

Edward DaspinPro See

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Case # 3-16509 SEC VS Daspin

Motion& Declaration to dismiss :The commissioners' inherited from the OBAMA Commissioners' the delegation to the adjls' of defendant cases; it violates this defendants' rights to an independent trier of fact!

THE COMMISSION MUST ELIMINATE DELEGATION OF CASES TO ADJLS.THE DELEGATE BECOMES AN AGENT OF THE COMMISSION ;AT THAT POINT THE ADJL LOSES ITS INDEPENDENCE AND HAS A FIDUCIARY TO THE COMMISSIONERS' AS ITS' AGENT, REPRESENTATIVE A RESPONSIBILITY TO ENFORCE THE GUILT STATED IN THE COMPLAIN' BY FINDING THE ALLEGATIONS IN IT TRUE TO THE EXCLUSION OF THE EXCULPATORY EVIDENCE IN MY CASE,AND TO ENFORCE THE COMPLAINTS' ALLEGATIONS.IF THE COMMISSION ASSIGNS CASES TO THE ADJLS AND USES DUE PROCESS AND A TRUMP ADVOCATE TO DRAMATICALLY REDUCE THE TIME SPENT ON INNOCENCE DEFENDANTS] THE TIME SAVING ASSOCIATED WITH DODD FRANK WITHOUT ITS'USE CAN STILL BE OF GREAT ASSISTANCE TO OUR COUNTRY SAVE THE TIME SOUGHT BYITS DODD FRANK LOBBING AND NO LONGER DESERT DUE PROCESS..

I was not given equal benefits afforded others' under the law; I was not afforded equal rights' in violation of this defendants' right to receive a fair trial. My hearing consisted of a kangaroo court encumbered by judge 'Murrays' personal monetary interests' & which was made impossible for me to receive affair trial as by the trust she accepted as the Commission delegate ;to carry out the complaints' mandate to find my alleged guilt. judge Murray made a bargain to find guilt that was preordained by the former commission with the fraudulent Wells' notice prepared by the division hid the exculpatory evidence and omitted the material facts' that if disclosed, proved the falsity contained therein of the allegations' in the Wells!

Judge Murray had no alternative available to her other than to find guilt to alleviate her monetary interests' exposure and at the same time she could live up to the trust she accepted as the delegate of the commissions' to complete the complaints' finding of guilt by putting her stamp of approval on it by finding the guilt that the complaint alleged as fact.

Judge Murrays' disregard for the stay implicit in the Supreme Courts' order in Lucia VS SEC ;that this defendant had the right to ensure that no adjl that had participated in ,[and /or was its' architect and co-participated should not render a just finding of fact & could not participate and that the defendant had the right to object. I motioned judge Murray to recuse herself to no avail. Had i known what judge Murray knew, that by her becoming a delegate of and for the Commissions' interest for her as their agent to find for the RES in my case, she had no right to "judge " any case as by her agreement to be a delegate and fiduciary to another, she violated the independence that a judge is required to have by our Constitution.

She lied to this defendant to get the very case she had agreed to be the commissions' delegate!!The hearing under her was a fraud she perpetrated on me by her letter TO ME alleging she would be fair and honor all reasonable requests all the while knowing that she had committed to the commissioners' to be their AGENT, REPRESENTATIVE AND FIND THE GUILT THEY ALLEGED IN THE COMPLAINT [such guilt she knew was PREDICATED ON OMMISSIONS' OF MATERIAL FACTS' AND/OR OMMISSIONS OF

EXCULPATORY EVIDENCE THAT I RECITED IN MY ALL THE WHILE SHE KNEW SHE WAS AN AGENT FOR THE COMMISSION

Just as her prior fraud of assigning a non article 2 adjl was a fraud, DEMONSTRATED THAT that lady doesn't know how to play it straight! She perpetrated the fraud by her as she had a position as the delegators' trustee, agent and representative to find the fraud alleged in the complaint initiated by the prior commissioners' .

When Judge Feolak found ,in the pre Lucia vs SEC order, in my favor that id be irreparably harmed if I were forced to testify under the 7 factor test that federal district court judges use to quantify a motion for an adjournment for medical reasons' ,judge Murray immediately interceded ;found it convenient to abuse and use her Judicial administrative powers' to eliminate Judge Feolaks' 'postponement Sine Die and replaced her with her Pesiding judge, Judge Grimes, whose purpose was to dissolve the Postponement sine die in the face of the finding of fact that if forced to testify id be irreparably harmed. He was also a delegate!

Judge Murrays purpose was made clear when she refused to reverse Judge Grimes dissolution order exposing me to imminent harm and injury as Judge Feolaks' finding of fact was in his and Judge Murrays' face! .It then became apparent that judge Murray was a fixer of defendants' guilt before any hearing and that both Judge Murray and Judge Grimes were delegate[s] and took the OIP allegations' in the complaint about me as if fact, which was the overarching reason that Judge Grimes and subsequently Judge Murray found true before any hearing that they believed justified my potential irreparable harm!

What are they doing here? Is this inhouse just a facade for A Paris Island; wherein torture is approved for the greater good , as if I were a Bin Ladden!? I served my country as an officer and tank commander ; yet found guilty of a civil offense without trial, without due process by the commissions' fiduciary!



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There was no demonstration that I had Scienter of any wrong doing as WMMA had substantial compliance by filing with the SEC .I relied on WMMAS' PPM and its' being an exempt security as WMMAs professional's indicated to me. The Law firm[PLA PIPER] ,accounting firm [McGladery] ,insurer [WILLIS and Chartis insurance]who underwrote an exempt security]who found that the securities were exempt or they would never have insured them for\$2million;as the SEC stamped the PPM on oct 10,2011!!with NO audited financials for 2010 knowing that the 506 Reg D requires an audited financial for the prior year [ I did not know this rule and had no Scient;but the SEC knew it and are trying to enforce a rule that they abrogated and waived their rights to in oct 10,2011by remitting the ppms without comment to the company and without an order staying sales of the alleged securities !! cannot beheld to higher standard than the SEC! I had no knowledge that the investor operators' lied that they were accredited when the FBI Interviews' applicants for White House jobs' just sign the oath as the WMMA subscribers did in their respective subscription. No Scient of the alleged exchange act as well. Mr Nwugugus' OIP recantation answers accepts100% responsibility to preparation of the WMMA/MKMA service contract whithout my assistance .He declared he used Chamco as the template and a federal Judge ,Theodor Alpert found me not guilty of any securities fraud in Chamco a RES adjudicata to the exchange acts allegation that i participated in a disguise of the investment banking

fee as if a HR fee.! The fact that no fee up front and/or calculated as a percentage of compensation for sweat equity operators with an override and the same flat fee regardless of compensation doesn't make the HR fees calculated as a percent of compensation an investment banking fee !In any event ,a flat rate fee regardless of compensation was charged the start up as a contractual deal which benefited the WMMA client and MKMA received the fee as my contract with MKMA was a cbi subcontract and I CBI received 90%of the first \$350,000.00 incompensation that MKMA received pursuant to the1/20/11assignment and sale of the service contract. After that date, before any Hr fees associated with the preffered share sale, I had no liability as MKMA had privity, with WMMA, not me.I was not held responsible for an MKMA contract as any compensation CBI received was not geared to the type compensation and or fees just the amount of revenue MKMA charged! SEE the 1/20/11WMMBoard resolution providing its agreement for CBIS' sale to MKMA of the Service agreement. WMMAs' allegations against MKMA was not my privity ;but MKMA. In any event. I received no compensation from WMMA for HR..

Judge Murray and Grimes behavior should have made me shudder, as by their being agents' of the complaints' initiator, i had already been found guilty and that the delegate[s]were trustees for the Commission! Judge Murray made it clear that she should have recused herself because of her own monetary interest in the outcome, as by my being found guilty by her, she made the lawsuit I had informed her and the others' I would file against them moot! In addition her participation in a coverup, that an alleged hearing was not needed as by the issuance of the complaint and the acceptance of the case by the adjl as the delegate my fate was sealed, as the rest was foreplay and of no effect .

The Adjls agreement to be the delegate ,eliminated the adjls' independence and violated my constitutional right to be judge by an independant tryer of fact. In addition the proofs' demonstrate that that the complaint was made based on false alleged facts' contravenedby the evidence the defendants submitted and which Judge Murray disregarded as she wasn't disinterested ;rather she was the representative of the complaints 'initiator; as when the adjl took the case as the commissions' agent the adjl was no longer independent ! The Adjl became a delegate and commissioners' agent PRIOR TO REVIEWING THE COMPLAINT .Thereafter the adjl was held hostage to the complaints'allegations' as the adjl could not add and/or subtract the additional evidence that that additional evidence was not included in the agency, In fact the adjl was no longer needed as she/he had defaulted on the side of the commission whom they represented and by so doing abandoned their independence and abrogated their right to judge independently, the validity of that reason was proven by Judge Murrys not permitting the Wells notice to be used by me and eliminated my statement that the division omitted from the Wells the material facts outlined herin and tht prosecutorial misconduct was carried on by judge Murrys'violation of the independace that she knew this defendant was counting on her providing, in part,thus she perpetrated a fraud on ththis defendant just as the division perpetrated a fraud onthe commissioners they served,

At the stage of alleging that she were a "judge"! when she knew was a commissioners' agent with fiduciary to ensure that the commissioners' complaints' allegations were upheld by herself. As such she veiwed the division as her own arm! Thats' what judge Murray did in this case as she disregarded the facts the defendant submitted that caused the manifest errors of fact[s]; for obvious reasons that being her fiduciary and agency to the commissioners' she represented and that is what caused committing errors that were manifest throughout her findings' that contravened the complaint's allegations' . As the Commissioners' agent she had bartered away from me the independence that i counted on. That's'

the end result of making an adjl an agent of the COMMISSION. This aforementioned process inculcated into Dodd Franks' presumption of guilt made for a Molotove cocktail for this defendant and eliminated any possibility of a just decision. The entire finding by Judge Murray was a manifest error of fact[s]' by her elimination of all the Exculpatory evidence obtained in the hearing by the SEC witness' and in which judge Murray eliminated the facts pled in my prior submissions to her.

The violation of her independence resulted from her and the divisions and her 'secret & omission of her non-independence attributable to the sequence of when the adjl was bought as an agent of the commission which was unfortunatly before any discovery in front of the representative of the Commission that was now the descriptive adjective for the former adjl!! So the witness' the division put up and in their testimony supported the defendants' position; the adjl ignored them time and time again, No justice, just an agent !In fact the the divisions' witness' contravened the commissioners' complaints' 'allegations' time and again and Judge Murray conveniently disregarded those admissions while accepting their negative and biased hearsay as if fact! Then the "Judge" ,In fact at that time the commissioners' delegate was made she disregarded the witness' exculpatory evidence and/ or created aa Scienter of my alleged knowing of wrongdoing which I had no knowledge of. No proof of wrongdoing was ever shown and the SEC witness contravened any wrongdoing other than attemptng to allege i controlled all small land large things in WMMA. SEE the 6/19/12 Dishonest shareholder meeting, pg 17,wherin Puccio advises that she will sign her name first to any allegation any of the other investors fabricated to try to prove that allegation,In PG ,17,L22-L24they agree to **collude** that they petitioned the WMMA Board to fire me and mkma thus disproving their their allegation of control as they admitted the board took the majority of the responsibility of my actions.

Those witness that McGrath was successful in having them contravene their prior testimony like Mr Lux who in2013stated in his deposition that Nwugugu wrote the Lions share of the PPM and that he never saw me type; when asked what role I played in creating the ppms' ;yet 6 years' after that testimony [he must have visited Lourdes ] as in the hearing he was prompted to say "he saw me dictate the ppm to MrYoung when I was in Mr Youngs reception room office![ LUXS office was separated from Youngs by 6 walls,2 cubicles and 2inchs sound proof oak doors with no line of sight or hearing possible unless LUXS was a Superman,,]Or Mr Heisterkamphs Brady described me in his first interveiw as Daspin the consultant and main and Daspin and Puccio and daspin and Burnham; but then 6year after the Brady at the 2019 hearing then alleged in2019 that he only knew me as ed[My real first name] ,Fortunately for me he wrote a Chartis insurance claim that he and locket were defrauded by Puccio and Mcfaralne and not me and i signed for MKMA his employment contract as Edward Michael/Daspin so his story about "ed" which the prosecution hoped would convince a tryer of the fact that i hid my identity !judge Murray at that time was not a judge but an agent of the commission that played judge after she sold herself to the commission as their agent! The falsity of Sullivans' Brady allegation that I hid my felony the 11th hour before he invested was disproven by the following when Mr Youngs hearing in it he disclosed that Mr. Main who invterveiwed Mr Sullivan on Sullivans' first interview right after my interveiw, told Young that he,MAIN, didn't think Sullivan would invest because of eds felony!]that was Sullivans' first interview day. In addition MrYoung testified that every investor knew of my felony prior to investing as Mr/Young was present as the witness and kept the file and on the inside cover of the persons file was an attestation that he heard me inform the candidate at that meeting and in addition the complaint alleges i informed every investor about my felony before they invested.

Mr Lange also testified on my cross that i had informed him of my felony on the first interveiw before he invested therby attesting to my previous submissions that at the first interveiw of any investor candidate I broke the ice by explaining who i was and my back ground as in the" ed and joan "story [starting with my first meeting my wife and then covering my background and the history and my felony was disclosed during that.Mr Lange was a vp abc sports under Howard Coslell and a Harvard MBa with a spotless record and he told the truth as the divisons witness as did Ms Beir the Sec fraud analyst who did not find that i committed any fraud at wmma or she would have stated that contrary to the divisons' ranting and raving in the complaint that I milked millions' from WMMa and made its mission for it be for it to let me milk it. That's the amaturish goobbldegook in the complaint when the reality is uncontested i/mkma/cbi invested over \$3million in capital and only accepted 7.5%of our billings for services rendered pursuant to a contract signed by a majority of wmmas disinterested directors, rather that the combined total compensation of \$240,000.00; i/CBI and MKMA received for 30 months' effort ;that I forgave a one million fee for CBIS' IMC effort .In fact the Brady of MsPuccio admits that .whom MsPuccio stated that MrYoung informed her and Berjedekian at the 2nd interview[45days prior to check signing ],and at the first interview ie; as mrlange testified and 3months before Mr main invested so MrSullivans lie that in brady it was at the 11th hour I disloed my felony before he invested was disproven by Mr youngs contravened testimony that right after my first interveiw with Sullivan mr main was next and after mr main came out MrYoung testified mr main stated he didn't think mr Sullivan would sign up because of eds felony, That was Sullivans first interview not the 11th hour.This is thegarbagethatthe division used to direct attention to a 43 year old 6month incarceration that proves that i was a non recidivism person that learned his lesson,,How many of you can say that you were good for 43years after you committed a small wrongdoing ie; held the trucks we had been double billed for from the creditor that leased the and overcharged my company for for 6months after a bankruptcy judge ordered a trustees to get them back! I and my partners[2 lawyers and a buisnes man, one of two of the lawyers committed suicide from the disgrace .He believed that we weren't regular creditors rather that the leasing companys' stole our money and we had a right to withhold the chattels until we evened off the slate.[Big Deal] to conspiring to withhold the assets of a debtor!! I was young and at 35beleived we were in the right as wepid twice for the same truckss,,In 82years that was myCrime!!'Ill bet each of you did something that today you wouldnt do,We did not steal,we did not harm anyone all we did was stand up form our rights

MrmcGrath wants touse thattoincitetheprior commissioners to beleivei ws arealcriminal.Welliwasntandi didn't evenhve the controlheotherbuisnesman did,butitook itlik amanandthiscaseisindependatof anywrongdoingand thendivisonhad nocase to befin with theyfabricaedoneagainatmeashere wasnoting I did that couldbe considered wrong conduct,iwasntincontrol allthe investorsknewmyback groundand theWmmaboard ran the buisnessandi reported to mrmuad the WMMAbord andMKMa was paid for performanceandi forgave amilliondollars,,MrWolk theimc ownerdiesd somilosthi testimonyandhehadadmitted to mehe wasoffered \$50millionforimc buonebuyerand \$90million bnother,,Hisdatabse was represented as buyers and that gave permission to be contacted by email.it was calculated to WMMA as initially WMMA couldn't raise enough money for a facebook's database which at the time was smaller than IMCS buyers,,I had developed a strategic plan that provided WMMA the right to invest for \$5million into each of the 16 country corporations and the first investor, mr Villaboiss', a Brazulain farm owner who owned a large farm generting soybeans that made \$5million a yearselling to China, signed a contract to invest \$5million for 10%of WMMA the South american continental corporation which WMMA owned 1005%ofwould signotherSouthamericancountrys for the

same \$5million and the minority partner 49/51 but 50/50 split on the cash flow would match the \$5million for the operating cash flow working capital. We had 16 countries to do this with that \$80million plus the \$1million for WMMA forgiven and its sale to WMMA for a million and its sale to Wdi for a million came to \$83million as but one leg of the 4 legs to evaluate the Imc database ; Its resale value internally was the indicies I used and i did not try to inflate the value fo investors as the 8/31/11 WMMA/Wdi consolidated balance sheet prepared by Sullivan and which Mr Luxs. 2-13 deposition stated 8 of the investor/operators and lux all agreed with that value except Nwugugu who was out voted by the Wmma board and 7 others senior officers.,, The board asked MKMA to do it not for investors; but to get the Texas boxing commissions approval to fight on the wounded warrior event, See Mr sullivan's letter to the board asking them to permit him to send it to texas, Unfortunately the division deal with crooks and believes every one is a crook, I don't inflate values for sale as I tell any investor as Mr Burnham's Brady : "there are no guarantees' intended and or implied that this will and or wont occur and whatever is in the ppm is all that you can count on if a statement of fact and not count on if projection.,, The NON Gaap appraisal wasn't not for investment purposes and stated that on its front as page 4 of the ppm states it was stated only audited statements can be relied on for investment purposes so the division omitted all the bespeaks caution language so that you'll think we were trying to hype investors when the facts prove different. or you think I disclosed my felony at the 11th hour! McGrath knew the falsity of what he wanted the prior commissioners' to believe! of what relevance is a 4 decade old 6 month felony! if crime was committed today! it was only a red herring to divert the commissioners don't let him do that to you, he is unimportant and a bad man He pretends to much some me thinks he is the real criminal and he is as he defraud men and woman that rely on his lies! He is not your friend and should leave.. that's what's wrong with the system you can't believe the prosecutors and need an advocate outside the Sec so that its independant for your eyes only so you'll eliminate as any innocents' as you can before you harm their reputations as was done with me.. McGrath almost got away with it until I looked up the definition s' of delegate, delegator, agent , representative fiduciary and inten tof representation.,, Your delegation is not constitutional and your predecessors should have explained that.,, you want guilty persons to pay not innocent people that made a mistake 4 decades ago!!!!1

MKMA had done the appraisal and it and that in the Jan 5, 2012 ppm MKMA shows as company having conflicts of interest as a creditor and shareholder of WMMA and that no investor should rely on the appraisal as **it's a non Gaap compliation of a combined WMMA/Wdi balance sheet** done not for investors; but for the Texas boxing commission as Sullivan's board of directors email states and ask for their permission, Once it was distributed WMM had a fiduciary to put in its future PPMs as it was a public disclosure and WMM received the Texas boxing commissions approval to fight! so the division's allegation was knowingly false as their allegation that there was no disclaimer about the potential that the Imc database might not work look at the Jan 5, 2012 ppm's risk section and it states that the WMMA can be irreparably harmed if the Imc database doesn't work within the to be created WMM website.,, It also states that there is no website and WMM chose a cable event for 3/31/12 not because WMM was deserting the internet but because as Lockett's Bradt states McFarlane kept him away from black ops who didn't want to finish the website until McFarlane tried to raid the common shares of WMM with his new con enterprise!, These are the cooks the McGrath enterprise was trying to shield and use my felony as the red herring.. McGrath should be toasted he is a bad man so is O'Connell a bad man. as they participated with McFarlane to try to leverage me with the SEC's alleged attention.,, its shameful the hook McFarlane and Katherine Richter show powerful they were to get the division to spend \$2million of our

dollars on a no asset case! Dont let oconell kid you my wifes filed seperate tax returns for 50years and herassets were inheritance and she owned inheritance and plus the sale of some land and buildings, orover a million and another\$500,000.00!,The sec spent\$2million on this no asset case !,The government doesn't need these blowhards. as they had Mitt Romeny to thank for getting into the SEC in the in first place and he tried to harm our President ,I hope he and they get what they deserve.,,For the SEc to accept this normal business loss by incompetent investor/operstors asMsBeirtestified the Budget for the event ws \$450,000.00andtheylost \$1millionprovestht they wasted their ow invetment as it took WMMa16months to use the first million and 3months to lose the rest on its first event and they wanted to use cable not me as iwanted internet as the ppm discloses It seems they try to reverse myi ntentions as if the investors their and visa versa.its own investors and fabricate a wrongdoing having no truth to It;just an old 4decade old felon who beleivd in the missionand strategic plan is a crime on the prior commission,Had they looked at the networth they subpeoned the bank statements of all targets they knew there was no value to any litigation,,This was the divisons' aiding mcfarle by use of our governments funds and mcgraths sick sick attempt to use Puccio to raid wmma as his agent in the DishonestShaeholdersmeeing so that the investors would develop by fabricating alleged control so that he could allege a claim for thePPm not disclosing my role as if i was a defacto ceo,All that crap was McGrath .Puccio and MacFarlens histrionics and had no valaidity,they just wanted to make a case to help macfarlne steel WMMa on the cheep"see mr Lockets"own words alleging he would slam a door by threatenig suit unless I soldWmma to macfarlane newco and the federal government in the form of mcgrath playing superman was organizing interference into the wmma business on the investors behalf as if I were guilty of the allegations he and they conjured up that's an illegal use by thisagency of interfering with my buisness efforts as by then i was the major owne rofWMMAh!.!He had no right using our c-government to coerce me and to dismantle the investor group to join forces wit hmcfarlane.the cheep in the glosery of the dishonest shareholder meeting!!Sick Sicj Sick! Judge Gambreddeal found the investor operators were not credible; but i,with my felony intact was and the judge was aware of me the wmma company as did her trustee.They are unclean.etc The division lied the prior commissioners'; not one allegation they alluded to is true,,I wasn't the moster mcgrath painted me of being as i had never met this humanoid whom tried to take over the wmma company as if he were a judge,Jury and when he was a nothing trying to fabricate a case as if he were some protector of the investors that lost their own money by creating abudget off by 220%that Ms Beir,theSEC fraud anaylist testified at the hearing,,She didnt say i raped WMMa and or mikked it and or managed it. Onely that the invstor finance team.,Puccio,SullivanandBerjedekian,2weeks pior to the event budget was a fraud[ on those interested of WMMa that Macfarlane Jeryll and craig defrauded as the investor team didn't attend the first event to do an internal audit!!] almost all my capital wasn't paid because of their fraud. Unless it succeeded My wife loaned\$500,0000.00 to it and didnt get \$13,000.00of her loan back plus no interest asMs Beir reported she lost\$13,000.00.MsBeir couldn't in good faith give a report that there was a raid on its assets by me as it wasn't true,,so the division lied their way into a complaint and judgeMurray, as your representative did what she does best, she made a finding that has not one error as all her alleged facts are manifest errors of fact ,,!This lawsuit was a travesty created by 3hardup lawyers that knew that when they lied to the commission for a federal judge and didn't disclose the noncompliance of the adjls,and ommitted the material facts' that if they got the commision to initiate a frausulent complaint it based on elimination of material facts they would win as the judge was your commisions' agent, representative and fiduciary..Its up to you appointed by our President to clean it up and spare no one that deceeived you,,McGrath is a crook, he lied about me his witness didn't holdup on cross and I

couldn't hear most of the proceeding; I lost all my material witness, I was too ill to defend myself over Judge Feolaks finding of fact

Judge Murray was an evil lady who did not care that I could die when she upheld the GRIMES dissolution of my postponement..YOU did right by selecting judge Feolak,She is a great judge;but do not compromise her AND OR YOURSELVES She cannot be your delegate nor should the adjis under her,,The only exception is Judge GRIMES he should get what he deserves,,Clean it up if enforcement of the McGrath Oconell syndrome they cooked up a crime that didn't exist except MacFarlanes Newco enterprise; that McGrath joined by use of his 3<sup>rd</sup> proxy, MsPuccio and their whistleblower was a know liar, that they didn't inform the commissioners about in their wells notice.

Mr McGrath doesn't care how many innocent people he destroys' as long as he gets credit for the destruction.The man should not work for our country, his very presence is insulting to our President and his side kick Mr OConnell is not far off the mark.

Mr Heisterkamp, who back dated his subscription contract so it would match the date of his investment as after his first visit when he flew home to Michigan he found a matrimonial judges' stay order over his pension. He asked Mr Burnham, who when Mr Burnham left WMMA he admitted to me to permit him to wire his investment that day and back date the subscription contract the day before the stay order[ to do his wife and kids' out of their right to 50% of the equity] Mr Heisterkamp's statement on direct was that Mr Burnham asked him to back date the contract to the day of his wire so that Burnham's record keeping would all have identical and matching dates what a load of BS!,,Again a ridiculous lie as most of the time the contracts were signed different days than the investments and usually before the investment so that the investor was secured he/she had a job. As in Mr Lockett's case when his wire arrived 10 days' after he started working for WMMA .

Once again judge Murray used selective hearing and or vision as she would accept as true any evidence that met the complaints' allegations despite the fact that that investor lied in their respective subscription agreement that they were accredited [Puccio, Heisterkamp, Lockett] or lied by perjury of themselves in the WMMA chapter 11 as had Mr. Main, Sullivan Berjedekian and MacFarlane ],What we had in WMMA, exclusive of Mr Lange, was liars' for investors and Judge Murray failed to disregard their testimony. If it suited her representation of the commission, rather than her discard their testimony that was perjured and or a fraud on the federal bankruptcy judge in the chapter 11. Mr Heisterkamp's testimony was false and self serving, although he was compelled to admit he lied under the oath in his subscription agreement, in the rest of his testimony he continued on lying about Mr Burnham allegedly asking him to back date his employment subscription contract to before the stay order, and he admitted he lied that he was accredited in his subscription contract[ie no credibility] See my Wells a reply Section 7 about the disingenuous investor operators; witness.

The complaints' allegations' which didn't include the exculpatory evidence and excluded the omissions' of the material facts that the defendant found after the complaints' initiation. Judge Murray knew I knew that she had no need to go thru the motions; as if a judge. as she was the commissions' agent and had a fiduciary to find the complaint allegations' true before any witness contravention of the allegations' in the complaint.. as my guilt was assured by the prior commissioners'



initiation of the complaint and based on the allegations' that the division concocted to conceal the facts demonstrating my innocence.

As a citizen I must object to the fraudulent inducement and the game that congress invented to give the commissioners' a clear path to find guilt ,while avoiding due process and while giving the division the first right to select the jurisdiction knowing that if they selected inhouse they couldn't lose if they got past the commissions investigation of the Wells notice. The division excluded the relevant information that was exculpatory ,the Wells didn't tell the commissioners' that their own fraud analyst, MrBeir investigation of the wmma financials demonstrated that instead of my milking wmma out of millions that MKMA and i capitalized WMMA with over \$3million ;that instead of my being in control of WMMA, MrLuxs deposition in 2013 stated the WMMA board resolutions controlled WMMA and instead of my being a defacto ceo MrLux admitted he was the acting ceo and that i was only a consultant, that I did not vote on the board and that if asked to attend a board meeting [5 out of 37] I did not voice over the directors; instead of my alleged being the WMMA ppm author Mr Nwugugus chartis claim accepted the 100% responsibility as its author See it para[s]5&6 that instead of my being responsible for selling investors' the investors were admitted to be selected by MrMain and LUX exclusively and they admitted that they both had combined control of who to select and let invest in WMMA not me! Mr.Main and Lux admitted they and they alone made the final decision as to whose investment they would accept and that Mr.Luxs deposition accepted that he and mains affirmative vote on the WMMA board of directors' of WMMA controlled WMMA as they were the majority disinterested directors and by law that's the control so that they disproved the divisions' allegations that i was a defacto ceo!.; that instead of receiving an investment banking fee MkMAAs' contract, written by WMMA's sr VP corporate compliance prepared the wmma.Mkma service contract and that he, Mr Nwuggugu, used the chamco service contract as its template and that i never participated in and or disguised as an HR fee an investment banking fee!, In fact the RES of the Wells notice was filled with fraudulent allegations that the commissioners were not informed about including that the investors either lied in their subscription contract that they were accredited and/or in the chapter 11 declarations they submitted to the federal judge they failed to inform the commissioners that judge Gambredella trustee who was her agent and representative hand selected by the court stated on the record that i committed no wrongdoing as the declarers alleged [MAIN, Sullivan Brjedekian] and proving that i had no scient in the 2014 transcript of the hearing, I

In fact not one allegation in the wells notice wasn't contravened by the documents WMMA submitted in 2012 to the subpoena, the Lux 2013 deposition, the Nwugugus chartis claim and in the craig federal court complaint alleging fraud by me and WMMA, when the federal judge dismissed his complaint with prejudice nor did the division alert the commissioners that their Whistleblower was an outright liar that she under oath lied she was accredited and that she lied that she knew WMMA was a Ponzi scheme in DEC 2011 as in march 2012 she invested \$500,000.00. in WMMA. I cannot think of any allegations in the wells notice that the division had that was true and or not contravened by the evidence discussed herein. BY judge Gambredella and her trustess finding that I had no knowledge of wrongdoing or did any wrongdoing as they found I committed no wrong doing which means no knowledge of wrongdoing as if a person has knowledge and doesn't report it he is guilty of aiding and abetting. they didn't inform the commissioners that their own Sullivan and Main witness lied that the finance team was not kept from the books and checkbook records by Mr Agoatini at my alleged request as the 1/5/-1/11/12 incumbancys and the 4wmma entities board resolutions' gave Sullivan co check signing control over all wmma.wusa/WDI/WMMAh bank accounts and my shedule 1, Mr Agotinis 12/14/15 SEC exhibits'

demonstrated that the finance team investors [Puccio Beejdelian and Sullivan] made 27 financial reports to the WMMa board from the time they became employees; No one kept them from the check books and records and the emails from Puccio, Sullivan Main and Macfarlane informed us in 2/2012 that they did not intend until 2013 to provide the accounting firm McGladery to permit an audit for 2011, because Ms Puccio informed us that the books and records were not yet controlled and therefore the accounting firm would give WMMa a bad mark and not audit until the financial controls were instituted as alleged i.

Judge Murray's finding as fact was a manifest error as she disregarded the aforementioned evidence which was contravened by the facts submitted to her. As the commission's agent and as she accepted as a delegate she had no alternative; but to defend guilt to the exclusion of the evidence. She was not independent had a serious conflict of interest as she had a monetary interest in the outcome and a guilty finding would eliminate her financial exposure to the lawsuit indicated I intended to file against her and the division members who participated in the fraudulent allegations about me.

There is no room in our country for a trier of fact to be an agent for the complaints' initiator i.e. the Commission. It took me 5 years to arrive at this fact so that I'm sure it escaped the current commissioners' By Dodd Frank the commissioner must hear each case in house and or delegate the hearing to an adjl. that delegation when accepted by the adjl violates the defendant's constitutional rights to receive an independent judge that does not have any conflicts of interest, As a delegate that adjl has a fiduciary to the commission and must as its agent take every step possible to effectuate the complaints disposition in favor of the very commissioners that initiated it in the first place. There is absolutely no way that that adjl can be considered independent and as a matter of fact the adjl's fiduciary is to the commission, regardless of being appointed under the article 2 appointments clause. The U.S. Supreme court did not have this objection before it in Lucia and had it known that the adjl had to accept the role of being a delegate to the Commission that initiated the complaint they would not have ordered that the adjl properly article 2 appointed should be able to and hear the case provided they had no prior experience with adjudicating the pre Lucia hearing,

I have been harmed and stole by fraud and deception a million litigation fund that the adjls, Grimes and Murray officiated when they were not article 2 appointed and when they were delegates! They stole my litigation fund by fraudulent inducement and deception just as they stole my 10,000 hours of my billable time at \$350,00 an hour. Then in addition the courts finding demonstrated a manifest error of facts as Judge Murray circumvented the exculpatory evidence I referred to and as in the hearing witness admissions, Even Mr Sullivan and Investor operator CFO for WMMa stated in his Brady that "Mr Daspin tried to do the right thing" That's not science not the trustee's finding that I committed no wrongdoing while I was at WMMa. No knowledge equated [is to No Scient], The facts contained in Nwugus admissions that he and he alone created the WMMa/MKMA service contract using Chamco service contract as the template and admitting they were almost identical in his OIP answers to His recantation of his alleged Brady debriefing proved that I didn't disguise any investment banking fee as an HR fee yet the division accused me of tampering with the contract to disguise and investment banking fee! I never ever heard of the exchange act until this complaint so I would have no knowledge of any wrongdoing in any event See my Wells reply sections 5 and 6 that contravenes the 2 Sec allegations of wrongdoing!

I offer my advice to you for what it's worth. You have a mandate to enforce the constitution's violators from violating it and to charge against them any damages they knowingly perpetrated against our

citizens and country..You can permit the adjls to be regular judges and disregard use of DoddFrank until its either rehabilitated to be consistent with the rest of the constitutional amendments or eliminated This way you would permit the adjls to presume the innocence of defendants and the enforcement divisions' feet would be held to the fire to only make true allegations and to demonstrate that all the exculpatory .The time frames can be condensed by use of the TRUMP advocate to offset the divisions myopic view point as they manufactured wrongdoing knowing the secret that took me 5 years to figure out. In essence congress wanted to give you absolute power to find guilt whether it was there or not merely by the adjls' use of finding scienter and disregarding the evidence that contravened the allegation of facts that weren't facts but rather disclosed the manifest errors of fact. Judge Murray thinks that you will uphold her finding, I do not believe you will as you did not initiate the complaint against me . you inherited it, but were innocent of the Inhouse violations' as i was. That being the case DODD FRANK compounds' the error and this makes defendants' that are innocent justifiably mad, destroys the reputation of innocent persons' as the complaint makes a guilty finding up front which is not the truth but the public doesn't know that. Now we all know the truth !That truth invalidates DoddFranks assumption that you can delegate your duty to an adjl !, Please for the good of our country stop the current delegation to adjls.Start fresh and eliminate elimination of dueProcess Judge Feolak will bless you for doing the right thing,,President Trump would want you to clean it up and as a part of my plea I ask that you consider this and also consider the 5 years that has been taken away from joan and my life.

I ask that you award me a whistleblower compensation as my analysis has aided this commission to cut the losses from Wrongful convictions by adjls that were not independent,If you stop delegation and just assign cases to adjls using due process that has aided you to cure the losses attributable to the wrongful delegation and restart the SEC inhouse the right correct constitutional way with the adjls presumption of innocence and stop use of DoddFrank until it is repealed and not use it at all,You don't need that crutch,.I want to help but only you can bite the bullet,,Right now its apparent that the truth was.Let the Presumption of innocence rule in every court in our nation as its the right thing and gives us the mantle of innocence until a person is found guilty by a judge that is independent and or a jury! And youll be doing what the USSupreme court would order you to do just as they rose to the occasion in Lucia,,or try it on your own,You cant legally delegate it as doing so bonds the fiduciary of the adjl to!

My only chance at this stage is this commission as its leader is our President who i believe will not tolerate any watering down of our constitutional rights under his watch he will not permit the adjls under him to fix cases by their participation as the commissioners delegate; its agent; its representative; its fiduciary and because of the position of trust this judge would call red green and black white as she agreed to be a delegate to the commission and she made her findings before any witness were locked in offering me no justice and just a crooked hand as her delegation position was a predicate act to hearing the case as if she were an independent judge I was not tried by an independent judge; I was tried by a judge fixed to make findings based on her agreement to be the agent for the commission as its delegate:

BEFORE SHE ASSIGNED THE CASE TO HERSELF,,THE AUDACITY TO DEFRAUD US WITH A NON ARTICLE 2 ADJL AND THEN AFTER SHE WAS ARTICLE 2 COMPLIANT TO DO IT AGAIN BY ALLGING SHE WAS INDEPENDENT !!IT WAS NOT UNTIL I READ THE PROCESS AND HER CAPTIONS' AS A DELEGATE AND THEN SOUGHT THE DEFINITIONS OF AGENT AND FIDUCIARY AND TRUSTEE UNTIL HER ACT TO HIDE AS AN ADJL BECAME TRANSLUCENT!!ITSSHAMEFULL

„I was fraudulently induced a 2nd time to appear before her,, This Commission was setup by the democratic congress with Dodd Frank,, That's how the democrats play! Not straight so compared to them Putin looks honest. ,I have been made to look like a crook, my character demeaned when all I did was create a strategic business plan for an emerging sport and took the same risk as the other investors,. ,It is clear that the current make up of our Supreme court will find against it as its existence is a mar on the purity of our founders' other constitutional ammendment. There is no place for a commission to circumvent the constitutions guarantees that its citizens' constitutional rights can be abrogated by a prosecutions divisions' selection of inhouse juristicition which we now know is so structured as to defraud the very citizens that are to be protected. There is no protection not under the delegate and the fact that was already found by the commission before any hearing and with complete disregard for the human rights' that we are supposed to receive; a defendant is guaranteed in our Constitution had been made a face inhouse... There is no room for this violation nor is there room for a judge to fix itself by accepting being the commissioners delegate.

I was not tried by an impartial judge and the fraudulent inducement judge Murray participated in condoning by her assignment of non article 2 complaint adjls just made the process of wrongdoing compounded by a factor of 10 Now she has participated in avoiding justice, by collusion with the commission by becoming the commissions delegate and ' a trustee of the complaints' allegations that im guilty before she even hears me as she was a trustee of the complaints' allegations' prior to my utterance of one word!

I ask my case be dismissed that judge Murrays violations of my rights be sanctioned that i receive a whistleblower fee for bringing out the violation and the cure possibly being that inhouse no longer eliminates due process, that the Commissioners mandate an Advocate!

PRESIDENT DONALD j TRUMP ADVOCATE BE INSTITUTED THAT IT BE PROVIDED OPEN ACCESS TO ALL THE DIVISIONS' INFORMATION, TO ALL EXCULPATORY EVIDENCE NOT CONTAINED IN THEIR WELLS NOTICE AND THAT THE DIVISION PROVIDE ALL OMISSIONS OF MATERIAL FACTS; THAT THEY LEFT OUT OF THEIR WELLS NOTICE AND THAT THE DIVISION LEADER ON EACH PROPOSED WELLS NOTICE BE SUBJECT TO AN IN CAMERA TESTIMONY WITH THE POTENTIAL DEFENDANTS LAW FIRM SUBJECT TO ' THE SAME DISCLOSURE AND THAT THE COMMISSION THEN WEIGH THE EVIDENCE PRODUCED BY THE PARTIES TO MAKE A FINDING FOR EITHER A NO BILL, A SETTLEMENT FOR NO A NO SCENTER APPEARING TO BE PRESENT OR SET FOR A TRIAL WITH THE PRESUMPTION OF INNOCENCE USING AND UNDER THE RULE OF LAW. WE CAN NOT BASTARDISE THE CONSTITUTIONS' INTENT AND WE MUST PRESUME THE INNOCENCE OF EACH AND EVERY DEFENDANT UNTIL PROVEN GUILTY BY A JURY AND/OR JUDGE!

Judge Murray did not want the complaint to be dismissed as to do so would be a violation of her fiduciary to enforce the allegations'' contained therein as the commissioners' agent' which the division purposely left out from the Wells had it been included the Commissioners would have issued a no BILL!,

Respectfully

E M Daspin Pro See

Certificate of service on 2/28/20 I swear that i served the below person[s] by email and a request that Ms. Shields distribute it to Mr. Field for the commissioners' AND TO Judge FEOLAK AS HER INPUT TO THE COMMISSIONERS' IS VITAL AS SHE IS KNOWN TO FOLLOW THE LAW REGARDLESS OF BEING A DELEGATE,

Signed by E M Daspin

EDWARD M DASPIN PRO SEE

MR FIELDS 3COPIES FOR THE COMMISSIONERS

Ms. shields 1 copy for Judge Feolak

MrMcGrath,Mr.Shapanka esq,emailand agostini email