Edward M Daspin ProSee

[redacted],BoontonNJ,[redacted]

[redacted]@optonline.net,[redacted]

Case:3-16509AT

Dear Mr.Fields;

I enclose herewith the Breif & Declaration of E.M.DASPIN IN SUPPORT in support of the motions I also .I also enclose 8 exhibits to my declaration. The first exhibit is referred to as EX 1 ,it refers to this defendants' reply to the Wells letter as Ex A, the Dishonest Shareholders meeting of 7/12/12.[?].Im not sure of the date as I still have not received my Bates exhibits which Mr. Mc Grath assures was sent; but which may have been intercepted by my wife who [redacted].

Enclosed as well are the motions for relief which may not be in our interests to air as i do not want to make trouble and one of the reliefs' im asking for is restitution of the litigation fund of$1,000,000.00 ,that was fraudulently induced by the agency ,by it and the Adjls' collusion to hide the fact that none of them were properly appointed.

THIS ENTIRE SUBMISSION CAN BE HELD FROMAPUBLIC AIRING AND IF MOTION5 IS ACCEPTABLE INWHATEVER FORM THE COMMISSIONERS BELIEVE FAIR THEN SETTLEMENTWILLENSUEAND THERE IS NO NEED FOR THIS MOTION TO BE MADE PUBLIC, IF THERE IS NO SETTLEMENT WITHIN 20 DAYS THEN IT SHOULD BE RETROACTIVLY FILED UNLESS THE COMMISSION CONTACTS ME FOR RELEIF FROM THIS PROPOSED NON DISCLOSURE.AND SUBSEQUENT DISCLOSURE.

I do not have the funds for the remand orders compliance 'and I cannot be a Pro See much longer as [redacted], old and am my wife's protector in her time of need.

[redacted] for her but its time consuming and for those reasons as explained in Ex2, my Wells declaration reply and as stated in the brief and as Judge Feolak found as fact [redacted] if forced to testify. While I wrote the Declaration! [redacted]

The motions desired to be approved form a building block as if one is granted the remainder may be moot. I am filing them under rule102[a]&[b], If that rule is not applicable than I ask the Commissioners to Sua Sponte, grant me the relief under such rule[s]that apply to my needs. such relief as the commission may grant me. Under the rules my case is mandated to be commenced in the federal district court as with my

troubles to promptly respond and or [redacted] I will need adjournments and TROS even being represented by an attorney to ensure compliance with the Supreme Courts order nd wisdom for all of us. wnt to clear my name as its been plundered by Judge and Judge Murray's selection of him to displace Judge Feolak, whose finding in favor of this defendant, I believe created frustration by the members of enforcement who wanted piece of me.

I believe she participated in extra judicial contact from them to the effect: "do something ". She did and from that day on everything went downhill as I then knew the reason that the 5 law firms' I interviewed with all said that if it goes inhouse [redacted] and 2 confided in me it's a dead end and fixed! "settle"! I can't settle as I'm innocent of the allegtions'.

The series of motions are:

1]A motion to vacate the complaint.

2] motion pay me $2,800,000.00 for the time stolen from based on fraudulent inducement theft of my time for the 4 years at$350.00hour; my chargeable rate.

3]To Stay Judge Murrays proceeding for the conflicts of interest she and the other adjls have hearing my case.

4]A motion to move this complaint and/ or refile it ;if it exists after first requiring Enforcement to rewrite the Wells letter including the exculpatory information that they purposely left out so that there may not be a derivative complaint initiated ;and if they still have a cause of action let this commission initiate a complaint that is matched by the new Wells letters'

5]AMOTION for a [redacted] contract and to setup from my home an

THE AVOCACY GROUP, run by others 'and with as a guide me to provide any guidance subject to the commissioners approval to implement the beta test using 4 persons one of which is a lawyer and or securities licensed CPA, to furnish the opinuonon10 cases a month per team. The paymentof$1,000,000.00 to my asigness and after the first 6 months another$1,800,000.00willpay for the full 12monts and is estimated to alleviate 33+/- would be defendants in binding arbitration paid for by the Would be defendant subject to his/her written approval and providing the adjls, 30%+/-,less case load a year for every 100-120cases.The average cost for all services is$$82,000.00 a person projected to save this agency $27,000,000.00 per100-120-casesand save this agency once its beta test performance is validated$130,000,000.00each year with 4 teams opining on500 cases enabling a projected inhouse case reduction of 30%+/-] [Reduction of 125-150 cases at an

average cost saving per case of$888,000.00.Those cases the commissioners decide after the vetting to enable the recommendations to either apply to each case indicated as having exculpatory evidence, the exact amount and the recommendations in an opinion letter that goes to the commissioners only and a cc to enforcement .

Respectfully,

Edward M Daspin Pro See

ca33-16509

Michael Edward Daspin

[redacted]

Boonton, NJ [redacted]

Edward m Daspin pro see;

[redacted],Boonton,n,j,[redacted],

10/29.30

[redacted] optonline.net,[redacted] *brief* for case316509

To the commissioners

RE"motion relief and such other relief that the commissioners think fair and proper.

Dear Mr. Fields;

I write this Breif to persuade the commissioner to grant the relief my declaration, attached hereto , and in support of the motions' made here requests.

1]At the outset, im too old and my body parts to worn out, and my responsibilities to care for my wife ,too great for me to handle a lawsuit, as my declaration in the Wells' response EX2 covers, **SEE SEC 4,page 16 to 20.**and as stated in the Conclusion section viiPg39.The aforementioned argument was submitted by a law firm that my Insurance carrier paid for of$1,000,000.00! It takes me [redacted]. [redacted] [redacted] I and she would be in an [redacted] and innocent of each and every allegation In order to solve this conundrum I need this Commission to do the right thing here.

2] I request that we first consider the vacate motion that I submitted ago and with no response. The division failed to either object and /or acquiesced to the facts' contained therein that prove that the Wells letter and then the complaint they submitted was a fable full of misrepresentations of fact as if fact, and which does not contain one[1]scintilla of truth and which the exculpatory information they had and failed to produce biased the prior commissioners' to initiate a complaint to enforcement employees who work for the commissioners they serve. This Supreme court orders' implicit intent is to inform this commission that the agency did the wrong thing, controlled the outcome of finding guilt and had enforcement and the Adjls; not conspired and colluded to hide the constitutional defect, the lack of article 2 appointment and provide each and every defendant a FRESH START! ,then ,there would never have been time stolen from me by members of enforcement ,judge Murray and her selection of the adjls and this case would have been ended long ago.

3]I have previously submitted declarations and a brief to the prior commissioners' ,to hear my rule101motion to dismiss as Judge Grimes refused to her it alleging that my time to submit had expired" Well the prior commissioners disagreed! Since then silence as the Supreme court punished this agency and every adjl that rendered an opinion or was in the process of doing so, finding underneath the covers', that this agency committed a wrong doing; in essence provided

their own inferior officers to hear my case. Since the ajls are the same now ,except for the proper appointment, and since they have been classically conditioned to conduct themselves as before. I believe that in my case they must be substituted out by a federal Judge from the district court in Newark N.J as this commissions ' mandated that I be sent there.

4]The Supreme court did not now the arcana associate with my case. I did apply on the morning of the same day that the division filed this case; a motion for a TRO as an emergent matter. The court was petitioned by enforcement advising it had the first right to select jurisdiction as in Dodd Frank. They failed to disclose to her ,as they failed to disclose the exculpatory here in the Wells and the before this commission complaint, to inform her that the Adjl that they intended to shepherd my case inhouse, consisted of constitutional violators, inferior officers' the reporting to the commission and so my case was fixed from the start. I cover that in my declaration . Enforcement failed to inform her that the SEC mandated that defendants' [redacted] and filing TRO and or the possibility they will do so must be heard in the federal district court.!!Had enforcement been honest, I would have been tried there and my litigation defense fund would have covered the costs .

5] I MOTION THIS COMMISSION TO stay Judge Murray and or any Adjl hearings' and transfer and or refile the case therein FEDERAL DISTRICT COURT IF YOU STILL WANT TO PROCEED KNOWING THAT IM INNOCENT.. Its' not the end of the world to be in front of a federal district court judge to hear the case.! A fresh THAT HAS NO VESTEDINTEREST TOVLIDATEjUDGEgRIMES DECISION ISINDEPENDATOF THIS COMMISSIONAND THAT'S WHEREIT DESERVES TO GO.A FEDERAL DISTRICT COURTJUDGE DID NOT COLLUDE TO HISE THEIMPERFECTIONS AND CONSTITUTIONAL VIOLATIONS,HE/SHE WILLMAKE A FAIR ANDINDEPENDAT FINDING AND I CANNOT ASCERT THAT HE/SHE HAS CONFLICT OF INTEREST.J

6]Judge Murray was in the direct line of fire and its **my position which she well knows,** that she steered the case over to Judge Grimes to evict a fellow judges' Postponement sine die ruling, she succeed and bears responsibility for the trails of my intestines all thru the halls of St Clare's hospital when I was found guilty in absential [redacted] recuperating from a side effect of Lyrica, by judge Grimes without my presence to defend myself. He found me guilty of each and every OIP allegations' He had to find, that as it was he that dissolved the protective over of lateral judge, stating that If it were not for the allegations in the OIP he would have thought of extending the protective order.

6 A]That proves the inextricable conditioning in the minds' of adjls as they view the complaint as a 11th commandment. I can hear Judge Murray[wsj]saying to the 8 defendants wanting a dismissal by the motion they proffered to her saying INESSENCE:

..."Look men I cant see myself dismissing the complaint against you as it was written by the commissioners, whom were appointed by the President ,and to do so would be like im overruling them; and that's disrespectful and they have the first right to any appeal"[So in her court defendant loses due process, a jury ,full discovery and no right to dismiss. What other

freedoms are curtailed as there is no question that she rules the adjls with a velvet glove and steel arms.

In fact, there was a New York federal district court case in which judge Grimes admitted he did not know the two constitutional amendments required to know before he ruled that were applicable to the case!

7]He admitted that he was not appointed under article 2 of the appointments' clause and the judge stated on the record that's "not hard to get!" long before the Supreme courts findings. They alienate themselves from being the devils advocate wether article 2 appointed or not as the inhouse Adjl re a different breed of judges, with Judge Feolak excluded from that class.!! indicates that all the issues that I raised here will receive fresh start and not be heard by any adjl violator of the appointments clause! They would all have conflicts of interest against me as im critical of the tactic that they and the enforcement agency took to coverup the unconstitutionality of what has occurred here.

8]They all have jointly have are Responsibility mutually and severally, as had just one adjl stated:

SIR !IM SORRY BUT IM A VIOLTER OF THE CONSTITUTIONS' ARTICLE 2,AND I CANT IN GOOD FAITH HEAR YOUR CASE AS TO DO SO WOULD BE A PERPETUATION OF FRAUD AGAINST YOU AND A WRONGFULL VIOLATION OF THE LAW.SPEND YOURMONEYANDLITIGATIONFUND ON FEDERAL DISTRICT COURTJUDGEASANY RULING THAT I GIVE WILL BE SUBJECT TOBEING VOIDABLEAND YOULL WASTE YOURMONETY,TIMEAND POSSIBLY YOUR CAREER AS IN YOUR , I TOO JUDGE IM HONOR BOUND TO AGREE WITH THE COMMISIONERS' WHOSE COMPLAINT ALLEGES YOU DID IMPROPER THINGS TO INVESTORS.GET A GOOD LAWYER AND SEEK FEDERAL COURT INTERVENTION.

9]Because of my opinion any adjl would be foolish to let me win a case as it will contin the allegations and or facts contained hearin. That will expose them to financial and /or other potential problems, even to the elimination of the appointment that they recently received. I do not want to be the bearer of such punishment First I believe that absent that short comings; which my declaration gives them a chance to be backed up prior to receiving any case with a devils advocate ombudsmen to counter enforcement and to alleviate the huge case load they handle and to provide defendants a voice to the Commissioners before any adjls assignments are made!!We need their services. Once this problem is straightened out our citicens needs the watch dog. But that is not before us now.

9A]Suffice it to say that I could not get a fair shake even if I were well an im not!!! They have a vested interest in my guilt as if I succeed in federal district court I will have shown that all violators of the constitution ,and those who permitted them to adjudicate cases'' knowing that they would follow the commissioners lead ,except for preselected token defendants' chosen to have victories that had been decided to further hide that facts that the deck was rigged by the very commissioners who the Adjl serve and by the nefarious Concretional Senetors; including

Elizabeth Warren on the judicial committee that approved DODD FRANK IN ALL ITS GLORY. Its' time to take that amendment off the books.

10]e Or instead of all the effort lets try my strategic plan so that it might be unnecessary overe the short term. THEY WERE INFERIOR OFFICERS AND NOT ONE DEFENDANTS' RULES OVER THEe PAST 8YEARS IS NOT SUBJECT TO REAVEI,AND WITH THAT ANY FINACIAL BURDENS ANDe PENALTIES THE ADJLS DISHED OUT IN THE INTERIM 8YEARS.e

10A] Any Agency branch person , especially one who disguises the fact that his/her adjudication is a represents a denial of our citizens' rights, which each and every defendant had the right to know. It appears that we would This Breif and declaration were stated weeks ago!!!I require an attorney of my choice and ive found one whose hourly rate is 2times less than Herrick and Feinstein. He is a New Jersy lawyer and cannot appear before the commission as there are some certifications' he must make to lift the impediments he has to file in the State of Pennsylvania ,to obtain and get and which he has not to date had the time to consummate. Therefore ,he can represent me ,if we don't settle Ito his appearing in State .I MOTION THAT THIS COMMISION PROVIDE ME THE IDENTICAL LITIGATION FUND WASTED AS RESULT OF THE AGENCYS FAILURE TO ALERT ME AS TO TO THE DOUBLE FINACIAL JEORPORDY THAT WAS THE SOLE RESPONSIBILITY TO BE CURED PRIOR TO THE APPOINTMENT BY ENFORCEMENT TO IN HOUSE AJUDICATION. Enforcement and the adjls all have a financial obligation as well for the reasons state herein and in the declaration of v date.

11]The mandate for federal court jurisdiction as a result of my health and the burden to caree for my of wife 56 years necessitates this courtesy even if I were healthy! There is no harm thate can be incurred by enforcement ;except they wont control a federal district court judge. Soe what does that mean! Nothing !e

I need counsel to defend me when Judge Grimes saw fit to bias his dissolution of judge Feolaks' postponement sine die ,in the face of Judge Feolaks 'finding a fact that if he did that id be irreparably harmed and he did it and I was.

as it still owes me $2,2 million and all i received is$125,000.00 for 3years of hard, hard efforts.

12]e Please SEE EX 2 the Defendants Wells reply. My well declaration covers the facts' Bettere than I can state. [redacted]' proven subsequently to be true as Judge Carol Feolak found by here application of the 7 factors that: FEDERAL COURTS USE TO TEST IF AN ADJOURNMENTe REQUEST SHOULD BE GRANTED .She was very thorough. I take my hat off to her.e

13]What Judge Murray did to her [Judge Feolak, by using Judge Grimes to upstage Judge Feolake made no sense; only to judge Murray to flex her muscles in front of enforcement and say:e "HA!!Boys watch me swing a verdict " your way:" GREAT ON MY ALMOST DEAD BODY .If thate how we catch the crooks forget about it!! By judge Murray removing her from case she wase providing over four[4] months 'of focused efforts to solve the adjournment motion; just so thate judge Murray could placate and assist enforcement to retain the case by switching Adjl , both ofe

whom were not article 2complaint. That Judge Murrays' undercutting made a joke on your predecessors and Judge Feolak, because they believed ; the holier than thou 'allegations' of the former commissioners ,adjls Murray and or a combination of same as WMMAS' investors' had the last laugh as they must be rolling in the aisles .

14]I recommend that you review my declaration, **SEE Ex 8** which comments to the US bankruptcy court boutWMMAchap11,discloses the Newco Mcfarlane enterprise and demonstrates the perjury in that proceeding of the SEC witness in WMMA here .By review of my sworn under penalty oath[ive never been found guilty of lying, perjury etc; for 80 years, so you can count on it and this. Ill pass a lie detector test but first as part of the bet I want Judge Murray, Judge Grimes, Judge Feolak to tell us their facts' about the substitution, the extrajudicial contact they had with judge Murray leading the way. facts, Mr Mc Grath ,Ms. Kazon ,O Conell , Kolodney and that should prove my allegations in my declaration made on information and belief]Then my declaration to prove the validity and honesty of this and **EX2,**my Wells declaration I made as an exhibit for defendants reply to enforcements disingenuous Wells letter. **EX 2** Proves the reasons' that this case must either be vacated or dismissed for cause and the reasons that the cases SEC witness lied and or perjured themselves to enforcement and WMMA, the bankruptcy judge or in the subscription agreement warranties wherein they state they are accredited under oath. Mr. McGrath disclosed 3 of them lied under oath to WMMA, and or 4of them lied in The WMMa bankruptcy to Judge Gambredela **[SEE EX :4,5,6,7and the proof in EX 8 my supplemental declaration in the WMMA chap11and EX 2 my Wells declaration! ,Mr. Heisterkamp lied to the unemployment judge and when he filed a false claim alleging that his checks from WMMA were payroll when he knew .they were not .Mr MC FARLANE ASSISTED MS Petty to $5,000.00steal from WMMA and when he lied In the WMMA Chap11 Please SEE EX4!**

15] The above present the slime under the table that prevented WMMA success; as ive found that when people perjure themselves about me, when they perjure themselves to federal Judges, when they steal money from a company they have a fiduciary for all they do is anger the LORD AGAINST THEM AND THEY ARE SENTENCED TO AN ETERNITY OF TEARS!THUS WAS WITH WMMAS S STAFF.I GUESS IN A WAY IMALSO REPONSUBLE AS I DID RECOMENED EACH ONE AS HAVING THE BACKGROUND THAT WMMA COULD USE!

i was wrong ,but my assessments were fair over the remaining33 other sweat equity employees that gave it their all. The problem was they bet on the losers as we also lost money in pursuit of our dreams' a nd that's why America is great and it took President Trump to turn us around.

16]The investors' that the SEC declares', 3 ,swore falsity under the penalty and lied in the subscription agreement they signed to induce WMMA to accept them as joint venturers' of WMMA.

No one needed to lie to obtain Investors for WMMA the Investors the SEC states :**THEY LIED TO GET IN**! Every one of the Agencys' ' witness are bogus, they either lied under oath in the WMMA subscription agreement, or in the WMMA chap 11,or in Craigs' Arizona lawsuit against WMMA and Myself and Mar.Agostini or are dead, or they participated with the prosecution to build a case which is a complete fraud against this commission if not vacated it opens up the declarations of Mc Farlane][ex [4],Sullivan**[ex 5]**,Brejedekian **[ex6]**,mr Main**[ex7]**all before the US bankruptcy judge ,Judge Rosemary Gambreddea. **EX 8is my supplemental declaration which reviews each declarations and demonstrates the perjury in those alone. Enforcement had this all along yet failed to let the commissioners know its witness were perjurers and stole assets of WMMA and/or asisted in the theft. EX 8:covers** the WMMA bankruptcy's history, the colluders and conspirators WMMAs investors who perjured themselves in the aforementioned exhibits4,5,6,6,and not only demonstrates the WMMA investors' perjury before a US Judge who ruled against them in 2013 and gave WMMA back to me refusing their plea to have her hold it in Chap 11 so they could make a bid to make their own chap11 debtor plan wherein all 4 of them and the Wmma material 'Investor witness' [continued the enterprise of Newco while participating with the SEC alleging facts that were non existant and with Mc Grath spurring them on .

17]ill bet that The Dishonest shareholders meeting of 7/12/12[?]demonstrates' that the case fabricated by the WMMA investors, 'the collusion and conspiracy, turned on WMMA when Mc Farlane offered them a better deal, then the collusion and conspiracy by them to give Puccio the ammunition Wm "**BILL'** McFarlane ;preached to her that she needed to get a whistleblowers bribe hinged on her turning the Wmma shareholders remembering their lessons preached by her that day. Bill wanted to use their misery SEC to redirect attention away from his failure to me. The Mcfarlane emails to Monica Petty and back disclosed that Mc farlanes plan were he to succeed and make a deal was to cut them lose as he confided in one email to monica Petty! So BILL was just playing them with no intention to actually hire them! Had they not perjured themselves in the Chap,11,had they not each walked off the job when the cash flow stopped attributable to their own inadequacy things might have moved in a more positive direction for WMMA. Mc Farlane needed the investors to support the plan to raid WMMa thinking that my fear of a law suit sponsored by Mc Farlanes teaching Puccio what it would tCke to bring in the SEC and in that way he could either steal it ,or distance himself from the entire loss of their money, as he had directed a good event WMMA would have gone on to the next step in its growth plan .

18]The Dishonest Meeting EX 1 [Its **EX A to the defendants Wells reply attached by reference hearto; the declaration attached by me and made a part hearof.**; Initiation on **EX1 page17,L2** "BILL" refers to mc farlane and he taught her to teach them that;

..."ED CONTROLS EVERYTHING AT WMMA SMALL AND LARGE.."!

In fact if you reviews the **dishonest meeting** Page17,Ex A to the wells reply and l-2-L-3 f my memory is still good it Starts out "BILL"..and then goes on to take over. ill bet bill was either

with her or tied in whithout them knowing he was and when he tutored her he explained she should not to make this his words to distance himself, But he is in their pulling all the strings ad when she remembered he was listening and she was not to use him then she quickly stoped short. You can bet on that,

19]It demonstrates the adjudication of the Chamco Chap 11 ,over in, 2013,that Mr Nwugugu was referring to that served as his template for the WMMA service/MKMA agreement. Mr Nwugugu represented in his answers to the SEC investigators' in his recantation of the Brady disclosure attributed to his debriefing there was 100% acceptance of the fees charged to Chamco by the Bankruptcy Judge Alpert and he found no wrong doing of me in the fees my cbi affiliate charged Chamco for me to earn my bread.The fees and calculations of them were approved by the bankruptcy court and were the identical words used in the WMMa/WDI/CBI/MKMA assignment of the service contact to WMMA. That acknowledgement by Mr Nwgugu moves any allegations; in the complaint; that I disguised the Investment banking fees to be HR fees absurd by enforcement.

20] Again; creating facts that do not exist and that is only pled to find a fact stated that i would dispute so that a dismissal motion would not prevail. In fact there were no fact upon which a cause of action could be used for as the basis of a disagreement of the facts. So enforcement dreamt them up .Its' not funny in the least as they stole my time, let Mc farlanes plan violate myself, the investors wether they deserve it or not, and Mc Farlane is probably laughing up his sleeve at the enforcement agency for pulling one over on them, me for being the subject of a cruel hoax by my on country men my family when all the complaints allegations' are fictitious. How do you feel knowing that this happened to US?? I don't have it in me but believe with a lawyer removing the stress I will be able to make it thru federal district court which is the agencys' mandate as well i require One million dollars to hire a law firm that knows that its taken carer of as Im stripped of the working capital requirements' needed to handle the case to its conclusion .

21].**I motion for the million $1,000,000.00** so that I can defend myself with legal counsel unless this commission either vacates this case for all the reasons outlined in this brief: SO I CAN HIRE HIM TO REPRESENT ME AS THELIABILITY TO DO SO IS EXPRESSED IN THE SUPREME COURTS FRESH START FOR DEFENDANTS. The Supreme court concluded I guess that they could salvage a system that had been corrupted by Dodd Frank and the elimination of due process, and the end to meaningful judicial review as the federal circuit must be motioned to accept filing from the Commissioners defendant alleged to be guilty dismiss the case It was answered by the Supreme courts order directing this commission to start fresh and clean. That is the conundrum.

22]**To start fresh we must first take care of the *Wells submission enforcement filed* which initiated the complaint. If they do that** and I will muster the strength to attack it if I get the Bates stamped exhibits that enforcement advises me ,and I believe, must have been delivered to my home if the tracking numbers confirm that., but id like to know who signed for it? Was it

delivered to my home? Where was it delivered to which door? Or the garage doors? .But I never signed for it an if the signature on it is my wifes then that is the reason as she mistakenly had a gardener drop my files into the garbage cans in an effort to sell her home.

23]Please vacate this distasteful case under cover, make findings not made by you but by those overzealous prosecutors' who found a juicy target a 45years ago felon, never found guilty since then of anything, when is 80 years old and they and judge Murray and Judge Grimes ruined my reputation referred to me as a malingerer ,insinuated that my doctor perjured his declaration in my defense of the fact that im too ill and now to old to defend myself, unless I risk my life by the stress that is attendant to me in an in house speedy trial. Your own Judge Carol Feolak found as fact then that if forced to testify id be irreparably harrmed! Your own rules mandate that TRO defendants' to ill to make the rigid schedules created by Judge Brenda Murray have one thing to exist for:

.." Find the defendants guilty as charged".

No one reported to me as covered in the attached declaration. We all submitted to the WMMA board consisting of a majority of disinterested directors' as Mr. Luxs 'deposition and Mr. Mains cooperation and perjury as outlined in the attached declaration declares.

24]]The commission should know that Judge Murray, has selected herself to supervise my case. her appointment does not comport itself with the intentions contined in the supreme courts orders intentions; that in effect requires this Commission to grant **a new fresh start to each defendant an ensure that no Adjl that was a part of the prior case is and or be comes part of the case on remand. Had the supreme court known the lay of the land they might have considered** my pre remand disputes with Judge Murrays' conduct and my blame of her for her switching him on my case to a war cry from JudgeFeolak and get up against the Mall wrapper as that's all i have for a gift from the heart.! She knew what she did ,Judge Murray just did not care and we go way back to her first manipulation of my adjl, judge Feolak .It was that judge that I was greatfull to be tried under her as he intelligence compassion and ability to grasp the facts and act on them within the law made a lot of sense to me then and now. I don't profess to know anything near what she knows but I believe that she was by passed in this matter by Judge Murray !No sooner than a short time after Judge Feolak ruled in my lawyers 'motions' favor and and ruled it was postponement sine die for me; that emboldened judges Murray to take knowingly dangerous and reckless ownership of the Case and she threw Judge Feolak out and Judge Murray ruled that Judge Grimes would replace her. No sooner did Judge Grimes take the bench ,or so it seemed to me he dissolved the Postpnement and ruled that were it not for the allegations he might have considered extending the post-onementl!A biased order as Judge Feolak had also found as fact that id be irreparably harmed if I were forced to testify and he did it to!

25]Idid not think that a judge would take a chance with my life and that judge Murry has structure the entire his occurrence it just boiled [redacted] it turned my lawyers' stomachs' as well. Then when i found that Judge Grimes was a violator or article, 2, I understood ,also why he admitted to the N.Y federal district court judge that he did not know the 2constitutional amendments requited to rule fairly on that case, why he did not care to know as he told the court he" ruled anyway"!!!H,e told the Judge{weinburg,Greenberg?]That he ruled anyway, He confessed to that judge he was not appointed properly or it was pled by the defendant as I only read it so far .And the judge recommended he take care of it them !He failed to do that as well. Therefore something smell in Denmark and id like to know what the secret was wouldn't you??What would lead the prior commissioners to risk our time to my phoney judges'care??!I charge the agency with the violation of my rights as well as Mc Grath and his cronies as pled in the vacate motion and i ask for the Compensatory damages associated with the 4years theft of my time by the Prosecutor[s]directly on my case as Plead in My Declaration attached and which this breif adopts by reference hearin on my case as well as all the adjls from the coverup [except Judge Feolak as I can only imagine coercin and assuming that I indemnify and hold her harmless if contribution is assessed from any prorate obligations' for contribution; that any other adjls may allege she should share in my case and the counterclaims that im making here based upon my motion to sever this case so that I can file one in federal district court if I can receive my Litigation fund and the SEC can either transfer or refile there unless we settle that im inclined to do. Which I **hearwith motion for a settlement that includes mutual releases ,the** [redacted] contract calling for$2,800,000.00 for all the compensatory damage that ive sustained s a result of my claims in the vacate motion, and advacate the complaint and or if the beta tes tis granted ill take $1,000,000.00up frontandin6months $1,800,000.00 to consult from home for whoever the commission selects to perform the beta.,Il be available for all strategy planning from my home on skype and they may come to our home and work out of here until they are all set up.I know it will be Good for our country and I know our President rewards those that perform a service for the government.

Respectfuly;

E M Daspin Pro See.

ca33-16509

Michael Edward Daspin

[redacted]

Boonton, NJ [redacted]

Edward m Daspin Pro SEE declaration of Edward Michael Daspin in Support of

[redacted],Boonton,N.J.[redacted] motion[s]; stay of judge Murray hearing and all Adjl for conflicts' of interest, vacate complaint , Settlement

& pay compensatory damages or [redacted] contract; or in the event of denial vacate motion in event of denial

[redacted] [redacted]@optonline.net Re 102[s]to sever&[b] to object and interim motions

Dear Mr Field;

I swear Under the laws of the United States that the aforementioned declaration is true to the best of my knowledge. I know if I willfully misrepresent I am subject to punishment.

1A] Mr. McGrath and his cronies had in their possession exculpatory evidence disproving the allegations contained in the Wells' letter making the Wells letter prepared with malice of forethought. The Mc Farlane Newco Enterprise and the SEC Member enterprise are jointly responsible for the theft of my time of WMMA. They worked in concert with each other, to create a fable, alleging ,that I was Defacto CEO of WMMA ; that I wrote the WMMA PPMS' which are alleged to have omissions of material facts contained not therein. Knowing the falsity of such allegations' the SEC enterprise brazenly put forth a Wells letter that was full of misrepresentations', omission of the material facts that the SEC enterprise had in hand when written, which contained the allegtions and misrepresentations and omissions of material facts ',as aforementioned, to give the commissioners' a false reason to initiate the Complaint against me. That complaint was also full of those same allegations all of which were untrue. The Mc. Grath enterprise was composed of all the prosecutors' that participated in the conspiracy , collusion and Cover up that Mc Farlane was totally responsible for the WMMA losses and its Chapt11 filing. Mc Farlane formed an Enterprise[Newco] to allegedly purchase WMMAS' shares on the cheep for no up front money.

1B]The contact is through a series of SEC telephone and personal meetings' with each other and which the conspiracy and collusion involves SEC enforcement prosecutors; under Mr. McGraths' control formed an SEC member enterprise that associated with McFarlane's Newco. The Wells letter allegations' are all figments of his imagination, stimulated by Ms.Puccios' misrepresentations' ,outright lies and omissions of material facts'of to suit the needs of the SEC enterprise members Newcos New Jersey Captain contravened by exculpatory evidence included contact by Wm Mc Farlane ,by use of the whistleblower, which he was responsible for the liaison of .Mr. Donald Lockett informed me of this fact , when he told me it was Terresa Puccio that I have to watch out for, when . accused him of initiating the Dishonest shareholder meeting.

1CTHE COLLUSION AND CONSPIRACY OF THE NEWCO INVESTORS' OF WMMA MEMBERS' PERJURY ;THE REASONS THAT THIS COMMISSION NEEDS THE INDEPENDACE OF AN ADVOCATE FOR DEFENDANTS AS IT IS INCLINED PER THE PRIOR COMMISSIONERS' ACTIONS' A TO RELY SOLEY ON THE ENFORCEMENT DIVISIONS' WELLS LETTER ALLEGATIONS AGAINT ME ALL OF WHICH WERE DEBUNKED BY THE EXCULPATORY EVIDENCE THAT THE DIVISION HAD WHEN IT WROTE THE WELLS LETTER. THE COMPLETE DISREGARD, BY THE FORMER COMMISIONS, OF DEFENDANTS' REPLY BREIFIS BUT ONE REASONFOR CHANGE.AN UTTER LACK OF INDEPENDANCE DEMONSTRATES THE REASONS FOR CHANGE INTERNALLY.

1D]THE SEC MEMBERS'[MC GATH AS BELOW DISCUSSED AT LENGTH]ENTERPRISE,IN CONCERT WITH THE MCFATLANE [NEWCO]ENTERPRISE, COLUDED AND CONSPIRED TO FABRICATE A FRAUDULENT WELLS LETTER CREATING OMMISSIONS OF MATERIAL FACTS,MISREPRESENTATIONS OF FACTS AND ELIMINATION OF THE EXCULPATORY EVIDENCETHE THE SEC ENTERPRISE HAD IN IT POSSESION WHEN MADE! DEFENDANTS' REPLY TO THE WELLS LETTER; WAS OBVIOUSLY NOT GIVEN ANY CONSIDERATION AS MY **EX 8,**TO THE BANKRUPTCY COURT OUTLINES THE CONSPIRACY BY NEWCO AND DEMONSTRATES THAT THE SEC WITNESS' ARE NOT CREDIBLE ,AS ONE OF THE REASONS', THAT THE PRIOR COMMISIONERS' SHOULD NOT HAVE INITIATED A COMPLAINT.THIS IGNORANCE AND THE PRIOR COMMISSIONS' ADOPTING ,TO THE EXCLUSION OF DEFENDANTS RESPONSIVNESS,THE ENFORCEMENTS RECOMMENDATIONS' THAT THEY SHOULD FILE A COMPLAINT IN THE NAME OF THEIR DIVISION AS IT'S AN ALLEGED AUTHOR; PROVES THAT" SOMETHING SMELLS IN DENMARK" WITH THE WELLS LETTERS' OMMISSIONS' OF MATERIAL FACTS'I IT GAVE ME INSIGHT AS TO THE REASONS' THAT A DEFENDANTS' OMBUSMEN IS REQUIRED TO MAINTAIN THE INTEGRITY OF THE COMMISSIONERS' AND THEIR RELAINCE ON THEIR ENFORCEMENT DIVISIONS CREDIBILITY NTO THE EXCLUSION NOF THE DEFENDATS REPLY AS BEING THEIR SOLE DECISION MAKING APPARATUS AGAINST DEFENDANTS' I

1E][Please SEE defendants' WELLS reply attached hear to, by reference herein, as EX A to the Wells reply and **EX 1 here. THE DISHONEST SHAREHOLDER MEETING ,PAGE 17,L2 L-3 AND LINE 5-10 AND THEN L20-L25 ,** RESPECTIVLY IDENTIFY "BILL:" AS THE STRATEGIST TERRESA PUCCIO ALERTS THAT HE INFORMED HER THAT THEY ALL THAT THEY SHOULD ADOPT,WHEN QUESTIONED PROBABLY BY THE SECMEMBERS WHEN QUESTIONED BY THE SEC[LOCKET INFORED ME THAT ITS PUCCIO,NOT HIM TO WATCH, AND HE WAS REFFERING TO HER TO HIM THAT SHE INTENDS' TO VISIT OR VISITED THE SEC]THAT.."**ED CONTROLS EVERYTHING AT WMMA"**AND, LAST BUT NOT ,LEAST HER ADMISSION **THAT SHE WOULD SIGN HER NAME TO A COMPLAINT LETTER SHE AND THE GROUP OF WMMA INVESTORS WOULD SUBMIT A LETTER COMPLAINT ABOUT MKMA AND ITS EXCESSIVE FEES TO THE WMMA BOARD OF DIRECTORS :**

..."TO FIRE MKMA AND ITS EXCESSIVE FEES.."

BY THIS STATEMENT MS PUCCIO WAS DISCLOSING THAT THE WMMA BOARD OF DIRECTORS HAD THE CONTROLS OF WMMA, **NOT ME** ,AS THE COMPLAIALLEGES,THAT I WASNO A DEFACTOCEOASTHE EMPLOYEMENT CONTRACTS AND THE WMMA PPMS RELATE I WAS A

CONSULTANT,AND AS THE CONFIRMATIONOFCHAMCOS FEDERALBANKRUPTCYJUDGE FOUND THATMY SAME FEES THER AS INWMMA WERE NOT EXCESSIVE AND AS JUDGE GAMBREDDELA FOUND WHEN SHE DISMISSED THE CHAP.11 DESPITE THE OBJECTIONS OF MCFARLANE,MAIN,SULLIVAN AND BERJEDEKIAN, WHO PURGERED THEMSELVES TO **ALLEGE I DIRECTED SULLIVAN TO NOT FILE WITH THEN IRS A 1099 AGINST MKMA**[ALLTHE AFOREMENTIONED **PERJURED** THEIR RESPECTIVE DECLARATIONS WHICH EX8,M YSUPPLEMENTAL DECLARATION PROVES WHEN YOU **REVIEW EX4,5,6,7THEIR** RESPECTIVE DECLARATIONS,SINCE THE NEWCO ENTERPRISE FAILED WITH JUDGE GAMBREDDEAL,AND SINCE IN THE CHAP 11 THEYALLEGED THE MKMA FEES WERE EXCESSIVE,JUDGE GAMBEDDEALS VACATING THE CHAP 11 IS A RES ADJUDICATA THAT SHE AND HER TRUSTEE TO FOUND NO WRONG DOING BY ME AND THAT THE NEWCO DEFENDANTS WERE NOT CREDIBLE..ARMED WITH THESE FACTS THE SEC MCGRATH ENTERPRISE MEMBERS,WITH MALICE OF FORETHOUGHT WROTE A DISENGENUOUS WELLS LETTER TO THE PRIOR COMMISSIONERS' AND OUR WELLS RESPONSE INFORMED THAT FACT,THAT IM TOO ILL TO BE A WITNESS,AND IN FACT LAST NIGHT I REALIZED THAT I CANT EVEN BE A WITNESS ANYMORE IN MY PROPOSED COUNTERCLAIMS IN FEDERAL DISTRICT COURT AS DISCUSSED HERIN BELOW, UNLESS WE DO A TELEPROMPTER WITH MY DOCTOR AT MY SIDE ,FROM MY HOME, SO THAT MY WIFE WILL BE PROTECTED AND SO THAT IF [redacted] CANT BE CONTROLED WITH THE [redacted] [redacted] IT,THE WITNESS'ORAL DECLARATION IS ADJOURNED.THE INCIDENT WAS MR MC GRATHS' EMAIL REQUEST THAT ALLEGED THAT JUDGE MURRAY,AFTER RECEIVING A DRAFT OF THIS DECLARATION IN SUPPORT OF THE RELEIF ASKED FOR IN THE MOTIONS' BE REQUESTED TO BE GRANTED TO ME BY THIS COMMISSION:

1F]I HAD AN EXPERIANCE WITH MR MC GRATHS EMAIL TO ME AND MINE TO HIM THAT CREATED **A** [redacted] [redacted] AFTER I TYPED MY RESPONSE TO HIM AND JUDGE MURRAY.I TOOK IT THEN AS I WAS ALL FLUSHED .HIS RESPONSE I TOOK TO MEAN STATED THAT JUDGE MURRAY EVIDENTLY DID NOT CARE AND THAT SHE WNTED ME TO COMPLETE A SCHEDULE THAT I CANT DO AS IM NOT A MIND READER.THIS IS MORE THAN ANY OTHER ASPECT THE REASON WE NEED THIS COMMSSION TO RULE ON THE SERIE'S OF MOTIONS.SINCE MR.MCGRATHS EMAIL WAS THE STIMULIS FOR MY FRUSTRATION AND THE RISE OF [redacted],WHICH WAS OBVIOUSLY NOT HIS INTENTION BY M YATTEMPT TO REPLY AND ITS CONSEQUENTAL EFFECT ON [redacted] I REALIZED THAT THERE IS NO WAY I CAN REPRESENT MYSELF EVEN IN FEDERAL COURT ,IM TOO OLD,STRESSED OUT EMOTIONALLY ,TO HANDLE IT UNLESS THAT COURT GRANTS THE RELEIF THAT WILL PERMIT TROS TO DELAY THE SCHEDULED TESTIMONY FOR GOOD CAUSE SHOWN. AS A RESULT IF WE DO NOT SETTLE AS IM PROFFERING HERIN AND OR AN ACCEPTABLE MODIFICATION TO THE PARTIES BELOW THAN PLEASE REFUNDNTHE MONEY SPENT BYME BASEDUPON MYBELEUF THAT THE CASE WAS BEING ADMINISTERED BY AN INDEPENDANT ADJL AUTHORIZED TO MAKE FINDINGS OF FACT.SUCH IS NOT THE CASE,THIS AGENCY OWES ME THE FUNDS SOI CAN OBTAIN AN ATTORNEY TO REPRESENT ME!IF WE SETTLE THEN THEREI IS NO REASON FOR THE LAWYER.!IIF WE DO NOT THEN THERE IS A MANDATE FOR A FEDERAL COURT IN NEWARK,N.J

AS I AM A RESIDENT THERE.I WILL THEN ASK MY ATTORNEY TO FILE 2ND PARTY DEFENDANTS' AND PERMIT THE ENTIRE CONTRAVERSY TO BE FLUSHED OUT,.IF I CANNOT TESTIFY THAT COURT WILL GIVE ME A TRO.I TRIED FOR TRO IN NEW YORK ON THE MORINING THE CASE WAS FILED ON THE SAME DAY IN THE AFTERNOON AND THAT JUDGE WAS DEFRUDED BY THE SEC PROSECUTION POINTING TO DODD FRANK AND THE EXCLUSIVE JURISTICTION RIGHT THIS COMMISSION HAS THRU ITS ENFORCEMENT DIVISION.**HE FAILED TO INFORM THAT FEDERAL JUDGE THAT THE ADJLS WERE ALL VIOLATERS AND THAT THE SEC MANDATE FOR TRO WAS FEDERAL DISTRICT COURT JURISTICTION IF FOR HEALTH REASONS! ITHAT FRAUD LED TO THE PERPETRATION OF THE APPOINTMENT FRAUD PRACTICED BY** JUDGE MURRAY AS THE PRESIDING JUDGE OVER WHOM SHE FAILED TO PROTECT THE OTHER ADJL BY SEEKING TO HAVE THE APPOINTED.I

1G]] THE DISHONEST SHAREHOLDERS NMEETING PROVES THE COLLUSSION AND CONSPIRACY AGAINT ME BY THEINVESTORS THAT THE SEC STATED:[HALF OF THEM 3 INVESTORS] WERE NOT ACCREDITED WHICH MEANS THEY FILED A FALSE PERJURIOUS OATH THATS PERURY AND I AM NOT RESPONSIBLE FOR THEIR FAULURE AS THE FBI SOLE INVESTIGATION OF WHITEHOUSE APPLICANTS' IS THEIR REVUE OF THE APPLICANTS SUBMISSION OF THE OATH ATTESTING TO THEIR REPRESENTTIONS; ON THEIR CV SUBMISSION.,

In fact the dishonest tapedmeetingX1attachd hearto by reference hearingMr. Lockett, informed the group he was in contact with their leader, Mr. Mc Farlane, every day, and by doing so he rubber stamped the collusion and conspiracy of the Newco enterprise against me. It was by that liaison between the SEC member enterprise together with the Newco members that each enterprise member became responsible and a party of, with and to the other enterprise members' actions of perjury, theft of my time and which precipitated the SEC Enterprise collusion and conspiracy perpetrated against the Commisioners'me by its assigning me to a knowing violator of article2 appointments' clause. That fraud was that all its Adjl were postured it was legally authorized to make independent findings' of fact upon which the defendants could rely on and spend their respective litigation funds on their defense and with it the finality of the matter, subject to his/.her appellate rights if the circuit would hear it by motion. In that manner , the litigation fund was taken by fraud as that agency and enforcement division and the Adjl knew, the fraud being perpetrated against me and for which theft they too are responsible persons. I will not be suing the agency per see; as its NOW operated by President Trump! I am not including as persons the newly appointed Commissioners' ;but 2 holdover commissioners were in the time frame when the Frauds perpetrated against me, occurred .It therefore is in cumbent on me to give them notice of the conflicts they have against me as well as the other SEC member involved in the fraud perpetration .I do not know If either of them were on the SEC commissioners panel over seeing my cases adjudication; but if they were, I ask for their resignation ,as a simple recusal will not do itl.

The Settlement Offer:

1H]I don't believe recusal will stay their potential interference with the Newly appointed commissioner's decision making findings' and in fact ,their findings ,will also be suspect, as it may affect their own independent rights' with other defendants' post my claims of fraud and the theft of my assets by the SEC enterprise members' who were aided and abated by the NEWCO enterprise members and visa versa. Therefore the Commissioners are respectfully asked to either vacate and /or dismiss this complaint as the acts of perjury and theft of my assets as predicate to its service on me, were obtained by prosecutorial misconduct, participation in the structuring of perjury and the subornation of same, to disparage my persona and family name, and to divert attention away from Mc Farlanes' Newco enterprise .In fact the WELLS letter was the resultant of unclean hands, as my submissions to vacate, un-contravened by enforcement, strongly proved or dismiss ;as the admission they are correct was made by the enforcement agency not contravening the facts stated in the motion to vacate unopposed by enforcement, [s] demonstrated the validity of the motions statement of facts' and thus the agency's liability to me for the theft of my asset **,time**, by paying me for it demonstrates' it was not theft but merely a dispute over the form of payment and its terms. To that end I will **file this with the caveat' that it not be filed for10 days to give us a mutually accepted settlement agreement that states the official reason for the settlement** is whatever this agencys'] desires .I will sign a separate release of all SEC and such others that the agency's so desires Providing MR Agostinis' settlement coerced from him is void and of no effect 'as I don't nor do I think this agency wants' an innocent mans' career harmed just because he associated with me! At the same time unencumbers all SEC and other parties at interest, upon the consideration being made and the turnover of the strategic plan.

1I]That strategic plan is subject to any modifications that the agency wishes to design ;but will not work if not independent of the enforcement division as they are at opposite ends' purposely to provide the parties with the devils advocate side of the equation if any exists. It was born as a result of my spending the time on that plan necessitated by the Wells letter ,enforcements attitude ,omission of material facts to the federal judge siting on emergent matter on the morning the complaint as subsequently filed and exercising its clear cut antithesis of the conduct an officer of the court is supposed to conduct themselves, like with honesty, forthrightness, integrity for others and full disclosure so that a judge is not sidewind by omissions' of material facts such as:

...'the Adjl are 'constitutional violators'' of the article 2, 2nd amendment rights and not permitted to adjudicate any claim against the defendants' as they are inferior officers of the commission and would have a conflict ; that the rules of SEC is: TRO defendant applicants that have ill health **are mandated to be come Federal district court jurisdiction** defendants' .."

Had they performed instead of fraudulently inducing the federal judge to let them violate my rights; this would not have occurred. If anyone is to blame its them. If they are not made an example of internally then it will continue to plague you and the President will disband the adjls altogether or not permit them to judge and leave it with the federal district court that was

intended to rule any way. That would have ended any claims that I could lodge against anyone at that time; I would be out on a motion to dismiss .[judge Murray stated to 8 defendants she is loath to gran ta dismissal as Its 'not to her liking as she believes overruling the Commissioners' allegations' about a defendant is like overruling the Commissioners who were appointed by the President of the United States.!

1J]THE commencement of WMMA,,the proof the investors had the MM/WDI books contrary to the complaints allegtions, their allegations that Mr.Agosti'i and i milked WMMA/WDI ,their **subsequent apology** on December 8,2011 when they discovered their error, to me ,mr Agostini, WMMA , by both and Mr. Main as director. TO MR. Agostini and ME; the subsequent apology and hold harmless from **Mr,Main, Mr Sullivn, Mr Berjedekian and WMMA to me** .Enforcement had those apology's' of Dec 8,2011 which proved that when they made the wells letter and the complaint they swore under oath as officers of the court when they alleged we had milked any company of wmma .They had a duty to inform the commissioners that the complaint and Wells allegations' were false. likewise they used the SEC fraud analysts' Ms.Bair, to report transfers of funds to me and or my company without reporting the income to the wmma companys' which were loans, startup expenses and transportation around the world paid by me and audited by the WMMA financial investor operator to return those audited expenses ,my wife's startup loans and the balance of 10%of the incoming equity of $$240,000.00paid in fees to MKMA and of which I received for 30months fualltime services $125,000.00! MsBair left that out to make it appear that I had milked WMMA out of $715,000.00; when all i received was $125,000.00!s,the same MrBberjedekian and Sullivan that apologized to me!Te Sr WMMA officers that I paid using my credit card for them and authorized to be repaid back as soon as the vounchers' were audited by Sullivan and Berjedekian, which the perjured Complaint states' I milked from WMMA! with senior officers of wmma on business approved by wmmas disinterest majority controlled board of directors.!! Thus the fraud perpetrated by enforcement with the Assistance of the Newco enterprise members' to concoct allegations already disproven; establishes a criminal enterprise formed by the 2 Sec prosecutors with other enf1K]orcement members, adjls and possibly commissioners' aiding and abating them to file perjurious and dishonest allegations against defendants they all new to be false when made.! HAD THE APOLOGIES,THATHAD THE DISHONESTTAPEINWHICH SULLIVNAND BERJEDEKIANDMIT THAT APARTNER OF KPMG AND Price water in the **Ex1**,the **dishonest shareholders'** meeting of 7/12/12[?][it in the bates disclosure submitted to enforcement in preparation for my hearing.],that **WMMA was in the CLEAR by not filing 1099 against MKMa** and subsequent to that disclosure 6 month later; in the WMMA bankruptcy ,**Sullivn, Berjedekian and Main,** they all declare that I directed Mr Sullivan not to file any 1099 against MKMA, to defraud WMMA and the IRS is implicit out of money. SEE **EX 8** MY Supplemental declaration exposes the three of them as perjurers and Judge Gambradella gave me WMMA back!!This is the filth that enforcement collaborates with, ruins my name with, and then set me up to make a dive as if i controlled WMMA for Mc farlne to be shielded by their allegtions against me as the bad guy! me!! sexual exploits, his drug use and theft with Monica Petty of $5,000.00of Wmmas cash! Its

documented. This commission has a fiduciary to me. Ive been harmed by the Inhouse and your enforcement lawyers ,by creual treatment byj udge Grimes bias in judge Feolaks' postponement sine die and dissolving it in the face of her finding irreparable harm I will incur if he did that.I

1KThe complaint is comprised of hypothetical allegations not supported by the facts and therefore does not 'state a claim upon which a cause of action can be granted against this defendant as the documents submitted in my vacate and other motions and submissions' to this commission validate that this defendant cannot be found guilty of anything ;except being consultant to a startup which his wife invested, her to be issued SHARES OF WMMAH for forgiveness by me of a fee earned by CBI in exchange for the issuance of WMMAH shares of common stock ASSIGNED TO MY WIFE BASED O NA CONTRACT OF MAY1,2010 between her and CBI in which she pledged to supply working capital to the WMMA entities and when i thought it would be safe for her to receive it back over a year'[+/-] time as seed capital. WHERIN SHE AGREED TO LOAN UP TO $350,000.00WHICH SHE DID UPO THE INVESTMENT BY DOUG MAIN OF $250,000.00.!In fact the record demonstrates that Mar Sullivan and Berjedekian thought that the books they received to review and complete as of the WMMMA start up, mistakenly thought that Mar. Agostini had permitted CBI and or my wife to receive $25,000.00amonth REPAMENTS FROM THE WMMAH OR IT SUBSIDIARYS THAT WERE THE BENIFICIARYS OF THE WMMAH LOANS .which unbeknownst to them was a loan down streamed from WMMAH to the WMMA company's and for which they guaranteed repayment of the loan! They mistook the payments as theft of Mar. Mains investment as they had, **contrary to the complaints' absurd allegation**,[Sullivan declares that in the Chap11bankruptcy that he feels like a bookkeeper as that's all he did.as the books and records of the 2 operating company start ups;WMMA&WDI and stated so in an open meeting called by Ms.Puccio In the Wmmachap11 Mar MAIN ,Sullivanand Berjedekian all perjured themselves in their respective declarations that I instructed Sullivan to not file a 1099 against MKMA by WMMa. **My declaration ex8** points out that the 3 perjured that allegation as in the dishonest shareholders meeting Mr bejedekin shared in 7/12/12that partners of kmg and Price water informed him WMMA was in the clear and did not have to file a 1099(they wanted judge Gambreddela to belie ve I wanted to defraud WMMA and the IRS by alleging something that never happened as they had disposed of the WMMa fable in the dishonest shareholders meeting 5 months before the chap11 declarations. Some enforcement witness eh!!Try to put me in jail with federal judge Gambreddala by swearing falsy about me and my alleged conduct !! 3 against one if I did ot have the dishonest meeting to disprove that allegation and you want to believe them against me??conduct.!!

2],on information and belief the SEC asked her to ask the other WMMA investors to also lie about me in the allegations contined in the aforementioned documents ,as contained in the Wells letter and the complaint. On information and belief led by such William"bill" Mc Farlane Newco enterprise members to believe that they would receive a portion of the whistleblower

fees after she was made whole for her investment in WMMAH and she also offered the Mc farlane enterprise members to assist her as she had assisted them to wrest control of WMMA away from its shareholder[SEE Defendants WELLS response ,EX A]. **HERE EX 1,** the Dishonest shareholders meeting;PG17;L-2-L25 meeting. On information and belief, her being a whistleblower r.Ms Puccio only intended to lie for the money promised by the SEC , only if they agreed to pay her the BRIBE FOR HER TESTIMONEY REFFERED TO AS[Whistleblower contract].On Information and belief Mr Wm Mc falane who directly and or indirectly used his SEC connections to assist Ms. Puccio to receive a Whistleblower contract. That is the same Mc Farlane who heads up the Newco enterprise and its members'[interchangeably newco.].Mac farlane agreed to assist the Sec with and/ or thru his members fronting for mc Falane .The aforementioned are intended to receive help from the SEC thru Ms.Puccio only if they aided and abated the SEC enterprise members' to build a case of fraud against Edward Michael Daspin and his wife , Lawrence lux and Mr. Luigi Agostini,. Wherefore the damages are collectively and individually owed to me and or my assignees and such former defendants' that were Coerced into a settlement by the SEC while they also meddled, with exculpatory evidence and Brady information on information and belief ,as inferred by Mr Nwugugu, in his recantation letter[SEE the Bates stamped exhibits' which Judge Murray and Mr. Mc.Grath and or Mr. Kolodny, who emailed me that he sent it to me; but which I never received ,have a copy] .,

3]The SEC ,by use of theft of my time and on a separate occasions' theft of my litigation funds within a 4 year period and for the SEC enterprise members independent aiding and abetting the mc farlane enterprise members from2013-2018 and visa versa, while they enhanced their reputations at my expense and to the detriment of my reputation and by looting [Milking as Mr. Mc Grath would say]the government out of the compensation dollars and bennies they might not have received had they had no work ,have paid a dear price for such actions against me.. I accuse the SEC enterprise members of aiding and abetting indirectly the mc farlane enterprise members and newco, referred to as newco, defendant[s]. The SEC enterprise by its members', used a violator [s]of article 2 ,knowing that such use ,would defraud me out of the funds I need to defend the SEC disingenuous action against me unless settled; as I respectfully have submitted if they see value to the strategic ombudsmens' plan and or vacation of this complaint, both of which I motion this commission to consider; and this theft of my defense fund was perpetrated by fraud and deception to run me out of the money to force me to settle and to coerce me into settling .Just as the collusion between as Judge Grimes and Kevin Mc Grath perpetrated against Mr Agostini. The SEC did with malice of forethought willfully aid and abet the theft and or conversion of the litigation funds' assets by fraudulently forcing me to use those funds on litigation that was being "adjudicated" by a violator of the SEC. The Adjls ,including Judge Murray, played a direct role in the fraud and as an enterprise member ,to steal my time knowing that the mock hearings were not sanctioned by the Constitution and therefore sterile; would not stand up necessitating another hearing with a double jeopardy financially, to me and which the insurer is no longer obligated to pay ,as a result of the fraud and deception perpetrated by the SEC enterprise members action' against me.

4]Thusl, I would be forced, by theft of my time, to handle the defense of myself as pro see, a function im no longer able to provide myself and for the reasons contained in **EX 2,my declaration submitted in the Wells reply**. Please review it in full as I make the pleas in it for the same circumstances contined in it about my health, the reasons the WMMA investors are perjurers and whose witness cannot be used for the reasons recited therein and the reasons the **staffs theory of the case[pg15]**cannot prevail [and as I have amended those reasons over time in my submissions to this Honorable commission], my illness [pg16-21]about my health and the reasons that I will not be able to perform as Pro See, but I think that I will in the federal district courts provided I have an attorney and since the district court has no problems with TROS. In house the rules do not favor delays and in fact such delay are not well thought of in the rules. I cant keep up with the speedy trial pace of the inhouse proceed in as my health wont permit it as **EX 2,Pg 16-20,**amply demonstrate and as judge Feolak found that **the stress that a speedy inhouse proceeding creates** and has been proven as fact by the **HON. Judge Carol Feolak,** it causes can give me [redacted] I cant afford to be irreparably harmed as could have happened at the SEC deposition of me in my doctors' office [redacted] later resume writing this declaration. To continue review of EX 2,the reasons' that this commission will not be able to demonstrate that I violated Section15[a] of the exchange act[pg21-27],and the reason that this commission will not be able to demonstrate that I violated any anti fraud provisions of securities laws[pg28],and, the staffs key witness as well as the Newco enterprise members are unreliable and have lied in other proceedings[pg36,37],and the conclusion which at that time requested that this commission[the prior one]take no action aginst me as [redacted] from participating.

5] But I am willing to try to the extent that I am represented by lawyer and can file my counterclaims or2nd party claims' in federal district court as the Tros' I will probably need at times, is not a case for inhouse. The SEC rules mandate the federal district court jurisdiction and the adjls' as a group have conflicts of interest's' to me and the chief judge cannot possibly sit over me as an adjudicator as ive read her book .I know she views each case as a number and is more interested in her teams' percentage of guilt ,which I understand if each in the group is guilty but do not want to make them guilty just to win!! Also im sure 2nd party defendants will want and deserve a federal district court judge and a jury and due process. To do that this commission is also motioned to return the$1,000,000.00 litigation fund the SEC defrauded me into spending on a case before an article 2 violator that this SEC knew was an unconstitutional proceeding when it risked my money and stole my time for the most important 4years of my life as joan would have been able to remember us when we were young and which she is no longer capable of doing .All wasted on imposter of an adjl. Judge Grimes was not qualified then to hear me, to rule on me. It was not a mistake but a willful knowledgeable fraudulent inducement of me. In fact I tried to move the proceeding before it commenced just to eliminate

the fallacy's I saw in the in house proceedings and did not at that time know that cure might evolve, As I understand the agency is a fun place to work. Protecting all of us should be. .During that entire proceeding it became clear to me the fundamental issues that cause the opposition to it implementation center around the inhouse proceedings that is were the controls are absolute and that absoluteness is the danger to it existence .We are different than an absolute outcome society. Absolute out come does not provide any of us the freedoms we relish in life. So we must first create a strategic plan that eliminates the circle wherein the initiator of the complaint and the final first appellate rights' are the same initiator!. The Commission must give of itself in order to enhance the perception and reality that there is no fix possible. If 3 parties agree and providing one of those parties is independent then we accomplish that objective while saving inhouse for the truly guilty parties who did not pass the WELLS test BY any of the 3 parties. Thats the inhouse jurisdiction and the advocate will see the truth as enforcement reports in the Wells while providing the system quality control to protect the innocent. The advocates report then will concur and at that juncture a settlement that only the Commissioners'' can call as a part of the advocate program, should convince the to be defendant that maybe it would be a good idea to settle since that settlement will reduce the penalties by about 40-66%and the time and money spent will also be saved and provide justice for our country. Thus the advocate strategy was born and it represents the only way that we can save the adjls as the job they do is very important.

6]The fact that in one year, and I believe it was 2015, that in 95% of the time [WSJ authority] this commission reversed the adjls causes great concern ; not that the commission failed to do its job but rather the lack of expertise that the entire adjl adjudicators have been demonstrated not to have accurately found. In fact that collective loss by the group of adjls not ruling correctly in accordance with the fact[s] responsible for the almost total annihilation of the lower courts' findings , becomes another rally point as the reason that change must be effectuated by this new Commission. Thank the Supreme court for eliminating this default, but in my case a reversal of the complaint[please vacate this abortion of a complaint provide me the opportunity to help] is requested as its basis ,the Wells letter, is a document that the SEC designed to only have errors ,omissions'' and exculpatory evidence left out of it; and in its place the SEC put in misstatements' of fact , omissions'' of facts and it asserted convoluted allegations' that are completely contravened by the real facts. The real facts need to be reinserted and the false allegations' in the old Wells substituted in , so that this commission will make this case become, not a complaint, but rather an obscene moment in time, having absolutely no truth to it. Then id like to receive the theft of my time back either by a settlement and/or purchase of my strategic ombudsmen plan to eliminate most of the Dodd frank damage and possibly all of it .The ombudsmen's opinion should overcome the inability of the Commission to play devils advocate. Its an enforcement agency and with that focus its hard to play devils' advocate and that is what the ombudsmen's role will be, and if heeded by enforcement , will assist them to reconsider ,if possible, their own complaints' draft to eliminate any of the overzealous portions' ,to be kind.

7]**PLEASE REVIEW EX 4,5,6,7** then for my summation which the Court decided in my favor anda which my supplemental declaration EX 8 ,in the WMMA Chap11. referenced in Ex 2 pg 36;a proves they are the bad actors its entitled "THE STAFFS WITNESS ARE UNRELIABLE AND LIED" .a [SEE EX 4; MR. Mc FARLANE IS DEMONSTRATED TO BE A CHEET,DRUG USER,PARICIPNTIONa THE SCHEME AND THEFTOF WMMA BY MS. PETTY ,THE EVENT COORDINATER HE HIRED FORa THE 3/31/12 EVENT;]SEE EX 5 Mr. Sullivan & his perjury and omission of material facts beforea federal bankruptcy judge in the WMMA chap 11 proceeding.[SEE also Ex 8 describes each ofa the investors Mc Farlane Newco members' in detail as my supplementary declaration for Mr.a Sullivan[5]a Bekedejian[6], and Mr. Main [7] consecutively. All the investor chap 11a declarations'[Main[7], ;Berjedekian EX 6 and Main ex 7, Please See EX 8,my declaration in thea chapter11WMMA bankruptcy. Wherein all the aforementioned including Mr Mcfarlane in EX 4a are dealt with in my EX 8 The Supplemental declaration I submitted to the U S bankruptcy casea in which I prevailed and in which I serve as WMMAs trustee. It gives the explanations' of thea perjury in the EX 4,5,6,and 7 as well as intimate knowledge of McFarlane in EX 4.It discredits thea Main SEC witness' and elucidates on the Enterprise as perpetrators in this SEC frauda perpetrated by the SEC against me in concert with them. and puts the SEC members with thea Newco enterprise members which are the persons discussed and or who declared in the Chapa 11 bankruptcy.a

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8]The SEC has also attempted to allege that the H/R fees are investment banking fees as la previously discussed !But what I did not discuss at length is the fact that by the SEC raising sucha a convoluted concept like reaching for straws out loud it makes them look ignoranta and nota intelligent enough to see the benefits financially to WMMA made available by MKMA as thea service contract was not only good for both sides but was fair to startups that need to conservea their capital. By MKMA not charging WMMA for sweat equity employees the base ofa $25,000.00 which the service contract provides MKMA the contractual right to charge anda which if paid on the 33 sweat equity employees if no H/R fee was charged than WMMA woulda have incurred $825,000.00 and would have been paid when due instead of owing nothing upa front, and only an override which amounts to 10% until the first $25,000.00 is paid and thena 5% to MKMA on add infinitum. Assuming Mr Lux ,a sweat equity operator and CEO is firsta paid$150,000.00 then that's' $15,000,00 a year for then first 5years amountsa to$75,000.00[TWICE THE $37,500.00 THAT THE HARD CASH PAYS UP FRONT].So the formulaa gets MKMA more money on the back end than it obtains up front for the cash investors whilea protecting WMMA from an equal up front fee for hard cash vs sweat equity. The SEC tries toa make a case and looks a gift horse in the face trying to contort a good act as if it were aa disguised violation of the licensing requirements. 'In fact MKMA knew that if a sweat equitya employee doesn't see money in6-10 months they resign and in that scenario WMMA was mucha better off and MKMA ensured that there was no fixed $825,000.00 obligations that any signeda contract stipulates MKMA will receive unless it provided a HR service which the client could paya and which a start up could not afford .The HR fees were just that and the SEC allegation provesa

that they will try to pull one over to make a case and be disingenuous. If I told ajury that the SEC believes that because we did not charge a client a fee up front for H/R that that represented a violation of the law they would cry laughing. Any Jury would laugh at that contorted piece of Jabberwock!

9]Why would a company making $70,000.00a month in hourly fees need to create a ruse to commit an unlicensed act and pickup only $350,000.00inhard cash fees makes no sense at all even if mkma were a crook ,and its not ,nor is it a defendant!!.the entire complaint in the context if being a truthfull document does not make sense at all.. The same stupidity they applied to the fact that MKMa was a milk machine formed by its service contract to milk and drain WMMA by outlandish fees, had they read the contract carefully they would see that MKMA only receives 10% of the cash flow against a defined fee schedule which every court ive been in found no fault at all and that includes bankruptcy courts' which looked at the fees and service contract that the trustee had. Not one bad word about the service contract or the fees and that was one of the complaints of the perjurers as.. your enforcement division is guilty of thinking everyone is guilty that comes before it. They try to make good acts bad, to make a case, when non exists' the good in the service contract shines thru.10%of nothing is $0,00; 25%for H/r while the world gets up to33.33%of first year compensation ;$350.00perhour is on the low end of the totempole for the management consulting services that were given by mkma and a$1,000,000.00 forgiven byCbi disproves the allegation and contrary proves the falsity of your divisions allegations. In fact they cheeted making fraudulent allegations appear on their strategic accounting,

10]Ms.Bair ,the SEC fraud analyst submitted the cash TAKEN FROMWMMA. In fact ;she did not submit the obligations that Wmmas' board of directors and the disinterested majority board members contracted to pay. She should have eliminated from her total of outgoing theincomingcredits$715,000.00the $376,000.00loan repayments made to my wife, she should have eliminated the $110,000.00repaid to the penny as audited by Sullivan and for the Amex bills also authotrizedfor$110,000.00, to fly around the world signing up regional promoters, vendors and WMMA SA &WMMA Europe and seeing their events sponsor by WMMA as region a events for the world championship. Had she done that then the fees not accounted for was $240,000.00 which is the exact 10% the contract provides!!.The Division wanted to make a milking allegation s by just showing half the balance sheet items outgoing and purposely withholding the detail of incoming to balance the outoing. Had they done it right they would have recast the WMMA B/S to show that MKMA was owed in startup fees, which should be capitalized as we built the entire infrastructure of a company that could have generated over$2billion revenue ,fees payable and contingent receivables **of $2,200,000.00and $1,000,0000.00 forgiveness of the IMC database costs sand assets to balance it deprecating them over 5years according to GAAP accounting!** The IMC asset ,which at that time was the largest database in the world ahead of facebooksin2010.

In fact there is a caveate' that states in the WMMA service contract:

" that no fee will be paid MKMA if by such payment causes a financial hardship to WMMA.."

There is no consulting firm ive ever seen that agrees to such a caveate and WMMA received that from MKMA which proves that MKMA was willing to risk its own solvency to protect its client because my wife held warrents' to own a portion of WMMA Holdings. Contrary to your division the service contract that WMMA negotiated was the finest contract for the clients interests' Ive ever seen: In essence it states:

..."if you think by paying this fee to MKMA it will cause a financial hardship and adverse financial situation you have no obligation to make a payment[s].now."!!

Had the SEC just thought that i was honest instead of a crook they would have seen that the override for the sweat equity employees pays an ad infinitum return greater than sweat equity disproving their slanted convoluted hypothesis that proves that they can never be honest with you and or me.

INSTEAD OF MY MILKING WMMA ASSETS I WAS ITS BIGGEST BENAFACTOR.

11]As a consultant I invested more capital than all investors of WMMA/WDI together invested. I subordinated all except the paltry $125,000.00i received of the $250,000.00that MKMa received over 30months.I left with WMMAthe$3,2millionof capital by forgiving $1million and subordinating as the investors the remaining $2,2million.If that's milking a company than my name is Kevin mc Grath.They had the proof and chose to defraud their own commissioners'' . I respectfully, recommend whether they work for you or not beware as in the end you become the responsible party for their folly. Judge Murray is very clever but in the end she serves you, beware that she does not sterilize the adjls as former judge Lilian McEwen ,whose WSj and AG statements' declared that Judge Murray demands from the adjls' a guilt batting average regardless of guilt or innocence as it's a percentage of the number of cases they are assigned. Even The Dodd frank bias is not as destructive as that; although it does eliminate each defendants' inhouse venue selection and the Initiators' first appellate right to reverse any adjl that doesn't agree with the complaint they made as initiators'!!!.Thus also cutting off any meaningful judicial review as its my understanding that there is not an automatic circuit appeal,; one must motion to obtain itl Whereas in Federal district court your guaranteed to it.

12]That eliminates equal protection under the law as Dodd Frank is used and knowing that was the reason that Mc Grath fought so hard, TO KEEP ME OUT OF FEDERAL DISTRICT COURT when he and or his cronies was in front of the federal district court judge. I submitted my TRO to hear emergent submissions' on the morn before the afternoon that the SEC filed the complaint. Rather than inform the judge that the SEC rules mandate federal court jurisdictions' for medical reasons as TROS become customary and the inhouse doesnt' favor them for them for postponements' ,the SEC omitted that material information ,informed the federal judge that Dodd Frank gave them jurisdiction rights to appoint in house and failed to inform that court that not one adjl was not a violater. Had that judge not been defrauded by the SEC id be out in

federal court as my dismissal motion would have ruled the day as my motion to vacate is intended to do..

13]Judge Murray could not be my adjl even if my health justified it, even if my ill wife was not ille and even if I did not have conflicts of interest charges against her and the other adjlsl She wase right in my line of fire and participated in the prior pre remand adjls' appointments interferinge in my case by assigning 2 separate adjls who were both violaters' of the article 2 appointmentse clause. That is a fraudulent non disclosure she should have made! Instead we get a bullyinge judge Grimes and now we know he was a paper tiger that's great.. She owes me the litigatione funds return. she guided judge Grimes , I believe ,its' clear that the perception of any smarte individual watching her manipulations' of judge switching, is that the perception of here interfering in the manipulation of adjls to obtain a dissolution of the postponement! It is smacke in the middle of her face. Count on it! Ill take a lie detector test and prove that ALLTHEe complaints allegations about me are false . Let her take one with judge Grimes and deny thate they fixed my case; deny that she got word to him that giving him the word, directly and/ ore indirectly, that she would appreciate it, if he toppled that postponement! **By dissolving thee postponement sine die in the face of Judge Feolak finding as fact , that if anyone did that id'e be irreparably harmed!, as the presiding judge she had a duty to correct that bias as noe reasonable person would take such action in the face of the fact finding that by a dissolutione the you might kill me!!,**just because of the untested OIP allegations' in the complaint??!!. Thee buck stops with her. It is contravened that she is a head hunter! Perception in law is moree important than hidden facts of wrongdoing. .Judges are to conduct themselves as independente , not rooting for a greater percentage of guilt findings. as a percentage of cases awarded toe each Adjle

THE REASONS' THAT NO ADJL, INCLUDING JUDGE MURRAY ,AS SHE PARTTICIPATED IN THE REPLACEMENT OF ADJLS' IN MY CASE;AND DIRECTLY SUPERVIZED THEM IN MY PRESENCE AT CERTAIN TIMES. **THE FACTS' THAT JUDGE MURRAY HAS SEVERAL CONFLICTS OF INTERESTS'; HER OVERSIGHT WILL NOT GIVE ME THE FRESH START IMPLICIT IN THE SUPREME COURTS' ORDERS' .IN ADDITION WHAT IS THE BIG DEAL? IS ENFORECEMNT SO AFRAID THEY WILL LOSE THAT THEY WANT INHOUSE TO THE EXTENT THAT THEY WILL DEFRAUD A FEDERAL DISTRICT COURT JUDGE,TO THE EXTENT THAT THEY WILL LOSE THE LOCK ON THE ADJLS THRU JUDGE MURRYS MISPLACED LOYALTY TO THE COMMIRISIONERS INSTEAD OF THE DEFENDANTS THAT STAND BETWEEN HER AND THE COMMISSINERS.THIS LADY WANTS A BETTER CONVICTION RATIO LETS GIVE IT TO HER ,BUT NOT THRU ME.I CANNOT HANDLE THE LAST EPISODE,THE AGENCY HARMED ME,MY FAMILY,MY WIFE,MY REPUTATION ,MY DEFENSE LITIGATION FUND WAS DEFRAUDED AOF ME BY ITS NON DICLSOURE THAT ITS IN HOUSE ADJLS WERE NOT ARTICLE 2 APPOINTED.BELEIVE ME WITH THIS NEW SUPREME COURT THE JUSTICES WILL NOT CONDONE DODD FRANK AS ITS ELIMINATION OF EQUAL PROTECTION UNDER THE LAW HAVE BEEN PARTIALLY DESTROYED BY DODD FRANKS' IMPLEMENTATION**

We know what her mentorship will be:" increase your guilt convictions. m serious!"

14]I MOTION THAT HER ORDER TO ME IS MOTIONED TO BE STAYED,IM TOOILLAS IWAS WHENDEFENDANTS WRELLSLETTER WAS SUBMITTED AND I REQUEST THAT THIS COMMISSION TAKE UP THE REMAINING MOTIONS TO LET JUDSTICE PREVAIL .IN ADDITION IT IS EMINENTLY CLEAR SHE CANNOT ADJUDICATE MY CASE AS HER NATURAL BIAS URGING HER ADJLS' TO INCREASE THEIR RESPECTIVE PERCENTAGES OF GUILT FINDINGS,HER CONFLICTS OF INTEREST IN MY CASE AND HER NATURAL DESIRE TO FIND GUILT TO STOP ME FROM SUING HER FOR SELECTION OF VIOLATERS' OF THE CONSTITUTION ARTICLE 2 PROVIDES JUST CAUSE TO STAY JUDGE MURRAY visa vis my case. I again reiterate that the complaint was generated by a wells letter that fraudulently recited as facts misrepresentations ' of facts, elimination of the exculpatory evidence and therefore the complaint is based on non facts.

Those related party issues were gone before any investor invested in WMMas the SEC admits they knew before .

15]I MOTION THIS COMMISION TO REPLACE THE LITIGATION FUND,ABSENT A VACATE OF THIS CASE.ICAN NOLONGER BE A PROSEE AFTER THESE MOTIONS HAVE BEEN RESOLVED FOR THE HEALTH AND OTHER ISSUE[S] AS HEREIN AND EX 2 ATTACHED AN MADE A PART HEAROF ; I ALSO MOTION THIS COMMISSION UPON RESTORATION OF MY LITIGATION FUNDS' TO A TRANSFER AND SEVERING OF MY CASE FROM INHOUSE OVER TO FEDERAL DISTRICT COURT ONCE THE LITIGATION FUND IS REPLACED OR IN THE ALTERNATIVE,AT THIS COMMISSIONS SOLE OPTION TO FILE A SUPERCEDING COMPLAINT, IF IT DEEMS FIT INTHE FEDERAL DISTRICT COURT IN NEWRK N.J

16]THIS MOVE TO FEDERAL DISTRICT COURT IS MANDATED BASED ON UNDERTANDING THAT THE SEC RULES MANDATE THE FEDERAL DISTRICT COURT AS MY ILLNES,MY WIFES' ILLNESS WITH REQUIRE TRO RELEIF FOR OUR MEDICAL ISSUES,AND THE ENTIRE CONTRAVERY TO 2ND AND/ OR THIRD PARTY DEFENDANTS THAT I WILL FILE AGAINT INTHE MC FARLANE NEWCO AND THE SEC ENTERPRISE; WILL PROVIDE MY COUNSEL SO HE CAN FILE À SECOND ;PARTY COMPLAINT UNDER THE ENTIRE CONTRAVERSEY, AGAINST THE 2 ENTERPRISES INTERCONNECTED WITH NEWCO AND SEC; A JURY TRIAL WILL BE REQUESTED WITH THE 4 PROSECUTORS FROM ENFORCEMENT AS DEFENDANTS'AS WELL AS JUDGE MURRAY AND JUDGE GRIMES AS CO-CONSPIRATORS'AND DEMONSTRATING THATBOTH DEFRAUDED ME AS ARTICLE 2VIOLATERS ALONG WITH THE JOHN AND JANE DOE IS THE MOTIONS'WHICH I ALSO WILL MAKE.MAKE.

I was fraudulently induced to spend the litigation fund as I am no longer in a position to proceed Pro See as my reply declaration to the Wells , SEE EX 2 Pg16-20,

17]THE SEC MAKE ALLEGATIONS ABOUT ME WHICH THE EXHIBITS I FURNISHED TO THEM BEFORE ANY WELLS LETTER DISPROVE WITH SPECIFICITY EACH AND EVERY ALLEGATION IN BOTH THE Wells letter and the complaint. There is no basis for any allegations contined the WELLS letter and the complaint other than what the enforcement thought up like they want to make me a control person so they allege I was a Defacto CEO[If they wanted to make me a mafia Boss they say i was the head of a family and that my real name was don Corleone and according to the inhouse preaching of judge Murray the adjls had to believe each allegation in the Olp! That's the convoluted basis of the elimination of due process, that we as defendants are guilty as charged and don't deserve the due process as the ajlis merly the dispenser of the penalty's ! Some rigged deck! .Well im not guilty ,want my due process for the above reasons declared; an did not have to prove that what they alleged I was as ive proved I was not.I wasn't. And if I couldn't prove I wasn't what they alleged then I was guilty as charged!

18]THE INVESTORS OF WMMAS' FRAUD ,PERJURY AND ASSORTED INDISCRETION SMADE AGAINT THE COMPANY,THE GOVERNMENT THE ADMINISTRATIVE LAW JUDGES ASWITNESS FOR THE SEC

Please SEE the DEC 8,2011 apology's' [Its In my Bates stamped 2300 documents' and includes a WMMA apology to me as well! In fact the SEC complaint allegation in the fake complaint are exactly the allegations that Both Sulivan, Berjedekian and Main [undisclosed] lodged and THEN APOLOGISEDTO ME!. That proves enforcement knew when they made the complaints allegtions about my alleged looting WMMA that that was a false allegation in the complaint they knew to be untrure about me!I as they had the apology's the hold harmless and indemnifications from Main, Sullivan and Berjedekian so the SEC threw It into the complaint to have allegations they knew to be untrue !the complaint. Just as Judge Murray is directed into believing All defendants' are guilty as charged ;does not cover all of us; enforcement also believes to use fraudulent "facts" to achieve a guilty verdict against all defendants they facilitated the initation of a complaint by the commissioners against me .The ends do not justify the means. In fact the prosecutorial misconduct of the enforcement personal including the investigative arm[except Mr Burt whom my wife in good times always stated was a kind and gentle giant of a man and i don't forget that and it thank him for not including my wife in this rat trap complaints'.

19]In addition as you now know Mr McGrath, the lead prosecutor suborned Mr.Agostinis' coerced settlement and spearheaded just behind Leslie Kazon the Asslant director of enforcement NEW York region, meddling with the Brady information as MR Nwugugus' charges in his recantation of it proves! Add this to the other fraudulent submissions that the complaint alleges and what you get is a pile of IT!!All allegations stimulated because the enforcement division thought I was a juicy target. Well Im Not and despite my illness and the tragic loss of my wifes' company I will not permit anyone to disparage my name fraudulently by enforcements' willful collusion and conspiracy to hide the fact that the last 4years was just a joke because they and the adjls knew that the adjls findings' were not relevant as they all dress

rehearsed court proceedings conning and pulling the wool over all of our eyes. I am an innocent felon.

20]Mr Lockett[may he restin peace], now deceased can be heard in EX A to defendants Wells reply ,the DISHONEST SHAREHOLDERSMEETING OF 7/10/12 trying to roust support for all of the Investors attending that meeting going in with McFarlane ,If you read the transcript of the dishonest meeting ,he goes thru hypothetical negotiating meeting between myself and Mr. Mc Farlane. wherein he states that Mc Farlane" will beat the Be Jesus out of me" ,or some such language. He describes what McFarlane will do to me with the threats' that will give Mc farlane the edge in negotiating a transaction to purchase WMMA on the cheep! Those were his words thus proving that the investors had violated their fiduciary to the company that did no wrong; other than hiring investor partners who destroyed their own company against the WMMA mission that WMMA will not speculate; but let the regional WMMA promoters provide events for no up front money just because they ran it out of the money and WMMA was forced pursuant to the employment contract ,which stated that all advances aginst their respective preferred shares cease ,when the net equity goes below 50%. It did and WMMA stopped payments just as the sweat equity portion of their contract worked for the same warrant compensation for no payment of the salary until a dollar[$1.00] of profit was made after salary to all its employees was made and before any MKMA payment that was subordinate to the Employees THIS SUBORDINATIONOFMKMA PROVES THAT THERE WAS NO INTENTION TO MILK THE COMPANYAS ALLEGED IN THE WELLS LETTER

21]I cannot get a fair hearing any more as 7 materail indispensable witness will no longer be available to respond to the fabricated collusive declaration of the investor/operators.. I motion this commission that the complain tbe vacated as the eliminated of my rights to a fair hearing as iv lost 7persons as material indispensable Witness to counter with or testificandum the witness that the SEC will produce..In addition to losing Mr.lockett I lost additional witness all of whom would corroborate meetings I had with different investors in their presence to disprove each investors allegations! As such I could not get a fair trial because the indispensable material witness are [redacted]. Those that are deceased are mr Bery[redacted] the owner of IMC. His Brady admits that he was offered $90million for ims' exclusive use for the MMA sport. That tied up over9 00,000,000 persons and entity owners .That database in 2010 was larger than Facebook' s database . The company that MKMA and I appraised at $7million less than the of $90 million his Brady representation; thus proving and contravening the Complaints' allegation against me, that MKMA exaggerated its good will value to defraud two investors; when they knew both the investors' Mr.Locketts ' and Mr. Heisterkamp had submitted an insurance claim to Chartis ,against WMMA alleging they were both defrauded by Mr.Mc Farlane who represented that he was WMMAs President and then in his 6/10/12 resignation, Mc Farlane falsely alleged he never was its President, and against[redacted] Puccio ,your[redacted], for her representations that they believed was fraudulent to induce them each to invest .Enforcement knew by those Insurance claims[Included in the initial subpoena documents to the division, prior to any Wells

letter claims that the complaints' allegations' that the alleged exaggerated $83million value was the reason they invested in WMMA was FALSE!!Willfully false W!. Every allegation in the Wells and the complaint enforcement made they had incontrovertible proof was incorrect , false . The commission was defrauded by their own enforcement arm! That is why enforcement and the commission is interchangble, it's a fraud perpetrated against itself. Enforcement of fraud against their own Bosses. That is why the wells letter must be voided and with it the complaint must be shredded as not one[1] allegation of wrongdoing contained therein about me is true! las against mel. Mar Wolk was given warrants in WMMA. Other deceased material indispensable witness were [redacted] respectively making their testimony except for Mr Luxs' deposition very meaningless. The In house proceedings that were to tke one year as promised to induce congress to pass Dodd Frank was a fraudulent claim and the allegations of expense reduction was fallacious. About the only benefit was the fraudulent income that the defendants collectively were milked out of by ADJLS that were violaters' of the constitution's appointments clause. If you cant make money honestly don 'try to win outside of the LAW!

22]THERE IS NO EQUAL TREATMENT UNDER THE LAW

Judge Murray orchestrated the fix as I refer to the inhouse proceedings' as its a circular process starting and ending with the commissioners and eliminating the federal circuits a meaningful judicial review as an appeal to it is not automatic and they must agree to any petition. It starts and stops in the Executive Branch! which violates the proposition that we are all entitled to equal treatment under the law[Those selected for In house vs federal district court receive diametrically opposed alleged Justice with the federal court defendants' receiving due process ,the right to appeal automatically, whereas the inhouse defendants hit a dead end after the first appellate commissioner right and elimination of due process, of right to a jury, of full discovery rights are also denied and the circular elimination of the federal courts not being automatic and starting and ending with the complaints initiator!!! Does not give me equal treatment under the law.

23] My case is a living example of everything happening wrong inhousel It proves that the inhouse Dodd Frank solution is not a solution just a right for this agency to plunder defendants assets, fix the outcome against or for a defendant and corrupt the reputations' of the defendants' forced to settle even though innocent like Mr. Agostini and Mr. Lux1!!,Starting and ending with the Commission. The fact that 95%of the first appeal cases were reversals of your own adjls; I believe in 2015[WSJ] is significant and judicial notice should be made that and the subject matter in the above and below also exculpates me from the wells and complaints allegations to the contrary. The fact as a condemnation of the quality of the adjls' you appointed or implicit in it is the fact that the commission denies facing; the fact that they were wrong about making an individual like myself a defendant frivolously and reversing those adjls that found innocent the very defendant that the commission n complained about !I

do not know which was responsible only that the end result was not good for justice to be rendered inhouse!!

24]he In house alternative is a bad place to be locked up in:. When the facts prove I was a hero, that I gave $4 million of capital to WMMA and only received back$240,000.00 in return[this does not imply that my wifes' loans were not repayments with out interest that was due on the board approved loans ,her payments of the expenses incurred for Wmma were not included in the $240,000.00payments received and righty so included].I;According to every employment contract of WMMAA a persons including each investor my role as a consultant and the wide berth of services which enforcement fraudulently chose to and did interpret as if they were Defacto CEO services knowing the flsity of tht allegation as the services rendered as the service contract required to be given and with payment for hours and success fees. The services were consultant contractual services and enforcement chose to I disguise them as De Facto services to give are disclosed. The Brady proves they[enforcement division]knew my felony long before they invested and did not care as its 45year sold!;Mr. LUX,WMMAs real Ceo ,he ,declared in depositions', I was neither an officer ,shareholder nor director of WMMA; that the WMMA board resolutions' controlled WMMA[NOT ME];Ms. Puccios' dishonest taped shareholder meeting declared; on pg; 17,l-20-2 containing honest disclosures with honest facts. and not as alleged by enforcment as even though I was not ;its author; knew that I was consultant whose wife held majority warrants for the Holding company shares as Mr Burnhams ' Brady, Implied control over ,when in his Brady I read he stated that he told every investor in his interviews' that my wife owned controlling stock in trust in WMMA![I had no control WMMA and itsB as the field was not my expertise .It was the managements' combined expertise as Mr. Langes' Brady declares he invested because he believed Mar. Luxs' presidency of Playboy .Com and National Geographic as its Sr Vp marketing made him the perfect leader as that is exactly expertise the company was positioned to need..

25]**WMMA WAS AN INTERNET MARKETING COMPANY OF SPORTS CONTENT** AND MR LUX WA S , PLAYBOY PRESIDENT,AN INTERNETMARKETING COMPANY OR CABLE PAY PER VEIW. ADULT FILM CONTENT ,DITTO NATIONAL GEO OF ANIMAL AND LIFE CONTENT. Mr Lange background as a Harvard MBA and Vice President finance of ABC again a direct hit or as was WMMAS COO RING OPERATIONS ,Mr Barry Jeryll ESQ ,who produced over 200 MMA events In Arizona and the west coast. Mr. Mains' Presidency know gave his knowledge in the ring of fighters; as he participated with his sons' and grew his son Andrew up to be the UFC fighter that is high on the charts for success in the ring. The athletes to be selected for regional tournaments auditions would identify him as the dad of WMMAs fighters image. Mr Agostinis' background' as a promoter of music event venues for its projected operations aa of WMMAs planned national title events for the 16 country corporations that WMMA would create the events for. with a known following at that time as it developed from start up to the projected operating company as its national and world title events was projected to contribute large profit contributions' and Mr. Agostinis' knowledge of Computer technology holding a masters in Computer Technology fit in with the needs', the company would have, when up and running. In

addition that technology application was required to connect the events to the database marketing and bring In those other service providers' to be able to offer the content for pay per veiw events. WMMA TO MILK IT UP FRONT WITH NO REAL BUISNES IS A WILLFUL FRAUDLUENT ALLEGATION

26]PROOF THAT THE COMPLAINTS ALLEGATION THAT I STRUCTURED.MY EXPERTISE AS A STRATEGIST IS INCOMPARABLE AND SUCCESS CONTINGENT ON THE OPERATORS' IMPLEMENTATION OF IT AND ALL START UPS.ITS MY UNDERSTANDING THAT OUR PRESIDENT SAW THE OPPORTUNITY IN RTHE MMA SPORT AS I DID ;HIS OPERATORS FAILED AS I MINE HAVE SO FAR.HIS GROUP INVESTED $MILLION AND DID NOT GET AS FAR AS WMMA AS IT SPONSERED OVER 13 REGIONAL EVENTS, IN 3 CONTINENTS' OF S.A,EUROPE,USA AND IN 6 COUNTRYS' WHICH WOULD HAVE GIVEN US 6 COUNTRYS AND 15 EVENTS FOR A TOTAL OF 90 EVENTS FOR THE WORLD TITLE IN 6 WEIGHT CLASSES. IN ORDER TO SUCCEED YOU NEED ABOUT $10,000,000.00 . TO DO THAT ONE MUST DO IT ON THE FLY OR A STRUCTURE WHEREAS SERVICES REQUIRED BY THOSE EMPLOYEES CONTRIBUTE THEM FOR WARRANTS IN THE COMPANY. YOU THEN BUILD A TEAM OF ABOUT 30 PEOPLE SPREAD OUT TO PROVIDE EACH PART OF THE OPERATIONAL REQUIREMENTS AND NEGOTIATE BACK ENDED COMPENSATION FOR ALL EMPLOYEES AND ALL CONSULTANTS' BETTING ON THE COME, INCLUDING MY OWN CBI FIRM AND MR .MAYS' MKMA AND HIS REGIONAL MARKETING TEAM.

27]THATS WHAT WAS ACHOMPOLISHED AS THE DIRCTORS PERFORMED THEIR PART OF THE UP FRONT INFRASTRUCTURE VERY WELL.. HAD WE HAD THE RIGHT CHEMISTRY BETWEEN MR LUX,THE OTHER OPERATORS,MR JERRYLL,MR LANGE,MR MAIN ,MR AGOTINI,MR BURNAH,MR TROPPELLO,MR LOCKETT,MR SULLIVAN,MR BERJEDEKIAN MS.PUCCIO ,THE DRECTOR LEVEL INCLUDING MOLLY,ANDREW, ,MR WAYNE,MR MC FARLANE MR MAY,THE REGIONAL WDI PERSONEL INCLUDING MR MAY,HEISTERKAMPH AND TO MY KNOWLEDGE ANDRE THE BRAZILIAN TEAM OF 4 MEN AND THE EUROPEAN TEAM OF 4 PEOPLE ,he south west team of 3persons appeared to be capablel Then you run into a sneeker, a drugie, womanize rand abuser from what my nephew informed me .THAT USED THE REGIONAL PROMOTERS' FOR MANEGEMENT WE HAD ADEQUATE PERSONELL TO MAKE IT HAPPEN.ITS JUST THEY DID NOT COMMUNICATE WITH EACH OTHER AND THE LEADRSHIP WHEN MR MC FARLANE CAME IN AS PRESIDENT OF WMMA ENDED IN DISGRACE!

28]AS WILLIAM"BILL" MCFARLANE TURNED OUT TO BE A DRUGIE ON COKE,A WOMANIZER USING THE RING GIRLS AND MS.PETTY FOR HIS OWN SEXUAL EXPLOYTATIONS' **TOTALING HIS CAR AND BURNING BOTH ENDS AGAINST THE MIDDLE BY DIRECTING 2 DOCUMENTRIES AS WELL AS SPENDING MOST OF THE 2 MONTHS HE WAS TO PRODUCE THE WOUNDED WARRIOR EVENT,ON AN OLYMPIC TRYOUT ;SACRIFICING WMMAS'.FIRST EVENT AND SPENDING 2 DAYS IN THE HOSPITAL AFTER TOTALING HIS CAR.**I must admit my interview of him with the hype, Mr Jeryll filed me up with about his ability to sell WMMA out of advertisers proved such an exaggeration that i recommended to the board the wrong man,in more than i care to go over it now but its bad corrupt and downright illegalities that his drugged up mind

comes up with to take over company's,. but this man is a criminal and crook far worse than i ever was .Anyone that hires him should know he travels first class on your company overpays vendors for your services with your companys' money and he wasted $1,000,000.00++and & destroyed a company with insider up Manship corrupting the females and at the same time a Bragdocio from the first minute you meet him. If he could do 1%of his allegations you'd be a billionare ;if he could only achieve 1% of what he alleges!. Thats' william"BILL,MC FARLANE "OF SCOTSDALE ARIZONA.JUST BEFORE THE WMMA WOUNDED WARRIOR EVENT SO THAT NOTHING WORKED AND HE LOST THE MONEY BY HIS INCOMPETANCE. HE WASTED A MILLION DOLLARS' ON AN EVENT THAT HAD A BUDJET OF $400,000.00 AND MOST GOOD REGIONAL EVENTS COST $40,000.00 AND THAT'S OVERPAID .

HE UNDERPERFORMED HIS SPONSER ADVERTIZING REVENUE BUDGET BY OVERSTATING THE REVENUE FROM ADVERTISING IN THE RING AND SPONSER LOGOS OF $500,000.00 WHICH ENDED AS $50,000.00 ; AND THE CABLE ON DEMAND REVENUE OF $600,000.00 PAY PERVEIW FOR $100,000.00 BY NOT TESTING THE SOUND EQUEPTMENT AND FAILURE TO INSERT THE COPYRIGHT CAUTION UP FRONT !HE did NOT TEST THE SYSTEMS ON THE SATELIGHT TRANSMISSION SO WE LOST THE CONTENT TO BLOGGERS! SO THAT THE BLOGGERS HAD A FIELD DAY BROADACSTING OUR EVENT FREE; AND WMMA SOLD 1,100 TICKETS FOR A 12,500 VENUE SEAT LOSING $350,000.00! SEAT VENUE! WMMA WOULD HAVE FINISHED ON ITS FEET HAD HE [MCFARLANE] TESTED THE SOUND EQUEPTMENT THAT DID NOT WORK FOR 45MINUTES AT THE BEGINNING OF THE EVENT[Losing direct tv and then he paid in demand for the trailers and a larger percentage of the content pay perveiw dollar than I ever heard he gave them 66%and we paid the $125,000.00for the trailers that they should have fronted. He is a real danger! .HAD HE WORKED ON ADVERTISERS AND LOCAL SPONSERS FOR THE 45 DAYS HE HAD AS THE MARKET OF 40,000. SOLDIERS AND 40,000 COLLEGE STUDENTS IS ONE[1]MILE AWAY. BUT HE DID NOT AND THE INVESTORS PARTICIPATED BUT DID NOT HAVE THE TALENT TO COMPLETE THE EVENT ON THEIR FEET.THEY WERENT PAID TO DO THAT PART!!

29]MCFARLANE WAS THATS WHEN MC FARLANE PLANNED TO DIVERT Attention FROM HIS FAILURE AND ALLEGE HE WOULD ACQUIRE THE COMPANY.THAT WAS BS TO PUT ME IN HIS SEAT.HE WONT GET AWAY NO MATTER HOW MUCH JUICE HE HAS IN THE SEC as he was one of 6 fund raisers for the guy who ran for president and lost before President Obama was elected...I CAN DO MIRACLES AS DISCUSSED IN THE BELOW PARAGRAPHS BUT I CANT RUN THE COMPANY FOR THEM ;THAT THEY MUST DO AND THEY DID NOT.I DID MY END ;THEREFORE IT WAS ENCUMBANT ON ME TO STRUCTURE THAT ALL EXECUTIVES AS WELL AS MY OWN CONSUTING COMPANY ID NOT GET PAID WHEN MONEY WAS TIGHT AND OR WHEN NO PRETAX DOLLAR WAS MADE AFTER ALL EMPLOEES WERE CALCULATED TO GET PAiD..AS I PLANED WMMA WAS ABLE TO SELL THE SWEAT EQUETY EMPLOYEES ON DEFERING THEIR COMPENSATION AND THE HARD CASH FRONTED THEIR OWN LABOR FOR WARRENTS IN THE COMPANYS SHARES; INSTEAD OF DRAWING SALARYS!I KNEW AND AS THE SERVICE CONTRACT DEMONSTRTES, THAT THE REVERSE OF THE COMPLAINTS' ALLEGATIONS' CONSERVING CASH FLOW WAS THE IMPETIS NEEDED TO WIN AND TO MY OWN DISADVANTAGE; ALMOST ALL ABOUT 90% OF THE FEES I

HAD EARNED WITH MKMA WAS INVESTED AN USED AS WMMA CAPITAL TO PROPEL THE COMPANY FOREWARD CONTRARY TO THE WELLS LETTER AND THE COMPLAINT ALLEGATIONS .If you read the service contract of 1/20/11 youll see a conservative model of compensation for all parties giving the investors the security to know that what they now allged to the SEC would never happen to them and certainly not from me. **Why do you think they apologized an** held mee harmless indemnified me from any action as alleged by this complaints?. If you review any employees employment contrct you will see no salarys until profits are made and with me non unless payment would not cause an economic hardship for WMMA.

30]IN OTHER WORDS I WAS DEFRAUDED TO SUBMIT TO AN UNAUTHORIZED AND CONSTITUTIONALLY VIOLATED ADJL,SETUP BY ENFORCEMENTS ACTUAL STUPIDITY.INSTEAD OF THEM LOOKING AT THE FACT THAT THERE WAS NO RECIDIVISM FOR 45YEARS THEY SAW FELONII WAS OFFERED TO BY A PARDON FOR $100,000.00 ;BUT THE DOWNPAYMENT WAS RETURNED AS I REALIZED THAT ITS NOT WORTH THE PAPER ITS WRITTEN ON.IM SURE THAT IS NOT ' PRESIDENT TRUMPS MO.' NOT READING THE FACTS THAT I WAS THE BENFACTOR AND USED MY WIFES CASE DOLLARS.THEY STOLE MY TIME,WHITHOUT DUE PROCESS ,AND SO I USED IT TO DEFEND AND TO FIND A SOLUTION FOR THE AGENCY.IM OWED $2,800,000.00 .I ASK FOR IT.ITS NOT THIS COMMSSIONS' MEMBERS FAULT; I FILED A TRO ON THE DAY THE COMPLAJNT WAS FILED ENFORCEMENT OMMITTED MATERAIL FACTS THEREBY HUSTLING ME TO VIOLATERS WHEN SHOULD HAVE BEEN GIVEN FEDERAL DISTRICT COURT SUPERVSSION

31] Since the company was a start up it would need to structure itself in such a way as to dramatically reduce the requirements for the cash that a normal startup required!. Remember the ppm explains in the risk section, that it was a first stage start up, losing money with no commitments from other investors to be able to raise the capital it Therefore it was in cumbent on the companys' strategic plant to eliminate as best I could the cash flow requirements needed by the startup until investors felt that there was sufficient infrastructure built to see themselves taking the risk that my wife and Mr. Main took up front!. Therefore it was important that adequate capital recourse's or their equivalent based on the structure contained in the Strategic buisness plan that I, as a consultant tried to build into replace the cash needs by coming up with the exact opposite of what the division accuses me of ;which is they allege i set the company up to milk it up front .My plan made that impossible even if I wanted to steal my wifes capital investment which is an accusation to stupid to answer,

32]My consulting contract gave WMMA a good start as the fees were back ended, contrary .to the complaints allegations' that for my and WMMAS' mission ,it was to milk WMMA. In fact MKMAS' compensation, except for 10% of the cash ,if any, as if and when they occurred; was all deferred and subordinate ,but ahead of MKMAs subordinate position, and because of that subordinate and contingent WMMA received from my larges over $3,250,000.00 in 18months which was capital and 150% of what the hard cash investors contributed and hardly can be described as milking ; In addition all WMMA employees salary compensation was deferred and MKMAs capital investment had the company But it was going to need more than the $4 million

to contribute. I did forgive one million of fees which was the contribution CBI gave by assignment to my wife in consideration of the promise to fund up to$350,000.00; See the contract of May1,2010 with joan Daspin and CBI and her promise to cbi to invest up to $350,000.00 of capital loans' in the startup! .In fact she invested about that with the startup capital .Since all debt Employees also subordinated their respective compensation that also amounted to over another $2,000,000.00 so all together with the hard cash my $,200,000.00and the deferred sub salary's the total capital amounted to approxamtly$8,600,000.00!Hardley a company setup to milk its own assets for my benefit !,

33] **Mr. Sullivan,** as CFO wmma, Mr. **Bekedesian as** CFO , WDI collectively provided a well rounded team OR SO WE THOUGHT.They are not CFO material they were treasurers' and **not cpas** and in the 8 months they worked for WMMa/WDi they could not put together a certified audit for a startups first year of business with no revenue ansdthey had the book just lied to the court tha tmr Agostini did not share it with them but Sullivans declaration admits he was a bookkeeper not dong cfo work! That's a laugh as the complaint allegations are that I and mr Agostini kept him away from the books!!As a matter of fact he even perjured his perjury as he hired a bookeeper to do that work so he did nothing at WMMA except play detective with Ara Berjedekian ,bully terresa puccio, lied to the sec prosecutors as a whistleblower .these 2men are now consultants and did n I don't' wish them any harm but I have to admit the 2of them were not collectively worth the bookkeeper, they hired to keep books of a startup! TRAGIC and they are perjurers as well,even though both of them turned out to be PERJURERS in the WMMA chap 11with Doug Main. The lie they told triped them up by **review of the dishonest shareholders meeting ,EX 1 hereby** referenced as its **ex A to my Wells reply** that in you file. or so I and the other investor thought.

34\The problem in retrospect was that Mr luxs was incapable of integrating them all as team membeRs because they were in corrigible, each one in it for themselves like abunch off children, **Bekedejian and Sullivan** off to themselves PLANNING TO GO INTO into go into the consulting business together did nothing worth report in except whining as the worst experince of my life as they blew it by selecting Mc farlane as its President. He turned out to be a drug addict a womanizer and worse a theif and perjurer as he double crossed the bank as the North Face seller he obviously violated his non purchases covenant in the buyer and paid the bank one million for that transgression, he also was going thru change of life as his emails to Monica Petty demonstrate he wanted to move permanently to the Maldives and not live and work here as we all do. In retrospect he was a bad choice and the company and investors paid dearly for his presence. and that i had influence that WMMA shares by my wife.[Thus proving he did not know the sections in the WMMA ppm he gave each employee applicant. There was not solicitations for investors but for employees as my experience over 40years proved that persons interested in being c executives always want some stock at an insider price so they could also be principals and there was nothing wrong with that as the foreward redemption stock plan was in the ppm. So if they were interested they would ask about its they would get 2.5%A month of the investment tax free buying into company looking for C class employees

always included persons wanting to by shares early on to try to hit homerun. Such was the case at WMMA. i reviewed it, gave my comments to it as did all consultant,' and WMMA employees whether investors [20%] or sweat equity investors; that it was the WMMA Board that had the control and that ,she declared, all investors' should COLLUDE to solicit WMMAS board of directors' to fire MKMA and with it Me ;alleging that she would sign her name to it first!! .Confirmation that the WMMA PPM was genuine. The proof that I had no control and /or exercised any of the shares which i did not own! Her statement also corroborates Mr Luxs' testimony that I had no control, as no one could fire me or the company worked for if I had control!I the Board resolutions had the control also proves that the WMMA board resolutions were made against my financial interest sin DEC8,2011they cut MKMAs compensation by 7times from$70,000.00month deferred to$10,000.00amonthonaverage.

35]The financial submissions prove that I was a financial benefactor to WMMa rather than a milker of its assets. Incidentally, those asets were primarily created by me for WMMA not aginst it. The service contract which Mr Nwugugs retraction complaint answers accepts responsibility for his use of the Chamco service contract as MKMAs template service contract also proves that I did not collaborate with him to disguise investment banking fees as H/R fees. **That contorted allegation is disproven by the facts and bynot charging by MKMA any H/R fee for additional investments by Puccio, lockets and Mains additional investments months after the first investment** each made and the fact, albeit on a deferred basis that the value of a sweat equity fee ,though not up front was far greater than the hard cash investors.; the facts that I now believe that mike Nwugugu who axepts sole responsibility for writing the WMMa/Wdi PPMS he submitted under his name to the Sec demonstrating compliance was misnomer as it was meant to be a 506REG C instead of D as D requires certified financils and both the SEC, by its stamped return of the PPMs saw that there were no certified financiails in it.

In fact I can not get a fair trial if the case is not vacated because of the deceased and memory impaired indispensable witness and the tie being 8-9years away. No one not dress rehearsed for at least 10 hours could ever remember most of the events and in hazy terms and colors. I know this because ive been invoved in over 50 lawsuits as a defendant and witness and I never lost any of them; but this case consists of such a disingenuous complaints' about me that it is imprinted in my mind and my focus to the exclusion of all other opportunities has given me exceptional insight into catching the words as if it were going on today and as I remember new facts arise into my memory as that type recall has been the earmark of my ability to find the truth as that has been the focus of my efforts to test the extent of the sellers' lies trying to sell me their company's' and or an potential employee or joint venture partner that wants me to bring them into a company I and /or family m ember owns' or want to own. Trying to get my recommendation for position and or to be accepted into my company s' joint venture partnership program. Wherein I charge for my consulting company an up front, non refundable fee of between $50,000.00 up to $100,000.00 or more depending on the complexity of the target company we seek to purchase. After40yearsof experience diagnosing

over10,000buisness in over 50 years and with a staff ,each year, of about 10 dealmakers who most of the time pay my company a joint venture participation fee of between$100,000.00 to $200,000.00 100% of an acquisition they want me to purchase for them or 50%LESS FOR A 50/50 DEAL WITH OUR FIRMS 50% KICKER FOR OUR PORTION OF THE ACQUISITION THROUGH OUR JOINT VENTURE HOLDING COMPANY FORMED TO ACQUIRE THE TARGET WETHER OWNED OR CREATED AS A STARTUP,AND IN ADDITION ANOTHER $250,000.00 TO $1,000,000.00 DOWN FOR 50% OF AHOLDING COMPMY TO BE FORMED AND OR FORMED,

36]My business experience proves to me that all business owners lie about the business they want me to buy for myself, my partners and or solely for the buyer as that I started and my company received up to 7figure fees based on my companys' receiving 25%of the savings we purchased the business for below 6times the average ebitda for the 2 years prior to the acquisition and rolling out the stub year by comparing the first years quarterly results to the stub second years results for the same quarter[s] by comparing the stub to the first years stub and then if its 10% greater assuming that the 2nd year will be 10 more revenue and operating margin average for the 2 years based on the stub compared to the first years stub. That all sellers lie about certain facts to sell their business to me for me and my client as I only represent buyers' and my consulting corporation only gets paid by buyers whether im to be a shareholder or my wife or an independent person is not the issue. That's' been my trademark to look for the lies when appraising company's' for acquisitions' .So im trained to be very good at searching for wrongdoing and initiators' of such treachery. I get a certain hint from what triggers events and that is the insight I used on Judge Murray and every judge ive stood before .

..." IF NOT FOR THE OIP ALLEGATIONS HE WOULD HAVE CONSIDERED EXTENING THE POSTPONEMENT KNOWING BY DISOLVING IT HE WAS RISKING MY LIFE BASED ON UNPROVEN AND FALSE OIP ALLEGATIONS' THAT IVE RIPPED TO SHREDS IN THE SUBMISSIONS IVE MADE TO THIS COMISSION WHICH INCLUDEAND WHICHINCLUDE BY REFERANCE IN THIS DECLARATION AS IF ATTACHED HEARTO.

37].I am 3 years older than her finding and [redacted] in my opinion as im writing this declaration and Breif I am testing [redacted]. Then i stop typing as i don't want to leave [redacted]. Im not a candidate for testimony and if there is commission reviews the EX 2,MyWells declaration it will let you understand that this case must be vacated now. By enforcements omissions of material facts and misstatements of facts as here.If youcant win air ans square just because they think the means justifies' the end!

38]If anything, I want to assist this commission to counter the Dodd Frank by interceding prior to a complaints initiation and if the advocates opinion is such that it proves its disagreement with the Wells submissions' are valid and the commissioner select to not consider the opinion then the only thing the parties accepting and jointly paying for the advocates opinion is exclusive adjudication in the federal district court; as that is stated in a pre settlement agreement as the jurisdiction, if there is any disagreement between the commission and the advocate. This is over enforcements' Wells letter, and its Brady and other depositions' exculpatory information and draft complaint . They will be presented to the advocate confidentially with potential defendants consent to a settlement or no advocacy will be rendered .

39]I DO NOT BELEIVE THAT PRESIDENT TRUMP WILL NOT ELECT TO USE THIS OMBUDSMEN STRTEGIC PLAN UNTIL HE EITHER SUBMITS A MOTION TO THE SUPREME TO ELIMINATE THE DODD FRANKS' INFLUENCE IN THE IN HOUSE PROVCEEDINGS' AS CLEARLY THEY ARE UNCONSTITUTIONA.THEIR EFFECT ON THE ADJLS' OPINIONS' AGAINST EACH AND EVERY DEFENDANT [WHICH CAN BE SEEN IN MY CASE VERY SUCINCTLY WHEN JUDGE JAMES GRIMES DECLARED:

..."IF NOT FOR THEOIP ALLEGTIONS IDHAVE CONSIDERE EXTENDING THE[POSTPONEMENT.."WHAT DID HE THINK EVERY ENFORCEMENT OIP ALLEGTIONS WOULD BE??THE LESSON I LEARNED AS I KNOW THE TRUTH AND FACTS IS THAT ENFORECEMENT CANNOT BE TRUST TO BE TRUTHFULL???WITH THE COMMISSIONERS AND THE ADJLS.I WILLTAKE ALIE DETECTOR TEST TO PROVE THE VERACITYOFMYDECLARATION,THEYMUST AT THE SAME TIME INMYPRESENCE TAKE ALIE DETECTOR TEST[MAR MCGRATH]USING THE COMPLINT AS THE TEST AND ITS ALLEGTIONS TOPROVE HEHSCOMMITTD CRIMINA WRONG DOING.IMNOT KIDDING.LITIGTIONIMUNITYBE DAMED.IMNOT AFTER HIS CRMINAL CONVICTION AS THAT WOULD NOT BE IN ACCORDANCE WITH THAT IMMUNITY.I MEAN TO LET THIS COMMISSION, AND IF NEED BE OUR PRESIDENT ,KNOW THAT HE WILLFULLY CONCOCTED A 100% FRAUDULENTLY SET OF ALLEGATIONS' AGAINST ME IN THE COMPLAINT ITS'SAD.THENI WILLFOLLOWHIMWITH THE SAMSETOFTESTORS AN HE CANSITIN IT WITH THE SAME COMPLAINTSALLEGATIONSJUST TO VLIDATE THATHE TRIED TO KILL ME OFF FOR NO REASON BUT TO WIN A CASE NOT CARING ABOUT A U.S CITICENS' REPUTATION WAS AT STAKE; THAT HE WAS DEPRIVING ME OF MAKING A LIVINGAND MAKING MY GRANDCHILDRENCALLND ASK ME IF I WAS AS BAD AS THE sec COMPLAINT SAD I WAS! If I was 20 years younger and I torture for such offense was legal believe me when i tell you heed be spread all over New York state along with his cronies. You can not accept this conduct, youd' be better off letting half the guilty men get free ,before you let one innocent man become guilty, because this system is broke, its adjls poisoned by the presumption of guilt ,its enforcement personnel knowingly untruthful and fabricating ,as if fact allegations, they know are false!1Its a disgrace and you must stop rewarding this behavior as that's the causal factor

40]I have proven to all readers that listened to the facts that ive referred hear to and once i receive the Bates submissions ill attach them as evidence if requested; although enforcements admission is strongly presumed to validate each and every statement of fact that i declare that enforcement knew and did not include as exculpatory evidence and as proof of my innocence. look I don't have the money to pay any fine over$1,700.00 ;so why would I spend this time?? BECAUSE IM INNOCENT OF ALL THE ENFORCEMENT ALLEGTIONS OF WRONG DOING.THEY ARE ALL FALSE AS IS THE COMMISIONERS' INITIATION OF THIS COMPLANT.

41]i BELIEVE THAT President Trumps commissioner appointees will deal from the truth, will not rubber stamp enforcements reprehensible and tragic misstatements of "facts" that were untrue and elimination of material facts they know they had no right in eliminating from the WELLS letter and the complaint?.IM INNOCENT OF EACH AND EVERY ALLEGATION OF WRONG DOING!. By enforcements ; not refuting the vacate motions' facts is proof enough. That is the reason that I respectfully request that these motions now be heard as they do not interfere with the order rather they supplement it, as a fresh start is the essence of the Supreme courts' order ,and not to go thru motions to allege compliance when you already know im innocent and to do otherwise would be as egregious as enforcement fabrications of non facts as if facts and elimination of materal information to obtain initiation of complaint .

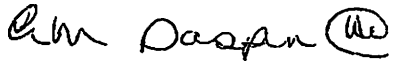
42]If the complaint is not vacated; I ask that you start with the enforcements rewrite of enforcements' replacement wells' letter so that I get fresh start and a legitimate opportunity to Wells reply and by that means cut short the time it takes to gain my freadom as I innocent so help me GOD,I say this fully aware that were i to misrepresent im subject to punishment for perjury and may you incarcerate me for the rest of my natural life if I do that.In regard to the fresh start implicit in the Supreme courts order can I ask the lawyer that I respectfully request that this commission provide me the costs for up to the first million pursuant to my motion as hearto made that I be given the first Million I was fraudulently induced to spend when enforcement ran me out of the money with the commissioner under mary joe White, and with the adjls [except Judge Feolak who I believe was coerced to not let the defendants know of the conspiracy and enterprise collusion' to force this defendants theft of my time as well as loss of the litigations' funds' as a direct compensatory damage plus up to treble for violation of cival Rico as the enterprise members committed the same theft of other defendants time, by fraud and deception, without due process ,over a term of 8 years with respect to all in house defendants whose theft of time and separate theft of my defense fund as well as enforcements and the agency's deprivation of the mandate that i should have been tried in the federal district court as i needed tros' for medical reasons and enforcement defrauded the federal district court judge not informing her that the adjls were all violators' to validate the tros' relief requested; and its failure to inform the court that my case was, and Is now mandated ,to be prosecuted exclusively in the federal district court by the SEC rules of mandate according to defendants medical impairment and judge Feolaks finding of fact and also because all adjls have conflicts of interest.

43]The Supreme courts' Order ,in essence; is to provide all defendants caught in the agency's' fraudulent inducement of injustice by use of inferior adjls who are not independent and never were, since Dodd Frank, to have a fresh start with a fresh and constitutionally appointed judge and elimination of the old record .I CANT GET A FRESH START INHOUSE.HAD BUT ONE ADJL STOOD UP TO JUDGE MURRAY,TO ENFORCEMENT AND ITS'PRIOR COMMISIONERS' STATED THAT;" I WILL NOT ACCEPT ANY MORE IN HOUSE CASES AS IT PERPETRATES A FRAUD ON DEFENDATS' NON OF MY TIME THEFT AND LITIGATION DEFENCE FUNDS\LOSSES WOULDHAVE OCCURRED.

44]PRESIDENT Trump is our leader and the head of the SEC and he resolutely has directed in the Kavanaugh fiasco and Bin Salaman reported murder over the last month that we are all to be considered innocent until proven guilty. I ask that you enforce his directive and honor the greatest president this nation has had! I am 100%innocent I look for no sympathy ,ill as i am I will survive; but I do request that you understand that I have been injured by the SEC enterprise members referred to hearin i above. My time was stolen without due process and you have that motion presented I ask that you grant it and purchase my Strategic ombudsmen plan. its structured to give you and the President what you need to overcome the violations of all parties coming before you and which are anticipated to go inhouse but not yet filed as a complaint. Those would be defendants can be saved with no recriminations as ive Discussed hearin.I ask that this case be forever removed from your plates that I be reimbursed as discussed hearin above and that we all have happy Christmas and pray our leader remains fir and vigorous an happy knowing we all love and adore him.how do

Respectfully

E M Daspin Pro SEE



ca33-16509

Michael Edward Daspin

4 Pineview Lane

Boonton, NJ 07005

MOTIONS: case3-16509 10/28/18

1) For good cause shown defendant Daspin motion to vacate is approved[ ]

Denied[ ]

2) For good cause shown Daspins' motion for legal defense fund cost up to $1,000,000.00 to be paid by this agency is approved[ ]

Denied[ ]

3) for good cause shown Daspins motion for a stay of Judge Murrays pending case approved [ ]

Denied[ ]

4) for good cause shown Daspins' motion for the wells letter to be rewritten and or include exculpatory evidence known by enforcement prior to its submission and anew complaint issued consistent with the Wells and filed in the Federal district court, Newark,NJ. is approved[ ]

Denied[ ]

5) For good cause shown a whistleblower contract for Mr Daspin and or his assigns MKMA,and or Cbi : is approved[ ]

Denied[ ]\

The specifics will be written by the parties to any Whistleblower contract and the $2,800,000.00 approved[ ]

denied [ ]

by the Commission of the S.E.C ----------

Ex (1)

SEE EX F

TO Reply to Wells

Dist Honest Shareholders Mtg

BEFORE THE UNITED STATES

SECURITIES AND EXCHANGE COMMISSION

Ex 2

In the Matter of

WORLDWIDE MIXED MARTIAL ARTS SPORTS, INC.

File No. NY-8832

WELLS SUBMISSION ON BEHALF OF EDWARD MICHAEL DASPIN

Steven D. Feldman
Kathleen H. Robinson
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Attorneys for Edward Michael Daspin

CONFIDENTIAL TREATMENT REQUESTED PURSUANT TO 17 C.F.R. § 200.83

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I. Introduction

This Wells submission on behalf of Edward Michael Daspin ("Mr. Daspin") is submitted in an effort to prevent the U.S. Securities and Exchange Commission ("SEC" or the "Commission") from making a serious error in judgment. The Division of Enforcement Staff at the SEC's New York Regional Office (the "Staff") intends to recommend that the Commission bring securities fraud and related charges against Mr. Daspin, a senior citizen entrepreneur who helped create the company Worldwide Mixed Martial Arts Sports, Inc. ("WMMA") and its affiliates (the "WMMA Entities"). To do so would work a serious injustice.

As the Staff knows from first hand observations, Mr. Daspin is a high-strung, extremely excitable 76 year old man. He suffers from numerous physical ailments. On the advice of his personal physician, Mr. Daspin vigorously opposed the efforts of the Staff to require him to provide on the record testimony based on the fear that the stress from testimony could cause Mr. Daspin to [redacted]. When his efforts to adjourn his testimony failed and he appeared to testify pursuant to court order, after approximately two hours of testimony Mr. Daspin began to [redacted] His physician, who was present, found that Mr. Daspin's [redacted] and immediately [redacted] Mr. Daspin's [redacted]. The remainder of Mr. Daspin's testimony was canceled.

Given Mr. Daspin's health conditions, he will not be able to appear to testify in court or at a deposition to provide crucial testimony to defend himself in any action brought by the Commission. Based on the relevant case law, if a court were asked to stay an action given the clear and present danger to Mr. Daspin's health and his inability to defend himself, it would

surely do so. Because he cannot defend himself without creating a substantial [redacted] a [redacted] the Commission should exercise its discretion and refuse to bring an action against Mr. Daspin. Otherwise, the Commission will place Mr. Daspin's life in jeopardy.

Even if Mr. Daspin were healthy enough to withstand the stress of a lawsuit, the facts do not support Commission action. WMMA was a start-up company in which investor-operators contributed their funds and time in an optimistic effort to create an international sports competition that would be cheered by in-person attendees and broadcast to viewers around the world. The business plan was in large measure developed by Mr. Daspin who, for the bulk of his career, was an idea-man, a gifted negotiator and a deal-maker. These things, however, do not make him (or the companies he envisioned) a fraud.

The idea for the WMMA Entities was inspiring. It involved an international operation built to catapult off of the proven fan base for mixed martial arts, with the potential for fast growth. However, the WMMA management team -- who on paper seemed well-educated and in certain instances well-connected -- lacked the discipline to carry out the optimistic plan that would have made the WMMA Entities a success. Ultimately, the start-up funds contributed by the investor-operators were dissipated by those very same investor-operators before WMMA could turn a profit. But as the Commission well-knows, a business failure is not the same thing as a securities law violation, and the Commission should not confuse a situation of underfunding and mismanagement with purported violations of the securities laws.

This is a case that the Commission should not pursue. It is clear that Mr. Daspin acted in good faith and in a forthright manner when he assisted in the work of starting up the WMMA Entities. It is equally clear that Mr. Daspin had every incentive to see the WMMA Entities succeed over the long term. While the endeavor ultimately failed, it does not mean that anyone

violated the law. The fact that the investor-operators lost money and are unhappy with the results of the team effort does not mean that the securities laws were broken. Accordingly, the Commission should exercise its discretion to close this matter in order to do justice.

II. Background

A.e The WMMA Entitiese

The WMMA Entities were a group of start-ups envisioned by Mr. Daspin and his son's friend, Luigi Agostini, to bring professional Mixed Martial Arts ("MMA") to the same level of fame that exists for wrestling via the World Wide Wrestling Federation. (Agostini 97:23-98:4).[1] Initial discussions focused on the creation of an MMA tournament similar in concept to the Olympics. (Agostini 18:4-11). From there grew the notion of a multinational entertainment company based upon MMA events with revenue obtained from streamed content, live shows, and tournament related merchandising and sales activity. (Agostini 18:12-19:7).

Promoters around the globe were already hosting MMA events and a solid fan base existed. Mr. Daspin and Mr. Agostini thought to capitalize on these existing businesses, bring MMA fighters together for national and international tournaments, and broadcast those events for mass consumer consumption. A corporate structure was put in place geared toward the creation, production and promotion of regional and international MMA sporting events.

Sister companies, Worldwide Mixed Martial Arts, Sports, Inc. ("WMMA") and Worldwide Distributions Inc. ("WDI"), were formed to sit under the umbrella of a holding company, WMMA Holdings, Inc. ("WMMA Holdings"). (See LA 0000288).[2] WMMA, on the one hand, was the sports and entertainment production leg, created to hold majority interests in a series of international subsidiaries (the country corporations or league members). (LA 0010730-

[1] Citations to "Agostini ____" refer to the transcript of the testimony of Luigi Agostini dated May 29, 2013.
[2] Citations to "LA _____" refer to Bates stamped documents produced to the Staff in the course of this investigation.

38). It was envisioned that the country corporations would each produce, promote, and direct MMA events, and thus create a brand name for the company's content as well as the company's products, including energy drinks, branded apparel, and credit and debit card services throughout the world. (Id.) The various country corporations would accomplish this objective by contracting with regional sports promoters who would place their best MMA athletes into regional events, with the winners moving on to compete in WMMA national tournaments and then in worldwide games. (Id.) Profits would principally take the form of revenues derived from broadcasting MMA events through cable, internet Pay-Per-View ("PPV") and television. (Id.)

The WMMA Entities were well on their way to success, having already incorporated Worldwide MMA USA, Inc. ("WUSA"), the United States country corporation, as well as leagues in the UK and Brazil, before running out of operating capital in spring/summer 2012. By that time, the WMMA Entities had also contracted with the International Marketing Corporation, Inc. ("IMC") for internet marketing services. (LA 0007008-19).

WDI, on the other hand, was established to act as the distributor of WMMA's content and products into sports bars, restaurants, hotel chains, and movie theaters, as well as into major retailers such as Wal-Mart, Target and Costco. (LA 0010730-38). It was envisioned that WDI's revenue would dramatically increase WMMA's gross revenue providing regional promoters and MMA athletes the opportunity to share large revenues. (Id.) It was likewise envisioned that subsidiaries would be created under WDI to mirror those under WMMA (i.e., if an Asian league entity were formed under WMMA, an Asia distribution entity would be formed under WDI to service the same geographical area). (Id.)

The structure of the WMMA Enties was straight-forward and would have allowed for the easy growth of league members in regions throughout the world.

B.a Start-Up and Founding Personnela

Like other start-ups, the WMMA Entities initially operated out of Mr. Daspin's basement until they raised sufficient capital. (Agostini 168:8-19; Lux 21:23-22:5).[3] The seed investment for the WMMA Entities came from Dr. Douglas Main, a chiropractor who had practiced in New Jersey for thirty years, developed and managed commercial properties, and by all appearances had a strong head for business. Dr. Main had two sons that were experienced MMA fighters, giving him unique insight into the likely viability of an MMA enterprise. (July 31, 2011 PPM at pp. 30, 54; Agostini 25:21-26:14). Dr. Main was an acquaintance of Mr. Daspin who expressed interest in this promising business when Mr. Daspin spoke of these companies during his medical visits to Dr. Main. (Lux 23:14-25:5). Dr. Main was well aware of the infancy of the WMMA Entities. Dr. Main also knew at the time he became involved in the WMMA Entities that they were still mere basement operations, a hope and a dream. Dr. Main decided to invest in a shrewd gamble, wagering that the companies would become independently sustainable and lucrative in time (i.e., the same knowing yet risky investment that all angel investors make).

Around the time of Dr. Main's investment in the WMMA Entities, Mr. Daspin gathered together what he presumed would be other talented leadership with the hope of making the WMMA Entities a full success. Mr. Daspin reached out to Lawrence Lux, another acquaintance, to discuss the WMMA Entities, to obtain advice, and to gauge Mr. Lux's interest in participating (with or without an investment). (Lux 18:10-24:13). Mr. Lux had an impressive resume and substantial experience in the internet marketing industry. (Lux 11:21-16:15). He had worked as the Senior Vice President and Managing Director of National Geographic Interactive, the President of Playboy.com, the CEO of Celeb Inspired Ltd., and the Vice President of Content

[3] Citations to "Lux ___" refer to the transcript of the testimony of Lawrence Lux dated August 29, 2013.

and Production of Level Vision, LLC, and had significant exposure not only to entrepreneurial enterprises but also to non-print media and digital marketing campaigns. (Id.)

Mr. Lux, based upon his own research, came to the conclusion that there was "something here" and that the business plan envisioned by Messrs. Daspin and Agostini, and Dr. Main could yield success. (Lux 23:14-24:13). Mr. Lux, thereafter, without being required to make any investment, came on board as the CEO of WMMA and a director of the board of the various WMMA Entities. (Lux 25:18-28:21).[4]

C. Mr. Daspin's Role

Mr. Daspin was not an owner, operator, officer or director of the WMMA Entities when they were formed. For financial and estate planning purposes, Mr. Daspin served as consultant by contract (with the final terms appearing in a services agreement dated December 15, 2010). (Daspin 21:25-22:24). Mr. Daspin's company, Consultants for Business & Industry ("CBI"), contracted with the WMMA Entities to provide executive recruiting, financial and operations advisory services.[5] (LA 0001093-162). Mr. Daspin also assisted in preparing private placement memoranda ("PPMs"). (Daspin 15:15-19).

The Staff will no doubt impute some nefarious purpose to Mr. Daspin by reason of his limited role as a consultant. However, a series of family limited liability partnerships owned by Mr. Daspin's wife held warrants that, if exercised, would have given those entities majority ownership of the WMMA Entities. Thus, Mr. Daspin had the *same incentive* for success as did any cash investor or sweat equity investor in any of the WMMA Entities. (Staff Exhs. 4-7). To the extent that the WMMA Entities succeeded, Mr. Daspin's family would have reaped

[4] Messrs. Main and Agostini served on the company boards as well. (Agostini 35:8-16; 36:24-37:5).
[5] Also for tax purposes, the CBI services contract was shortly thereafter transferred to another entity, Mackenzie Mergers and Acquisitions ("MKMA").

substantial rewards.[6]

Mr. Daspin's limited role fit precisely within his experience and his expertise. Mr. Daspin did not run companies for a living. He was the architect that envisioned them. He helped individuals build organizations, he linked investors with potential investments, and he experienced vast success in the negotiations and deal-making that would make them successful. (Daspin 40:21-42:11). This is the exact same thing that Mr. Daspin did here. As one investor-operator, Donald Lockett, commented, "Ed want[s] to [get] paid on a concept...." (LA 0004642-51). This was, at least in part, the truth. It was Mr. Daspin that envisioned the WMMA Entities, Mr. Daspin's sagacity that led them to fruition, and Mr. Daspin's insight that led them to be staffed with individuals who should have been able-bodied and experienced enough to manage and operate the entities to achieve success.

The Staff will also no doubt seek to ignore Mr. Daspin's limited, contractual agreements and instead attempt to portray him as having controlled the WMMA Entities. But again, that is simply false. As documented by the owner-operators' employment contracts, the organizational charts, the board resolutions, and the discussions of the owner-operators themselves (see e.g., LA 00005531-33 (Ms. Puccio explaining that Messrs. Bederjikian and Sullivan viewed Mr. Daspin as nothing more than a consultant that worked for them)), no one reported to, or was controlled in his or her daily operation of the WMMA Entities, by Mr. Daspin.

No one got rich off of WMMA or any funds provided by the investor-operators. No one funded a lavish lifestyle at their expense. The cash raised from the investor-operators paid for company operations, consultant and vendor services, and the draws of working individuals, in that order of relevant expenditure. (LA 0000659-62). This is not a case where the Staff can

[6] Warrants owned by Mrs. Daspin's family limited partnerships were later assigned to Mr. Daspin.

demonstrate that the WMMA Entities were a Ponzi scheme or a sham. The WMMA Entities were intended to be fully operational, many became fully operational in a very short period of time, and any individual who invested money in any of the WMMA Entities could choose to become on-site operators of the businesses, working alongside all interested parties in attempts to ensure the success of the WMMA Entities. (See, e.g., January 5, 2011 PPM at pp. 56-61).

To be sure, the companies through which Mr. Daspin operated as consultant and Mr. Daspin received payments for certain services rendered (with the lion's share of fees being uncollected even when the WMMA Entities had cash sufficient to make additional payments). (See, e.g., EMD 000374-75; EMD 000380-82). We calculate that the entities through which Mr. Daspin provided consulting service were paid approximately $200,000 in monetary compensation or stock repurchase over the course of no less than thirty months of work. (See, e.g., cash investor chart, infra, LA 0000726-55; LA 0007823-24). But it is no crime that suchs entities (i.e., CBI and MKMA) received compensation in exchange for the substantial, fruitful and hard work performed.

Mr. Daspin, working through CBI and MKMA, devoted substantial time and energy to developing the WMMA Entities into a success, all in exchange for payments that were, in many respects, less than industry norm. Mr. Daspin spent thousands of hours doing the bidding of the WMMA Entities, not because he believed such activity would further any "scheme to defraud" as suspected by the Staff, but because Mr. Daspin wanted to see the WMMA Entities succeed.

The fee structure for the consulting companies was as follows:

- Recruiting: Sweat Equity Hires: $25,000 (payable as a ten percent override ons monthly compensation) and, thereafter, five percent override on all compensations received by that hire in excess of $10,416.66 per month for a period of five years.s

- a Recruiting: Cash Equity Hires: Minimum of $25,000 (as against 25 percent of thea first years' compensation of the hire) and, thereafter, five percent override on alla compensation received by that hire in excess of $10,416.66 per month.a

- a Other Contracts: $25,000 per consummated contract instead of any hourly rate, plusa two percent of the value of the transactions/contracts as funds become available paida for a period of five years.a

- a Other Services: Charged at an hourly rate between $200 - $350 per hour.a

(LA 0001093-162).[7a]

It cannot be credibly disputed that Mr. Daspin traveled the world on behalf of the WMMA Entities performing each and every one of the foregoing services. Mr. Daspin negotiated over twenty business contracts. (LA 0007823). Mr. Daspin brought in approximately 35 investor and sweat equity team members to manage the operations of the WMMA Entities. (Id.; LA0007824). Yet CBI and MKMA were paid only a small portion of the fees that were accrued for the foregoing services. (Id.; see also, EMD 000374-75; EMD 000380-82).

The Staff does not dispute that the companies through which Mr. Daspin provided services earned compensation in exactly the manner listed. Instead, the Staff complains that the small amount actually paid to CBI and MKMA was paid only when cash investors infused funds into the companies (i.e., only when the WMMA Entities had cash on hand to pay).

CBI and MKMA did not have the right or ability by contract to bankrupt the WMMA Entities, and could not obtain fees for services rendered unless sufficient cash existed from which to pay. Otherwise, fees were accrued to be paid at a later date. The Staff apparently seeks to use this fact, that the WMMA Entities were *protected* from abuse and waste by their primary

[7] The contract allowing these fees -- which clearly articulates the extent of services to be provided -- was executed by disinterested directors of the WMMA Entities.

consultant, to argue that this somehow transmutes the foregoing fee structure into a scheme to obtain hidden commissions in violation of law. Nothing could be further from the truth.[8]

The companies through which Mr. Daspin provided services collected a small portion of their fees after certain of the investor/operators infused cash into the WMMA Entities, not because the fees were hidden brokerage commissions, but because cash was available from which to make partial payment for the thousands of hours of services rendered. The fact of cash investments did not dictate whether payments were owed, but only when any payments (however small) could be made. No published case law of which we are aware characterizes recruitment fees as an unacceptable, hidden commission subject to SEC enforcement.

D. The Rise and Fall of the WMMA Entities

Although the Staff would fault Mr. Daspin for spearheading a sham business, Mr. Daspin's well-intentioned efforts stacked the deck *in favor of* the success of the WMMA Entities. The executive recruits and staff brought into the WMMA Entities by Mr. Daspin's recruiting efforts should have had the wherewithal, based on their resumes, to build the WMMA Entities into a success. Consider, by way of example only:

1.o Cash Equity Operator Teresa Puccio - COO of Finance - an MBA who was not only ao certified treasury professional but also had more than twenty years of experience ino treasury operations and finance including with AIG Credit Corporation where Ms.o Puccio, among other functions, provided capital structure analysis for a $6 billiono capital portfolio. Ms. Puccio was also a seasoned multi-sport athlete.o

2.o Cash Equity Operator Thomas Sullivan - CFO - an MBA with over 25 years ofo financial, treasury and risk management experience with Fortune 500 companies whoo also had experience with capital raises.o

[8] If Mr. Daspin were intent on looting the WMMA Entities, the consultant fees would not have been structured in such a way as to make them substantially deferred -- meaning that Mr. Daspin would only receive fulsome payment for his thousands of hours of work if the WMMA Entities experienced success. The Daspin family believed so much in the WMMA Entities that Mrs. Daspin herself loaned the company substantial sums on which she never collected any interest whatsoever.

3.o Cash Equity Operator Ara Bederjikian - SVP - a chemical engineering major fromo Columbia University with substantial experience in the financial industry with a solido past focus on liquidity risk. Mr. Bederjikian had in the past served as the assistanto treasurer of a multi-billion dollar Hedge Fund.o

4.o Cash Equity Operator Gregg Lange - SVP Broadcasting and Communications - ao Harvard MBA with nearly thirty years of experience in the broadcast/ entertainment industry with experience in video production and interactive multimedia. Mr. Langeo had previously serviced as the chief of broadcasting and communications at ABCo sports.o

5.o Cash Equity Operator Donald Lockett - CIO - an MBA with nearly thirty years ofo international business experience leading information technology organizations. Mr.o Lockett had in the past served as the CTO of a Fortune 500 corporation.o

6.o Cash Equity Operator Darin Heisterkamp - SVP of Marketing Technology - ano individual with twenty years of international business experience leading commercialo operations, sales and business development in high-tech and communications sectorso in numerous regions worldwide.o

7.o Sweat Equity Operator Joon Lee - SVP and CTO - a work history of providingo substantial technical support at companies such as Citigroup and Merrill Lynch.o

8.o Sweat Equity Operator Michael Nwogugu - SVP Strategic Planning & Corporateo Risk Management - a CPA and certified management accountant with substantialo experience providing development services to start-up and emerging growtho companies.o

9.o Sweat Equity Operator Barry Jarrell, Esq.o- SVP and COO - the founder of a mixed martial arts association based out of Arizona, with substantial industry knowledge and connections.

10.oWilliam McFarlane - initially consultant and later President - a purported expert ino the MMA industry (having signed a $3 million dollar contract with CBS for Kimboo Slice to fight a prominent sports icon), a partner in Bain Capital and Black Rock, ando an individual with substantial contacts who obtained Pepsi and Nestle as advertisingo sponsors for WMMA.o

(See, e.g., July 31, 2011 PPM at pp. 54-58; Jan. 5, 2011 PPM at pp. 56-61; May 2, 2012 PPM at pp. 65-70).

Numerous other experienced individuals signed on with the WMMA Entities as well (see id.), but the foregoing demonstrates that the WMMA Entities had amassed an "A Team" sufficient to propel the WMMA Entities towards positive accomplishments. No one can credibly

dispute that the WMMA Entities were well on their way toward success, having hosted approximately 13 MMA events in the very short tenure of their active operations.

The death knell, however, sounded when the foregoing individuals -- the individuals who operated the WMMA Entities on a daily basis -- quite literally dropped the ball with over expenditures and sloppy planning that left the WMMA Entities without sufficient operating capital to go on. A single event -- the Wounded Warrior Event in El Paso, Texas on March 31, 2012 -- was an economic disaster that brought the WMMA Entities to the brink of bankruptcy.

Specifically, McFarlane and Jarrell, two WMMA officers who claimed extensive industry experience, encouraged WMMA's senior management to sponsor a charitable event in El Paso, Texas, to raise funds for the Wounded Warrior Organization. McFarlane and Jarrell represented that WMMA would be able to host a single elimination event (one in which eight heavyweight fighters would compete), with video streaming generating pay-per-view income from In Demand and Direct TV. (In re Worldwide Mixed Martial Arts Sports, Inc., Case No. 13-35006, Dkt. No. 57 at ¶ 8 (Bankr. D.N.J.) ("N.J. Bankr. Dkt.") attached as Ex. A). McFarlane, on behalf of his consulting company, Novuss Media Consultants, took on the responsibility to create the strategic business plan, production and direction for the Wounded Warrior Event. (EMD 001106-08). McFarlane and the WMMA financial team that he led (i.e., Sullivan, Puccio, and Bederjikian)a projected that this event would generate on the order of $1,150,000 in sales and approximatelya $450,000 in pre-tax profit. (N.J. Bankr. Dkt. No. 57 at ¶ 8). McFarlane represented that the website developer, BlackOps, would complete the WMMA Entities' website in six weeks so thata the companies could utilize the website in conjunction with the Event, along with a marketinga database provided through a contract with the IMC (the "IMC Database"). (EMD 001106-08).a The Wounded Warrior Event was under the control and direction of McFarlane and the casha

equity investor-operators. However, none of their aspirations came to fruition due in large part to their dysfunction and mismanagement.[9]

After WMMA agreed to move forward with the Wounded Warrior Event and after contract commitments were made, McFarlane and Jarrell informed the WMMA team that the Texas Boxing Commission would not permit a single elimination event. Instead, the event had to incorporate a series of different weight classes, rendering the event no different than hundreds of other MMA events held in the United States each year. (N.J. Bankr. Dkt. No. 57 at ¶ 9). While a single elimination event would have comprised some of the foremost fighters in the light heavyweight class, the reconstituted event involved instead a group of middle and/or low ranked fighters. (EMD 007327-32).

In addition, the glowing financial projections from McFarlane and the finance team quickly faded due to the unchecked spending of those who were running the Wounded Warrior Event (i.e., the operators of the WMMA Entities, not Mr. Daspin). By March 25, 2012, just days before the Wounded Warrior Event, budget predictions were for $816,000 in costs resulting in a $282,000 loss. Consumer pay-per-views, originally projected to be on the order of 20,000 purchases, were downgraded by 75 percent to only 5,000 purchases. Pay-per-view sales at bars and restaurants, originally projected to be on the order of 250 purchases, were likewise downgraded 80 percent to 50 purchases. (EMD 009671-73). In the end, the WMMA website was never properly completed. As a result, the WMMA Entities were not able to effectively use their internet marketing resources provided under the IMC contract.

[9] Indeed, McFarlane spent scant little time devoted to the Wounded Warrior Event that he was supposed to lead, instead spending his time producing other documentaries, participating in the Olympic six week trials, and totaling his car and spending two days in the hospital two days prior to the event. (N.J. Bankr. Dkt. No. 57 at ¶ 10(g)).