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**UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA
WESTERN DIVISION**

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SECURITIES AND EXCHANGE
COMMISSION,

Plaintiff,

vs.

PATRIC KEN BACCAM, a/k/a
Khanh Sengpraseuth,

Defendant, and

PRECISION RESEARCH GROUP
LLC, and PRIM GROUP LLC,

Relief Defendants.

Case No. 5:17-cv-00172-SJO (SPx)

**ORDER GRANTING FINAL
JUDGMENT BY DEFAULT AGAINST
DEFENDANT PATRIC KEN BACCAM,
AND RELIEF DEFENDANT
PRECISION RESEARCH GROUP LLC**

1 This matter came to be heard upon the motion of Plaintiff Securities and
2 Exchange Commission (“SEC” or “Commission”) for entry of a default judgment
3 against Defendant Patric Ken Baccam, a/k/a Khanh Sengpraseuth, and Relief
4 Defendant Precision Research Group LLC (“Precision Research”) pursuant to Fed. R.
5 Civ. P. 55(b)(2) and Local Rule 55-1. Dkt. No. 31. The Court has considered all of
6 the evidence filed by the SEC in support of its motion and orders as follows:

7 **I.**

8 IT IS HEREBY ORDERED, ADJUDGED, AND DECREED that the
9 Commission’s Motion for Entry of Default Judgment Against Defendant Baccam and
10 Relief Defendant Precision Research is **GRANTED**.

11 **II.**

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

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

25 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that, as
26 provided in Federal Rule of Civil Procedure 65(d)(2), the foregoing paragraph also
27 binds the following who receive actual notice of this Final Judgment by personal
28 service or otherwise: (a) Defendant Baccam’s officers, agents, servants, employees,

1 and attorneys; and (b) other persons in active concert or participation with Defendant
2 Baccam or with anyone described in (a).

3 **III.**

4 IT IS HEREBY FURTHER ORDERED, ADJUDGED, AND DECREED that
5 Defendant Baccam is permanently restrained and enjoined from violating Section
6 17(a) of the Securities Act of 1933 (the "Securities Act"), 15 U.S.C. § 77q(a), in the
7 offer or sale of any security by the use of any means or instruments of transportation
8 or communication in interstate commerce or by use of the mails, directly or
9 indirectly:

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

11 (b) to obtain money or property by means of any untrue statement of a
12 material fact or any omission of a material fact necessary in order to make the
13 statements made, in light of the circumstances under which they were made,
14 not misleading; or

15 (c) to engage in any transaction, practice, or course of business which
16 operates or would operate as a fraud or deceit upon the purchaser.

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

23 **IV.**

24 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that Defendant
25 Baccam is permanently restrained and enjoined from violating Section 15(a) of the
26 Exchange Act, 15 U.S.C. § 78o(a), by, directly or indirectly, making use of the mails
27 or any means or instrumentalities of interstate commerce to effect transactions in, or
28 to induce or attempt to induce, the purchase or sale of any security, without being

1 registered as a broker or dealer with the Commission, or being associated with a
2 broker or dealer that is registered with the Commission.

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

9 **V.**

10 IT IS HEREBY FURTHER ORDERED, ADJUDGED, AND DECREED that
11 Defendant Baccam is prohibited from, directly or indirectly, including, but not
12 limited to, through any entity owned or controlled by Defendant Baccam,
13 participating in the issuance, purchase, offer, or sale of any security, provided,
14 however, that Defendant Baccam is not prohibited from purchasing or selling
15 securities listed on a national securities exchange for his own personal accounts.

16 **VI.**

17 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that Defendant
18 Baccam and Relief Defendant Precision Research are liable, jointly and severally, for
19 \$203,756, representing profits gained as a result of the conduct alleged in the SEC's
20 Complaint that is attributable to both Defendant Baccam and Relief Defendant
21 Precision Research, together with prejudgment interest thereon in the amount of
22 \$29,881, for a total of \$233,637.

23 Defendant Baccam and Relief Defendant Precision Research shall satisfy these
24 obligations by making payments to the Securities and Exchange Commission within
25 14 days after entry of this Final Judgment. Defendant Baccam and Relief Defendant
26 Precision Research may transmit payment electronically to the Commission, which
27 will provide detailed ACH transfer/Fedwire instructions upon request. Payment may
28 also be made directly from a bank account via Pay.gov through the SEC website at

1 <http://www.sec.gov/about/offices/ofm.htm>. Defendant Baccam and Relief Defendant
2 Precision Research may also pay by certified check, bank cashier's check, or United
3 States postal money order payable to the Securities and Exchange Commission,
4 which shall be delivered or mailed to

5
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,
11 and name of this Court; Patric Ken Baccam, and/or Precision Research as
12 defendant/relief defendant in this action; and specifying that payment is made
13 pursuant to this Final Judgment.

14 Defendant Baccam and Relief Defendant Precision Research shall
15 simultaneously transmit photocopies of evidence of payment and case identifying
16 information to the Commission's counsel in this action. By making this payment,
17 Defendant Baccam and Relief Defendant Precision Research relinquish all legal and
18 equitable right, title, and interest in such funds and no part of the funds shall be
19 returned to them.

20 The Commission shall hold the funds (collectively, the "Fund") and may
21 propose a plan to distribute the Fund subject to the Court's approval. The Court shall
22 retain jurisdiction over the administration of any distribution of the Fund. If the
23 Commission staff determines that the Fund will not be distributed, the Commission
24 shall send the funds paid pursuant to this Final Judgment to the United States
25 Treasury.

26 The Commission may enforce the Court's judgment for disgorgement and
27 prejudgment interest by moving for civil contempt (and/or through other collection
28 procedures authorized by law) at any time after 14 days following entry of this Final

1 Judgment. Defendant Baccam and Relief Defendant Precision Research shall pay
2 post judgment interest on any delinquent amounts pursuant to 28 U.S.C. § 1961.

3 **VII.**

4 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that Defendant
5 Baccam shall pay a civil penalty in the amount of \$203,756 to the Securities and
6 Exchange Commission pursuant to Section 20(d)(1) of the Securities Act, 15 U.S.C. §
7 77t(d)(1), and Section 21(d)(3)(A) of the Exchange Act, 15 U.S.C. § 78u(d)(3)(A).
8 Defendant shall make this payment within 14 days after entry of this Final Judgment.

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

16 Enterprise Services Center
17 Accounts Receivable Branch
18 6500 South MacArthur Boulevard
19 Oklahoma City, OK 73169

20 and shall be accompanied by a letter identifying the case title, civil action number,
21 and name of this Court; Patric Ken Baccam as a defendant in this action; and
22 specifying that payment is made pursuant to this Final Judgment.

23 Defendant Baccam shall simultaneously transmit photocopies of evidence of
24 payment and case identifying information to the Commission's counsel in this action.
25 By making this payment, Defendant Baccam relinquishes all legal and equitable
26 right, title, and interest in such funds and no part of the funds shall be returned to
27 Defendant Baccam. The Commission shall send the funds paid pursuant to this Final
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1 Judgment to the United States Treasury. Defendant Baccam shall pay post-judgment
2 interest on any delinquent amounts pursuant to 28 USC § 1961.

3 **VIII.**

4 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that for
5 purposes of exceptions to discharge set forth in Section 523 of the Bankruptcy Code,
6 11 U.S.C. § 523, the allegations in the SEC's Complaint are true and admitted by
7 Defendant Baccam, and further, any debt for disgorgement, prejudgment interest,
8 civil penalty, or other amounts due by Defendant Baccam under this Final Judgment
9 or any other judgment, order, consent order, decree, or settlement agreement entered
10 in connection with this proceeding, is a debt for the violation by Defendant Baccam
11 of the federal securities laws or any regulation or order issued under such laws, as set
12 forth in Section 523(a)(19) of the Bankruptcy Code, 11 U.S.C. § 523(a)(19).

13 **IX.**

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

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19 DATED: June 14, 2017

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21 HONORABLE S. JAMES OTERO
22 UNITED STATES DISTRICT JUDGE
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