

**UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS**

UNITED STATES SECURITIES)
AND EXCHANGE COMMISSION,)
Plaintiff,)
v.) Civil Action No. 15-cv-13042-ADB
AMIT KANODIA and)
IFTIKAR AHMED,)
Defendants, and)
RAKITFI HOLDINGS, LLC,)
a Virginia Limited Liability Company,)
and LINCOLN CHARITABLE)
FOUNDATION, a supposed charity,)
Relief Defendants.)

**FINAL JUDGMENT AS TO DEFENDANT IFTIKAR AHMED AND RELIEF
DEFENDANT RAKITFI HOLDINGS, LLC**

The Securities and Exchange Commission having filed a Complaint and Defendant Iftikar Ahmed (“Defendant”) and Relief Defendant Rakitfi Holdings, LLC (“Relief Defendant”) having entered a general appearance; consented to the Court’s jurisdiction over Defendant and Relief Defendant and the subject matter of this action; consented to entry of this Final Judgment without admitting or denying the allegations of the Complaint (except as to jurisdiction and except as otherwise provided herein in paragraph V); waived findings of fact and conclusions of law; and waived any right to appeal from this Final Judgment:

I.

IT IS HEREBY ORDERED, ADJUDGED, AND DECREED that Defendant is 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
- (c) to engage in any act, practice, or course of business which operates or would operate as a fraud or deceit upon any person.

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

II.

IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that Defendant is liable for disgorgement of \$211,644.77, representing profits gained as a result of the conduct alleged in the Complaint, together with prejudgment interest thereon in the amount of \$11,918.95, and a civil penalty in the amount of \$1,849,716.78 pursuant to Section 21A of the Securities Exchange

Act of 1934 [15 U.S.C. § 78u-1]. Defendant's liability for this disgorgement, prejudgment interest, and civil penalty shall be deemed satisfied by Defendant forfeiting all rights to \$2,073,280.50 in assets that are currently subject to an asset freeze entered in *SEC v. Ahmed*, 15-cv-675 (D. Conn.). Plaintiff United States Securities and Exchange Commission (the "SEC") shall, in its sole discretion, determine when to collect these amounts. The SEC is permitted to, but is not required to, instead apply these amounts toward recompensing victims in *SEC v. Ahmed*, 15-cv-675 (D. Conn.).

III.

IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that Defendant and Relief Defendant are, in addition to the amounts stated above, liable jointly and severally for disgorgement of \$713,213.62, representing profits gained as a result of the conduct alleged in the Complaint, together with prejudgment interest thereon in the amount of \$40,165.22. Defendant's and Relief Defendants' liability for this disgorgement, prejudgment interest, and civil penalty shall be deemed satisfied by Defendant forfeiting, jointly and severally with Relief Defendant Rakitfi Holdings, LLC, all rights to an additional \$753,378.84 in assets that are currently subject to an asset freeze entered in *SEC v. Ahmed*, 15-cv-675 (D. Conn.). Plaintiff United States Securities and Exchange Commission (the "SEC") shall, in its sole discretion, determine when to collect these amounts. The SEC is permitted to, but is not required to, instead apply these amounts toward recompensing victims in *SEC v. Ahmed*, 15-cv-675 (D. Conn.).

IV.

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

V.

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

VI.

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.

VII.

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

Dated: July 8, 2019

/s/ Allison D. Burroughs
UNITED STATES DISTRICT JUDGE