Edward Michael Daspin

August 1, 2023

Case 3-16509

RE Final supplemental declaration
and additional orders for reconsideration

Dear Ms. Countryman, esq:

I enclose my final supplemental reconsideration motion orders and declaration. I previously sent you one motion for reconsideration with a declaration and Order #1 and #2, Then I sent you a supplemental reconsideration motion and declaration with Order #3, #4, and #5. Now I am sending you this final supplemental reconsideration motion and declaration with Orders #6 and #7 attached.

As previously discussed, I do not want you to file any of the 3 reconsideration motions, orders, or declarations until August 16, 2023 if the Commissioners do not at their option sign either Order #1 and Order #2 or Order #3 with payment to me overnight by August 16, 2023.

I want you to file all three declarations and all 7 orders and my 3 motions for reconsideration on August 16, 2023 if neither Order #1 and #2 or Order #3 are not signed by August 15, 2023 and if the funds associated with Order #2 of $5 million or Order #3 of $8.5 million are not overnighted to me on August 16, 2023. As a result, if Order #1 and Order #2 or Order #3 is not signed by August 15, 2023 you are requested to file in my case all 3 declarations and their respective orders and motions as contained in the declarations and orders so that they are a matter of record so that I can appeal to the Fifth Circuit Court of Washington, DC for the various violations of my litigants rights and for the violations by the 2 SEC Enterprise Members that committed more than 2 p

However, if the Commissioners want to file it in my record now as of the date I am sending to you and the prior motions for reconsideration that is my intention. I am only permitting them to withhold the filing of it until August 15, 2023, otherwise on the 16th if they don't sign either Orders #1 and #2 or Order #3, you must file each of my reconsideration motions and orders and declarations on the day that I sent it to you. I am just giving the Commissioners a consideration to reconsider, but not wave my right to file my motions in a timely fashion.

Respectfully,

Edward M. Daspin

pro se

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AUG 08 2023
OFFICE OF THE SECRETARY

Edward M. Daspin Case 3-16509 August 1, 2023

Final supplemental declaration in support of the reconsideration motion and in support of the attached order #6 requesting that this commission inform Congress of the changes required in the inhouse process to make that process Constitutionally compliant.

In addition, order #7 requests that this for this Commission pay me the compensation contained in Order #2, (as in a moment of weakness I previously gave up the compensation.).

Dear Ms. Countryman:

I declare under the laws of the United States the following declaration statements made by me are true to the best of my memory and knowledge. I know if I willfully represent that I am subject to punishment.

As the record demonstrates I have been the victim of Civil Rico violations including, but not limited to, conspiracy by two SEC enterprises and their respective members to falsify concoct disingenuous wrongdoing allegations against me and support them through a series of predicate acts which the enterprise members initiated including [redacted]

The list of 42 persons in the order dismissing of June 2, 2023 confirms the fact that the inhouse [redacted]

[redacted].

In my case even a non-lawyer with an IQ of 100 could see that any Commission panel would only need to spend four weeks to review the key documents which incontrovertibly proved that I was not and could not be a control person. Despite that fact and because I believe that since Judge Brenda Murray informed this Commission in her October 16, 2019 initial decision that she believed I would not stop pursuing those SEC enterprise members that I alleged violated my rights, it is apparent that this Commission's panel on my case chose to obstruct my justice and

stretch the adjudication and dismissal of my case for 3 ¾ years destroying my right to file under the statute of limitation to file a Civil Rico case including Judge Brenda Murray.

This Commission cannot hide behind the Jarsky and Cochran Supreme Court findings which in my case were right on point as I was denied a jury and as the Commission used legislative powers by selecting either Federal District Court or inhouse jurisdiction. No one had to wait for the Cochran finding and that fact that is being used en mass an order covering 40 defendants demonstrates that the inhouse system does not work and must be changed as the Commission could not even give each defendant the adequate each deserved to enable this Commission to also order what is contained in my order #1: neither Mr. Daspin nor Mr. Agostini committed any of the wrong acts alleged in the Wells Notice and OIP Complaint.

My appeal before this Commission included Exhibit C, the "plan". That plan was amended by the requests that I made in each of my declarations in support of my motion(s) for reconsideration and the supplemental motion and this final motion.

I have described vividly to you that the SEC inhouse rules violate the defendant's Constitutional rights; or better said enhance the prosecutions rights to win cases against innocent defendants. I remember when former SEC Chairman, Chairman ███, disclosed on TV during a 2015 interview, that he and the other Commissioners were very surprised when Congress granted the SEC's wish list; giving the prosecution "a slight edge". In fact, Commissioner ███ lied when he stated that the SEC inhouse process only slightly slanted and favored the prosecution's side of the dispute. That lie is proven by the facts at that time when he spoke that: the inhouse process eliminated due process, presumed the defendant's guilt, gave the prosecution 2 to 10 times more discovery time by the prosecution withholding its Wells Notice which in my case was for 3 years while my defense lawyers only had 60 days to reply; that none of the inhouse judges were Constitutionally appointed; that the process denied the defendants the right of a jury; that the process made the judges delegates of the very Commissioners who initiated the complaint and wrongdoing allegations in the first place; and by so doing made the judges agents, representatives, and fiduciaries for the Commissioners as the delagators. Yet Chairman ███'s lie that the prosecution had a slight edge has been known as a lie to all Commissioners subsequent to all Commissioners subsequent to Chairman ███ leaving his position. Congress not only overreached but violated the intention of the Constitution granting powers to the three branches of government by covertly circumventing and attempting to usurp the powers of the Article 3 Federal District Judges and the Supreme Court of the United States. From the time Dodd Frank was enacted it took us 8 years to find that none of the inhouse judges were Constitutionally appointed!!! It took us an additional 3 years to find that Congress had assigned its legislative power to the SEC and about the same time to find the inhouse process violated defendants' rights to have a jury trial. The inhouse process contains many more defects and therefore I respectfully request this Commission sign order #6 which advises Congress, the President, and the Chief Justice of the Supreme Court that this Commission intends to clean up the mess, not by implementing separations of divisions, but by changing the inhouse process to

preclude the reprehensible advantage given the prosecution against defendants in inhouse proceedings.

In fact, we have learned that nothing in the inhouse process provides defendants impartial finders of fact. In my case, when I motioned for an adjournment Judge Foelak granted me a postponement sine di. When the prosecution lost my motion for an adjournment and ran out of its appeal time, Judge Murray concocted a scheme by switching judges, violating Judge Foelak's postponement sine di, and with no reason stated for changing judges. She delegated Judge James Grimes, a member of the Murray/Grimes Enterprise, which also includes certain Commissioners, and certain SEC employees referred to as Grimes John Does 1 through 10 and Grimes Jane Does 1 through 10. Then Judge Grimes again violated the postponement protective order by dissolving it and forcing me to testify knowing that such violation might cause my death, and in his dissolution order he forced me to testify in 120 days. That violated Judge Foelak's finding of fact:

> "...if anyone forces Mr. Daspin to testify, he will be irreparably harmed..."

As if those Constitutional violations of my rights were not enough and after I appealed his dissolution order; Judge Murray refused my motion to reverse his order. Both Judge Grimes and on appeal Judge Murray ordered a default judgment against me WHEN I WAS HOSPITALIZED under doctor's written orders. So, it was impossible for me to attend the hearing.

From the very beginning that the SEC filed its Wells Notice the record proves the SEC had no right to sue me because in 2014 in WMMA's Chapter 11 Judge Gambredella found as fact:

> "...Mr. Daspin committed no wrongdoings at WMMA..."

In addition, the record proves that the SEC and its enterprise members knew and instigated their SEC whistleblower, ███████, to suborn the perjury of all the WMMA/WDI investor operators. (See my Wells Reply Exhibit A, the 6/19/2012 dishonest shareholders meeting, Page 17) Wherein ███████ directed all the investors that they should state:

> "...say that Ed controlled all small and large things at WMMA...and I will sign it..."

Far worse was Judge Murray's contempt for and violation of the Supreme Court Justices' Lucia v. SEC order directing that no judge that participated in the first hearing (the Grimes/Murray hearing) could hear the post-Lucia hearing if the defendant objected. I motioned Judge Murray to recuse herself as she initiated and orchestrated the default judgment and she refused to follow the justices' order which I mentioned in my motion. T███████

███████

███████ In fact, my cross examination of Mr.

[REDACTED] clearly demonstrates that I was not a control person when they each testified that:

> "...we jointly control WMMA...and we did not use the opinions of anyone else to hire the investor operators..."

This malconduct not only happened to me, but look at your order dismissing proceedings. It is an admission that 43 of the 150 cases ordered to be reheard by the Supreme Court purposely violated the defendants' Constitutional rights by your administrative law judges collectively finding guilt of defendants that had no control over the alleged wrongdoing allegations and the persons that allegedly committed them. It represents contravened proof that your ALJs conspired with the prosecutors to commit a fraud against an innocent defendant(s) by concocting that those defendants were control persons, just as Judge Grimes and Judge Murray perpetrated against me by those judges co-conspiracy as enterprise members with the prosecution enterprise members who bribed the investor witnesses to lie to obtain an economic benefit against an innocent defendant and with the judges making the final payoff of the bribe, just as in my case.

You have no idea the harm that certain Commissioners participated in with the Murray and Grimes Enterprises and conflicted on innocent defendants. You certainly know now that the pattern of racketeering will continue as well as the predicate acts to fabricate violations of the law as it is obvious that certain divisions contained the enterprise members of the SEC that make ex parte contact with other SEC division Enterprise members outside of the sight and hearing of the defendant and the defendant's representation in each of those 43 cases. You nor I have the power to make a case that will provide innocent defendants justice if the ingredients you use consist in part of arsenic just as Congress cannot use Dodd Frank as the basic ingredient to create inhouse securities law adjudication, so we must start over with new, fresh, and non-poisoning ingredients by eliminating the presumption of guilt, the use of hearsay evidence, by the bluff that by reducing the defendant's discovery time we save the government's litigation money. Every time this Commission initiates a complaint alleging the guilt of a non yet adjudicated defendant, that person is marred for life particularly when as in my case you only dismiss the wrongdoing allegations by finding I was not a control person while at the same time you preserved all the other wrongdoing allegations in the Wells Notice, OIP, and Complaint in order to protect the criminal enterprise prosecutors, the Grimes and Murray judges and the Mary Jo White type Commissioners. When will you end it? My order #6 mandates that you notify all three branches of Government that they should aid you in making a clean, pure, inhouse litigation process and remove all the arsenic as one of its ingredients.

I am not the only one that commands change. Ask Judge [REDACTED] who declared to the Wall Street Journal:

> "...Judge Murray pressured me to made more findings for the prosecution..."

In addition, the inference must be made that by Judge [redacted] refusal to submit an affidavit to the Wall Street Journal to contravene Judge [redacted], by such omission he was admitting he witnessed the Chief Administrative Judge pressuring subordinate judge(s) to fix cases against defendants, otherwise if Judge [redacted] were innocent, he would have submitted an affidavit. When Commissioner [redacted] was forced to take action instead of eliminating Judge Murray from participating as Chief Administrative Judge while still paying her so that she could not fix cases against defendants, she went to her mentor, Senator Elizabeth Warren, and between the two of them and with the Inspector General's participation they figured a way to whitewash Judge [redacted], because the Inspector General and Senator Warren, who at that time was the Senate Judiciary Whip with the SEC, wrongly believed that Judge Brenda Murray's evil reprehensible conduct was justified to catch more criminals than Federal District Judges in SEC litigation despite the fact that record was obtained by sacrificing innocent defendants.

What we have learned is that the inhouse process does not save the Government litigation costs. Look at the costs attendant to curing the Constitutional violations which our Supreme Court disclosed in Lucia v. SEC and in Cochran v. SEC and which the Fifth Circuit disclosed in Jarsky v. SEC. The aforementioned cases demonstrates that the alleged cost reductions arose as a result of denying inhouse defendants their respective Constitutional rights and that had the inhouse process the Federal rules of civil procedure used, rather than the SEC rules, and had my plan been instituted, all the Commissions would not be able to be conned by those disingenuous Wells Notice Allegations because this nation's great standby Federal Judges serving as advocates would provide each Commissioner with a meaningful judicial review of the Wells dispute which would eliminate between 20% to 30% of the complaints that the Commissioners initiate. You had to create orders en masse with respect to the 42 defendants covered in your order dismissing defendants while at the same time you carved out those prosecutors who worked on each of those 42 defendants' cases their respective reprehensible and with malice of forethought wrongdoing allegations that they knew were false in order to protect their respective reputations while at the same time you sacrificed the defendants' reputation. The rules of ethics and the 12 ethical standards have been violated by your predecessors and I come to you in order #6 request that you bite the bullet and that you eliminate the SEC being used as an instrument to permit prosecutors and judges to violate their Constitutional duties. Please sign order #6.

I have explained first hand, using my case as an example, that my lawyers were forced to reply to the Wells notice in 45 to 60 days while the prosecution and their related investigative division staff took up 3 years of discovery to review the 15 to 20,000 pages of documents. The inhouse process made the defense's lack of discovery unfair, unjust, and abusive against defendants' rights to defend themselves and by so doing obstructed the defendant's justice.

I have disclosed to this and 2 other Commissioner groups from 2015 to 2019 that my law firm was permitted to be dismissed by the SEC rules despite the fact that Judge James Grimes had dissolved my protective order and ordered my hearing in 120 days, when both New York and New Jersey state law based upon case law holds in any attorney to finish the case despite the

defendant running out of money if the hearing has been ordered, which in my case was 120 days.

I have explained that there exists a conflict of interest in favor of the prosecution when the inhouse judges are delegates of the very Commissioners that initiated the complaint. Can you believe a judge, who is an agent for the Commissioners, to go against his or her agency and finding no wrongdoing occurred when the complaint the Commissioners initiated had defendants' documents as part of it that proved those allegations of wrongdoing were untrue? Yet those judges ruled in favor of the prosecution, as in my case, and I now ask you to cure the defect by signing order #1.

Our great country escaped Europe and England looking for freedom and not the presumption of guilt. Our Constitution was created to provide those benefits contained therein. Foremost of those benefits was the establishment of the Federal Judiciary system and the Supreme Court of the United States. The Supreme Court interprets the Constitution and by doing so also puts themselves into the minds of the framers to ascertain the framers' intentions and what they would do based upon new events that were not before the framers when they created the Constitution. In that regard, certain members of Congress believe it has the right to eliminate the term of Supreme Court Justices; to add or reduce the number of justices and to provide a system to patrol whether a justice has or has no right to accept gifts from friends as all of our citizens do.

The members of the Supreme Court become greater than themselves when they are appointed to the highest bench. Just like our great Presidents become greater than themselves when our fellow citizens vote them in. The Chief Justice of the United States Supreme Court assures that each and every member of that court conduct themselves in such a manner as the justices collectively believe is required to self-regulate that court and Congress has no right to interfere with those justices.

In fact, Congress circumvented the power of our Supreme Court by granting the SEC its wish list. How dare they provide legislative authority to the SEC Commission by giving them the right of jurisdiction to either inhouse or the Federal District Court!? How dare Congress circumvent a defendant's jury trial right!?

When you read my case, you found out that the day before I was served with the SEC complaint, I filed an OSC for a TRO asking Federal District Judge to order that if the SEC sued me, they do so solely in the Federal District Court. The McGrath Enterprise members aided by Judge omitted the material fact that all of the inhouse judges were Constitutional violators of the appointment clause and that the Constitution voids any judgment made by a Constitutional violator. Your two Enterprises stole my $1 million litigation fund by its Constitutional violation of my rights and by its deceptive practices and the scheme which the legislative branch of Congress aided the SEC to carry out the fraud perpetrated against inhouse defendants. The prosecutors in my case, and showed Judge the Dodd Frank provision providing the first right of jurisdiction, but

those prosecutors failed to tell Judge ███ and my lawyers that nowhere in Dodd Frank grant a Constitutional violator a right to hear my case and to adjudicate my guilt or innocence.

I have explained that the declarations that I have submitted with respect to the criminal and civil violations by the SEC enterprises of my Constitutional rights and the patterns of racketeering demonstrated by the use of the predicate acts such as extortion and coertion as elucidated by ███ in the 6/19/2012 dishonest shareholders' meeting wherein he advised the other WMMA/WDI investors after all of them had joined the McGrath Enterprise members that unless I sold WMMA on the cheap to William McFarlane's Newco Enterprise he would break my head against the wall and at that time I was 75 and he was only 50 and not one of those members told him not to do that. It was at that meeting that they agreed to suborn perjury of each other in the dishonest shareholder meeting transcript in my Wells Reply, Exhibit A. The prosecution saw that transcript. They knew what their enterprise members intended to do to me and they aided and abetted them to take such action and ███ to make a case against an innocent defendant with your Chief Administrative Judge ordering the prosecution to distribute the judgment against me. Your attempt contained in your order dismissing proceedings in June 2, 2023 to separate the different divisions to eliminate incest between the divisions will not work because of the very reason demonstrated by those Commissioners that come into office also changing their respective standards of conduct, but in this case adverse to innocent defendants' interest because you have surrounding you five divisions whose on the surface principles are admirable, but because they are all modivated by finding guilt and slowly over time concoct wrongdoing allegations that they know are borderline or untrue, just to get the Commissioners to initiate a complaint while it wins cases, it crucifies innocent defendants, and at the same time influences an innocent Commissioner to wrongly believe that all of the Wells Notice wrongdoing allegations can't all be untrue. Surprise, Surprise. In my case the Wells accused me of milky $1 million in fees. The financials submitted in 2012 and the SEC's own fraud analyst testified I only received a portion of $240,000 in fees. The Wells Notice alleged I wrote the WMMA PPM projections and exaggerated them to defraud innocent prospective investors, yet the SEC's own witness, ███ testified: "that he and ███ wrote the PPM projections". The Wells Notice alleged that I exaggerated that the 830 million IMC database had an FMV of $82 million to defraud prospective investors despite the fact that the Brady disclosure of IMC's owner, Mr. ███ declared he was offered $90 million for that database before the Wells Notice was submitted. The Wells Notice alleged that I wrote the WMMA PPM despite the fact that in December 2012 ███ submitted his Chartis Insurance claim and in its paragraph 6 he admitted: "I (███ wrote 100% of WMMA's PPM". The Wells Notice alleged that I disguised investment banking fees as human resources fees to circumvent the Exchange Act which required a license for receiving fees for investments, which I did not have, despite the fact that ███ Brady recantation had attached to in ███ OIP answers and in that section alleging I disguised investment banking fees, ███ admitted he wrote every word of that service contract and that I had nothing to do with writing it. Every disingenuous wrongdoing allegation alleged against me by the prosecution was fake and fraudulent just as the testimony of all the WMMA investors, as the SEC admitted 3 had suborned perjury in their respective subscription agreements, while the Federal Bankruptcy

Judge's opinion in my Reply declarations proved the other three investors perjured their declarations in opposition to my dismissal motion and that is when the Federal Judge found:

"Daspin committed no wrongdoing at WMMA."

Congress alleged that one of the reasons for creating Dodd Frank was based upon its belief that the big banks were responsible for the 2008 economic meltdown associated with the subprime debt. In fact, the responsibility for the subprime meltdown was caused by the failure of the SEC and the Feds to anticipate what the events would hold for our country's citizens if the prime rate rose above a certain amount of interest which would cause the default of many home owners. Instead of attacking that potential problem and solving it by adding an insurable risk and by capping the amount of interest rate rise with respect to the subprime mortgages; so that any increase above that cap would be paid off by insurance. They let our citizens holding subprime mortgages go into default and indeed one of the victims was the very big banks that Congress wrongly accused.

In MKMA's five year consulting service contract with WMMA, it caps the fee limits so that any fees in excess of 10% of the incremental equity or pretax profit made in each month a fee was due, the excess fee would be deferred, contingent, non-interest bearing and subordinate to trade debt and WMMA's employee deferred compensation payments. The insurable risk premium would cost would be ½ to 1% for subprime loans, but instead Congress did not care about the consequences associated with not thoroughly examining the ramifications of the subprime stimulus. It seems all they cared about was making the big banks the wrongdoers and using it to justify Dodd Frank!

As in this case, Congress did not anticipate the wrongful purposes some of the SEC employees would utilize by conducting a witch hunt against all defendants that the Dodd Frank wish list, when utilized by the various enterprises of the SEC concocted the guilt of innocent defendants. It is obvious that until you came along the Commissioners did not care about which ones were innocent and the only reason you used your powers in a constructive way was because the Fifth Circuit and Supreme cases, as aforementioned, forced you to confront the criminal and civil pattern of racketeering within you own house. Despite that, and unless you sign the appropriate Orders it is apparent you still want to shelter and protect the criminal and civil SEC employee enterprise members and continue the inhouse system by alleging that you are working on strategic plans that might allegedly solve the problems within. When will you learn that you can't bake a cake with [redacted] as its prime ingredient? I have looked at each of your resumes and I admire them. Now forget each party that each of you are a member of and work as a team to restructure the inhouse process to eliminate hearsay evidence, to eliminate giving the prosecution more discovery time by allowing them to withholding the Wells Notice or to be fair grant the defense an equal amount of time from when the prosecution and the investigative division first got the file. You must assure that your inhouse judges are not delegates of the Commissioners and that the Commissioners have no right on appeal, and most importantly that an independent of government ombudsman and advocates provide the Commissioners whose aim is to provide justice with a meaningful judicial review of the Wells

dispute pre-complaint initiation. It is my plan's process that will save $120 million annually at a minimum assuming there are 400 Wells disputes and $150 million annually assuming 500 Wells disputes AFTER ALL INCREMENTAL SEC COSTS AND AFTER ALL OMBUDSMAN AND ADVOCATE COSTS at the same time will eliminate forcing SEC cases on the Federal District Court unless a defendant files a motion to remove the reference to the Federal District Court to get a jury trial. All appeals from the inhouse adjudication go to the Federal District Court before going to the Circuit Court.

I also enclose Order #7 which requests that this Commission pay me the compensation enclosed in Order #2 as in the heat of wanting to help our country I forgot my promise to my wife Joan that I would collect the payments due under my consulting for the Commission because as a result of the Civil Rico violations and the fraud perpetrated by the McGrath Enterprise aided by Judge [redacted], they defrauded Judge [redacted], and me, to dismiss my TRO and force me into the wrong jurisdiction. I lost 13,000 hours which equals 6 ½ years where my private merchant banking business was demolished as a result of the Civil Rico violations against me. I can prove that my five year average compensation pretax from the beginning of 2007 to the first two months in 2012 was $1.7 million a year. That equals for the 6 ½ years stolen from me $11 million and since the Commissions' Enterprise members through a pattern of with malice of forethought as a result of the civil racketeering and series of predicate acts that are ongoing justify my being paid a total of $33 million. Instead of litigation Order #2 only asks for $5 million.

I had an implied contract with the SEC as the SEC did not tell me not to continue submitting any more portions of my strategic plan after I informed the SEC that I would charge them $350 per hour for any portion(s) or all of the plan if the SEC used it. The Commission at that time encouraged me to continue submitting portions of the confidential plan by not disclosing that they would not live up to the conditions I listed as a prerequisite for disclosing more portions of the plan. I trusted my Government. I trust you as Commissioners. I love my country and that is the reason I became an officer and tank commander in the Army to serve it.

As a result of the aforementioned if Order #1 and Order #2 are signed by 8/15/2023, and remitted to me and my assignee a check for $5 million, then at the option of this Commission, it does not have to file my reconsideration motion and all the other Orders attached thereto, except for Order #1. If however you sign Order #3, then you do not have to sign Order #1 or Order #2 and you do not have to file my reconsideration motions. If for any reason you do not sign the aforementioned orders that pay me either $5 million or $8.5 million, then you must file my reconsideration motions and I respectfully request you sign Order #5 providing the documents I need to appeal and that you sign Order #6 which modifies the inhouse process as disclosed therein and which adds my plan to that process and which insures that the SEC use the Federal Rules of Civil Procedure. I have attached Order #7 which I respectfully request you agree to extend my statute of limitations by 3 ¾ years for the time you obstructed my justice with respect to my claims against the SEC Enterprise members.

I have instructed [redacted] to file all my motions for reconsideration and all orders on the record on 8/16/2023 unless you Commissioners sign the Orders #1 and Order #2 or Order #3 not later than 8/15/2023 so that I can appeal to the Washington DC Circuit.

This Commission cannot continue to come up with plans that perpetuate ad infinitum the utilization of Dodd Frank in its inhouse process unless it modifies the process by utilization of my strategic inhouse litigation plan as amended by all the declarations in support of my reconsideration motion, including this one, in support of my motions for reconsideration and in support of the Orders #I attached. We cannot permit our Supreme Court to waste any more time on attempting to rehabilitate the inhouse process. By the kind nature of the justices, they have not yet acted to outlaw the inhouse process in its entirety. I RETRACT MY GRANTING THIS COMMISSION NOT TO PAY ME FOR MY SERVICES I PREVIOUSLY DISCLOSED. As I am a person of value.

Order #2 pays me for the time I spent (at $350 per hour) and although I have increased the hours that I have spent beyond 13,000 hours attributable to the fact of the filing of a bogus Wells Notice, a bogus OIP, and a bogus Complaint Allegation, I have not increased the number of hours for the services I provided this Commission.

This Commission has certain rules that its members are required to conduct which consist of and are not limited to: pursuant to Section 406 of the Sarbanes-Oxley Act of 2002 the SEC adopted rules requiring annual disclosure of an investment company's code of ethics. In it, the SEC agrees:

> "...they shall not misrepresent facts or engage in illegal, unethical, or anticompetitive practices for personal or professional gain. The seven codes of ethics that you Commissioners agreed to is professional behavior, social respect, fairness of commercial practices. Underlying that is beneficence, nonmaleficence, autonomy and justice and you all agree the 12 ethical principles of honestly, fairness, leadership, integrity, COMPASSION, respect, responsibility, loyalty, law abiding transparency, and environmental concerns..."

It would not be fair or honest, nor would any Commissioner display integrity or compassion to me if it did not Order either #1 and #2 or Order #3.

The prosecutorial misconduct of the McGrath Enterprise members by filing their despicable, disingenuous, reprehensible Wells Notice, suborning the perjury of the investor operators, disregarding the res adjudicata and including in the Wells Notice each and every false wrongdoing allegation about me proven false by the prima face evidence [redacted]

[redacted] after we were together for 60 years and married for 59 of those years. She [redacted]

[redacted] your predecessors showed no compassion when I informed them when Judge Murray and

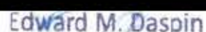
Judge James Grimes had dissolved my protective order risking my life, when I informed them that Judge Murray violated the justice's order in Lucia v. SEC that she not hear the post-Lucia case if she participated in the adjudication of the pre-Lucia hearing. The facts proved that Judge Murray orchestrated my default judgment with Judge Grimes. I motioned her to recuse herself and she refused. I notified this Commission that the SEC whistleblower suborned the perjury of all the other WMMA investor operators on 6/19/2012 in the dishonest shareholders meeting. Attached to my Wells Reply is Exhibit A, page 17, wherein Ms. Puccio stated:

> "...say Ed controlled all things small and large at WMMA...don't say Ed controlled the directors, because he denied that in writing to us...and I will be the first to sign it..."

Nothing was done by the former Commissioners. They violated portions of the 12 ethical standards and this Dodd Frank Act violates each defendant's inhouse Constitutional rights as practiced by the SEC.

I respectfully request you execute Order #1 and Order #2 or Order #3, by 8/15/2023 or if you do not do either one then I respectfully request you sign Order #5 and Order #6 and Order #7 so that I can appeal to the Washington, DC Circuit Court. I understand you may have to receive requisite authority from Congress to either eliminate Dodd Frank or amend it, requisite authority from the President of the United States who appoints the Commissioners since my plan requires that the President and Congress appoint two more inhouse judges, with one being Judge Carol Foelak and the other appointed being her presiding judge, but not Judge Grimes. My plan envisions that seven inhouse administrative law judges that are not appointed by the President be selected by Judge Carol Foelak and at least two Commissioner's interview and those seven judges will be able to provide initial decisions and be able to hand to handle approximately 250 cases a year assuming that the ombudsman and advocate convince the Commissioners to "TO NOBILL OR PRECOMPLAINT SETTLE 80 WELLS DEFENDANTS OUT OF 400 WELLS SUBMISSIONS. This plan will save the SEC $120 million a year after all costs associated with it in addition of the increased number of AJLs and the incremental administrative costs to manage that increase, and after deducting the costs of the ombudsman and advocates costs to provide each Commissioner with a meaningful judicial review by a standby Federal Judge that is willing to serve one year as an advocate with projected income (1099) of between $450,000 and $550,000 for that year. I rely on your honesty, fairness, integrity, and compassion.

Respectfully,



Edward M. Daspin

pro se

ORDER #6 Case 3-16509

Based on the final supplemental declaration of July 31, 2023 and the facts disclosed therein, and based all the declarations in support of the motions for reconsideration and for the additional relief requested in the attached orders this Commission orders that it will advise the Congress of the United States and President in writing with copies to the Chief Justice of the Supreme Court that the current SEC process and Dodd Frank requirements are not compatible with the Constitution and Federal Rules of Civil Procedure.

The Commissioners order that the current inhouse process must provide inhouse defendants with equal discovery. The current process does not provide the defendants inhouse with due process. It is recommended that Congress eliminate Dodd Frank's requirement for the Commission to initiate complaints without due process. The current SEC rules do not protect inhouse defendants, as they permit hearsay evidence and as they extend discovery for the prosecution far beyond that given for the defense.

As a result, this Commission recommends to all three branches of the government that the inhouse process be reconstituted to eliminate the Dodd Frank Act with respect to the inhouse proceedings and to provide the President's support to appoint two new inhouse judges that have the power of Class 3 Constitutional Amendment Judges to enable them to sign off on SEC inhouse seven AJL initial decisions. This Commission respectfully requests that the Chief Justice of the United States Supreme Court permit its providing Circuit Court judges to each quarter provide a list of 2 or 3 standby judges that are either District or Circuit Court Judges to serve as advocates and those advocates for the SEC Commissioners and by so doing provide the Commissioners meaningful judicial review of the Wells Notice and Reply disputes pre-complaint initiation. If the Presiding Judge's list of potential advocates is accepted by the ombudsman administrating the advocates, the ombudsman will administer the payments to the advocates, and payments to 2 law clerks having security knowledge. It is projected that each advocate for one year service will receive on average $475,000 for one year service and each law clerk half that amount. None of those sums will be paid from the Federal District Court and at the option of the Chief Justice the advocates' fees can be paid into the Federal District Court or remain with the advocate. In addition, it is recommended that provided the Chief Justice agrees to request that each Circuit Court Judge recommend 2 magistrates from that Circuit. Those magistrates will be interviewed to potentially fill 1 of 5 administrative law judge positions for the SEC for a 2 to 4 year term. At the completion of the term, if selected, they will return to the Federal District Court and be in line to be appointed a Federal District Judge handling securities matters in addition to other duties. Cooperation between the branches of government is essential as is the separation of power.

Whereon this __________ of August , 2023 this Commission orders the aforementioned order by its execution by the Commissioners:

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Order #7

Based upon the final supplemental declaration of defendant Daspin he alleges that this Commission obstructed his justice by delaying by 3 ¾ years the Commission's adjudication that Mr. Daspin was not a control person. In fact, the prima face evidence submitted by Daspin discloses that Daspin could not have been a control person as such conduct without disclosing control would be a wrongdoing by Mr. Daspin in accordance with the security laws. In addition to the prima face evidence that Mr. Daspin's company, CBI, on 1/22/2011 sold its five year consulting agreement to MKMA and making Mr. Daspin a subcontracting consultant for MKMA's services to WMMA each and every one of the 40 + or – WMMA/WDI employment agreements discloses that Daspin was only an MKMA consultant.

Further, in the WMMA Chapter 11 in 2014 the Federal Bankruptcy Judge Rosemary Gambredella found as fact:

> "...Mr. Daspin committed no wrongdoings at WMMA..."

Based upon the aforementioned this Commission extends Mr. Daspin's statute of limitations against the SEC Enterprise Members by 3 ¾ years to run from June 2, 2023 to September 2, 2026 and/or if such an extension is deemed not valid, and if Mr. Daspin sues those individuals that are and were employees of the SEC the amount of damages Daspin obtains, if any, will be trebled and paid by the SEC. This Order #7 is not in effect if this Commission signs Order #1 and Order #2 or Order #3 by August 15, 2023 remitting payment to Mr. Daspin or his assignee by August 16, 2023. If that occurs this order is void and has no effect.

Whereon this __________ of August, 2023 this Commission orders the aforementioned order by its execution by the Commissioners:

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Certificate of Service:

The President of the United States the Honorable [redacted]
The Chief of staff of the President of the United States