

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA**

CASE NO. 17-cv-62345-KMM

SECURITIES AND EXCHANGE COMMISSION,

Plaintiff,

v.

**JOSEPH A. RUBBO, ANGELA RUBBO MONACO
BECKCOM, and STEVEN J. DYKES,**

Defendants.

**ORDER GRANTING PLAINTIFF'S MOTION FOR DEFAULT JUDGMENT
AGAINST STEVEN J. DYKES AND ENTERING
JUDGMENT OF PERMANENT INJUNCTION AND OTHER RELIEF**

THIS MATTER is before the Court on Plaintiff Securities and Exchange Commission's (the "Commission") Motion for Entry of a Default Judgment against Defendant Steven J. Dykes (ECF No. 19). UPON CONSIDERATION of the Motion, the pertinent portions of the record, and being otherwise fully advised in the premises, the Court enters the following order granting the Plaintiff's motion, and imposing a Default Judgment of Permanent Injunction against Steven J. Dykes ("Dykes" or "Defendant"),

FINDINGS OF FACT AND CONCLUSIONS OF LAW

1. This Court has personal jurisdiction over Dykes and the subject matter of this action. Venue is proper in the Southern District of Florida.
2. Dykes was properly served with a summons and a copy of the Complaint pursuant to Rule 4 of the Federal Rules of Civil Procedure, and thus, he has proper notice of this action.
3. As of the date of this Order, Dykes has failed to answer or otherwise file a responsive pleading to the Complaint as required by the Federal Rules of Civil Procedure.

4. The Clerk of the Court entered a default against Dykes on January 9, 2018. (ECF No. 11). By virtue of the default and failure to respond to the Complaint, Dykes is deemed to have admitted the allegations of the Complaint, and the Commission has established liability against him. *Buchanan v. Bowman*, 820 F.2d 359, 361 (11th Cir. 1987). Thus, the Court finds Dykes committed the violations alleged in the Complaint. Accordingly, it is

ORDERED AND ADJUDGED that Plaintiff's Motion for Entry of a Default Judgment against Defendant Steven J. Dykes is **GRANTED**. Default Judgment is entered against Dykes as follows.

I.

SECTION 15(a) OF THE SECURITIES EXCHANGE ACT OF 1934

IT IS HEREBY FURTHER ORDERED AND ADJUDGED that Dykes is permanently restrained and enjoined from violating, directly or indirectly, Section 15(a)(1) of the Securities Exchange Act of 1934 ("Exchange Act"), 15 U.S.C. § 78o, by acting as a broker or dealer to effect any transactions in, or to induce or attempt to induce the purchase or sale of any security, unless he first registers with the Securities and Exchange Commission as a broker or dealer.

IT IS FURTHER ORDERED AND ADJUDGED 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.

PENNY STOCK BAR

IT IS FURTHER ORDERED AND ADJUDGED that, pursuant to Section 21(d)(6) of the Exchange Act, 15 U.S.C. § 78u(d)(6), Dykes is permanently barred from participating in an offering of penny stock, including engaging in activities with a broker, dealer, or issuer for purposes of issuing, trading, or inducing or attempting to induce the purchase or sale of any penny stock. A penny stock is any equity security that has a price of less than five dollars, except as provided in Rule 3a51-1 under the Exchange Act [17 C.F.R. 240.3a51-1].

III.

DISGORGEMENT AND CIVIL PENALTY

IT IS FURTHER ORDERED AND ADJUDGED that Dykes shall pay disgorgement of ill-gotten gains, prejudgment interest thereon, and a civil penalty pursuant to Section 21(d)(3) of the Exchange Act, 15 U.S.C. § 78u(d)(3). The Court shall determine the amounts of the disgorgement and civil penalty upon motion of the Commission. The Commission shall file a motion seeking specific disgorgement, prejudgment interest, and civil penalty amounts within 30 days of the termination of prosecution by acquittal or otherwise or the entry of a final judgment of conviction against Dykes.

IV.

RETENTION OF JURISDICTION

IT IS FURTHER ORDERED AND ADJUDGED that this Court shall retain jurisdiction over this matter and Dykes in order to implement and carry out the terms of all Orders and Decrees that may be entered and/or to entertain any suitable application or motion for

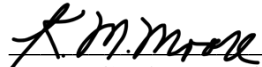
additional relief within the jurisdiction of this Court, and will order other relief that this Court deems appropriate under the circumstances.

V.

RULE 54(b) CERTIFICATION

IT IS FURTHER ORDERED AND ADJUDGED that 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 Judgment forthwith and without further notice.

DONE AND ORDERED in Chambers at Miami, Florida, this 29th day of May, 2018.



K. MICHAEL MOORE
UNITED STATES DISTRICT JUDGE

C: Counsel and parties of record