

UNITED STATES OF AMERICA  
Before the  
SECURITIES AND EXCHANGE COMMISSION  
Washington, D.C. 20549

Administrative Proceedings Rulings  
Release No. 6645 / July 29, 2019

Administrative Proceeding  
File No. 3-16509

In the Matter of

**Edward M. Daspin, a/k/a  
“Edward (Ed) Michael”,  
Luigi Agostini, and  
Lawrence R. Lux**

**Post-hearing Order  
on Exhibits**

May 15, 2019, was the last day of hearing in this proceeding. On June 12, 2019, the Division of Enforcement moved for a protective order for Division Exhibits 489, 490, 491, and 492, which are bank records containing personally identifiable information. On July 15, 2019, the Division filed redacted and un-redacted copies of its exhibits with the Office of the Secretary.

Edward M. Daspin appears *pro se*. Daspin announced before the hearing that he was going to rely for his exhibits on the material that he had received from the Division. *See Edward M. Daspin*, Admin. Proc. Rulings Release No. 6538, 2019 SEC LEXIS 820, at \*2 (ALJ Apr. 10, 2019). During the hearing, Daspin referred to materials he had in his possession and asked that they be identified and that some be admitted into evidence. It is customary for a party to have copies of his or her proposed exhibits at the hearing and to give one to opposing counsel and one to the presiding administrative law judge. That did not happen here. Although Daspin insisted that all the materials had been mentioned at some time in the proceeding, hard copies of certain materials that Daspin identified and that were admitted into evidence are missing. On June 18, 2019, my office emailed Daspin a request for copies of the thirteen missing exhibits, but there has been no response. Fortunately, Daspin read the contents of these exhibits into the record so the transcript has the information that he wanted to put into the record.

As required by Rule 351(b) of the Commission's Rules of Practice, I am in the process of preparing a list of all the exhibits that were offered and received into evidence and those offered but not admitted. 17 C.F.R. § 201.351(b). Because the thirteen missing exhibits are not available for the Office of the Secretary as required by Rule 351(c), 17 C.F.R. § 201.351(c), I will strike them from the record.

### **Order**

I GRANT the Division's request and ORDER that Division Exhibits 489-92 be SEALED because the harm resulting from disclosure of personally identifiable information outweighs the benefits of disclosure. See 17 C.F.R. § 201.322(b).

I STRIKE the following exhibits from the record pursuant to Rule 111(c), 17 C.F.R. § 201.111(c):

- Daspin 1 TD Bank-related Worldwide Mixed Martial Arts Sports, Inc., certificate of resolution dated Jan. 5, 2012 (Tr. 1097-1102)
- Daspin 1A Certificate of incumbency attached to Daspin 1 (Tr. 1103-04)
- Daspin 2 TD-Bank-related Worldwide MMA USA, Inc., certificate of resolution dated [\_\_\_\_\_] (Tr. 1104-05)
- Daspin 2A Certificate of incumbency attached to Daspin 2 (Tr. 1104-05)
- Daspin 3 Capital One-related Worldwide MMA Sports, Inc., certificate of resolution dated Jan, 12, 2012 (Tr. 1106-07)
- Daspin 3A Certificate of incumbency attached to Daspin 3 (Tr. 1106-07)
- Daspin 4 Capital One-related WMMA Distribution, Inc., certificate of resolution dated [\_\_\_\_\_] (Tr. 1107-08)
- Daspin 4A Certificate of incumbency attached to Daspin 4 (Tr. 1107-08)
- Daspin 11 Email among Agostini, Puccio, and Sullivan dated Mar. 16, 2012 (Tr. 2121-40, 2211-14)
- Daspin 12 Attachment to Daspin 11 referred to as "paid in capital" chart (Tr. 2125-33, 2136-37)

- Daspin 13      Email or emails dated possibly Oct. 28, 2011, or Oct. 31, 2011, referring to a Worldwide MMA Sports, Inc., consolidated balance sheet (itself possibly an attachment) (Tr. 2174-79)
- Daspin 14      Email dated Aug. 22, 2012, among Sullivan, Daspin, Main, Agostini, Nwogugu, and Bederjikian referring to “WHLD WMMA WUSA pro forma balance sheet, as of June 18, 2012” (Tr. 2188-92)
- Daspin 16      A disk with three minutes of Puccio recorded (Tr. 2194)

---

Brenda P. Murray  
Chief Administrative Law Judge