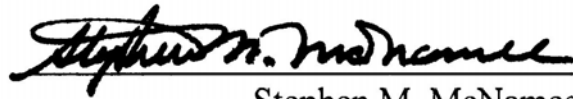
26 **IT IS FURTHER ORDERED, ADJUDGED, AND DECREED** that this Court shall  
27 retain jurisdiction of this matter for the purposes of enforcing the terms of this Final  
28 Judgment.

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**IX.**

There being no just reason for delay, pursuant to Rule 54(b) of the Federal Rules of Civil Procedure, this Final Judgment is entered without further notice.

DATED this 8th day of August, 2017.



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Stephen M. McNamee  
Senior United States District Judge