

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF UTAH, CENTRAL DIVISION

SECURITIES AND EXCHANGE COMMISSION,

Plaintiff,

v.

THOMAS EDWARD ANDREWS and
SCOTT WALTER CHRISTENSEN,

Defendants.

**FINAL CONSENT
JUDGMENT AS TO
DEFENDANT SCOTT
WALTER CHRISTENSEN**

Case No.2:17-cv-00256-DN

District Judge David Nuffer

The Securities and Exchange Commission (“Commission”) having filed a Complaint¹ and Defendant Scott Walter Christensen (“Defendant”) 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 Consent Judgment, waived findings of fact and conclusions of law, and waived any right to appeal from this Final Consent Judgment:²

I.

IT IS HEREBY ORDERED, ADJUDGED, AND DECREED that Defendant is permanently restrained and enjoined from violating, directly or indirectly, Section 17(a) of the Securities Act of 1933³ and Section 10(b) of the Securities Exchange Act of 1934 (the

¹ Complaint, [docket no. 2](#), filed April 5, 2017.

² See Consent of Defendant Scott Walter Christensen at 1–3, [docket no. 7](#), filed September 28, 2017.

³ 15 U.S.C. § 77q(a).

“Exchange Act”)⁴ and Rule 10b-5⁵ promulgated thereunder , 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 Consent 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 HEREBY FURTHER ORDERED, ADJUDGED, AND DECREED that Defendant is liable for disgorgement of \$1,000,000, representing profits gained as a result of the conduct alleged in the Complaint. Payment of the disgorgement is deemed satisfied based on criminal restitution imposed in the related criminal matter, *United States v. Scott Walter Christensen*.⁶

⁴ 15 U.S.C. § 78j(b).

⁵ 17 C.F.R. § 240.10b-5.

⁶ USA v. Christensen, no. 2:16-cr-00287 (D. Utah).

III.

IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that, for purposes of exceptions to discharge set forth in Section 523 of the Bankruptcy Code,⁷ 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 Consent Judgment or any other judgment, order, consent order, decree or settlement agreement entered in connection with this proceeding, is a debt for the violation 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.⁸,

IV.

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 Consent Judgment.

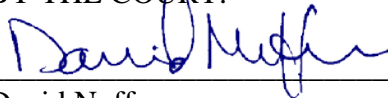
V.

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 Consent Judgment as to Defendant Scott Walter Christensen.

The clerk is directed to close the case.

Signed January 29, 2018

BY THE COURT:



David Nuffer
United States District Judge

⁷ 11 U.S.C. §523.

⁸ 11 U.S.C. §523(a)(19).