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**UNITED STATES DISTRICT COURT**

**District of Minnesota**

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United States Securities and Exchange  
Commission

**JUDGMENT IN A CIVIL CASE**

Plaintiff(s),

v.

Case Number: 15-cv-03456-PJS-KMM

James M. Louks,  
FiberPoP Solutions, Inc.

Defendant(s).

**Jury Verdict.** This action came before the Court for a trial by jury. The issues have been tried and the jury has rendered its verdict.

**Decision by Court.** This action came to trial or hearing before the Court. The issues have been tried or heard and a decision has been rendered.

**IT IS ORDERED AND ADJUDGED THAT:**

1. Defendants are jointly and severally liable for a total amount of \$7,679,578.72, which consists of disgorgement of \$5,285,542 in profits gained as a result of the conduct alleged in the complaint and \$2,394,036.72 in prejudgment interest. Payment is due 14 days from the date of the judgment.

2. Defendants must make payment to the Securities and Exchange Commission (“SEC”), by one of the following methods:

a. Electronically to the SEC, which will provide detailed ACH transfer/Fedwire instructions upon request.

b. From a bank account via Pay.gov through the SEC website at <http://www.sec.gov/about/offices/ofm.htm>.

c. By certified check, bank cashier’s check, or United States Postal money order. The check or money order must be payable to the Securities and Exchange Commission and must be

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accompanied by a letter that identifies the case title, civil-action number, and name  
of this Court; identifies James M. Louks and FiberPop Solutions, Inc. as defendants in this  
action; and specifies that the payment is being made pursuant to the judgment in this case.  
The check or money order and accompanying letter must be delivered or mailed  
to the following address: Enterprise Services Center, Accounts Receivable Branch, 6500  
South MacArthur Boulevard, Oklahoma City, OK 73169.

3. Upon making payment, defendants must simultaneously submit photocopies of evidence of payment and case-identifying information to the SEC's counsel in this action.
4. By making payment, defendants relinquish all legal and equitable right, title, and interest in the funds paid. No part of those funds may be returned to defendants.
5. The SEC shall hold the funds and may propose a plan to distribute the funds subject to the Court's approval. The Court shall retain jurisdiction over the administration of any distribution of the funds. If SEC staff determine that the funds will not be distributed, the SEC shall send the funds to the United States Treasury.
6. Defendants must pay post-judgment interest on any delinquent amounts pursuant to 28 U.S.C. § 1961.
7. No civil penalty is imposed.

Date: 1/13/2017

RICHARD D. SLETTEN, CLERK

s/L. Sampson

(By) L. Sampson, Deputy Clerk



## UNITED STATES DISTRICT COURT District of Minnesota

Warren E. Burger  
Federal  
Building and U.S.  
Courthouse  
316 North Robert Street,  
Suite 100  
St. Paul, MN 55101  
(651) 848-1100

U.S. Courthouse  
300 South Fourth Street  
Suite 202  
Minneapolis, MN 55415  
(612) 664-5000

Gerald W. Heaney  
Federal Building and  
U.S. Courthouse  
and Customhouse  
515 West First Street,  
Suite 417  
Duluth, MN 55802  
(218) 529-3500

Edward J. Devitt U.S.  
Courthouse and Federal  
Building  
118 South Mill Street,  
Suite 212  
Fergus Falls, MN 56537  
(218) 739-5758

### CIVIL NOTICE

**The appeal filing fee is \$505.00. If you are indigent, you can apply for leave to proceed in forma pauperis, ("IFP").**

The purpose of this notice is to summarize the time limits for filing with the District Court Clerk's Office a Notice of Appeal to the Eighth Circuit Court of Appeals or the Federal Circuit Court of Appeals (when applicable) from a final decision of the District Court in a civil case.

*This is a summary only. For specific information on the time limits for filing a Notice of Appeal, review the applicable federal civil and appellate procedure rules and statutes.*

Rule 4(a) of the Federal Rules of Appellate Procedure (Fed. R. App. P.) requires that a Notice of Appeal be filed within:

1. Thirty days (60 days if the United States is a party) after the date of "entry of the judgment or order appealed from;" or
2. Thirty days (60 days if the United States is a party) after the date of entry of an order denying a timely motion for a new trial under Fed. R. Civ. P. 59; or
3. Thirty days (60 days if the United States is a party) after the date of entry of an order granting or denying a timely motion for judgment under Fed. R. Civ. P. 50(b), to amend or make additional findings of fact under Fed. R. Civ. P. 52(b), and/or to alter or amend the judgment under Fed. R. Civ. P. 59; or
4. Fourteen days after the date on which a previously timely Notice of Appeal was filed.

If a Notice of Appeal is not timely filed, a party in a civil case can move the District Court pursuant to Fed. R. App. P. 4(a)(5) to extend the time for filing a Notice of Appeal. This motion must be filed no later than 30 days after the period for filing a Notice of Appeal expires. If the motion is filed after the period for filing a Notice of Appeal expires, the party bringing the motion must give the opposing parties notice of it. The District Court may grant the motion, but only if excusable neglect or good cause is shown for failing to file a timely Notice of Appeal.