

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA

SECURITIES AND EXCHANGE
COMMISSION,

Plaintiff,

v.

PETER H. POCKLINGTON,
LANTSON E. ELDRED, TERRENCE
J. WALTON, YOLANDA C.
VELAZQUEZ a/k/a LANA
VELAZQUEZ a/k/a LANA PULEO,
VANESSA PULEO, ROBERT A.
VANETTEN, NOVA OCULUS
PARTNERS, LLC, f/k/a THE EYE
MACHINE, LLC, and AMC
HOLDINGS, LLC,

Defendants.

EVA S. POCKLINGTON, DTR
HOLDINGS, LLC, COBRA
CHEMICAL, LLC, and GOLD STAR
RESOURCES, LLC,

Relief Defendants.

Case No. 5:18-cv-00701-FLA (SPx)

**JUDGMENT AS TO DEFENDANT
ROBERT A. VANETTEN**

1 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that, as
2 provided in Federal Rule of Civil Procedure 65(d)(2), the foregoing paragraph also
3 binds the following who receive actual notice of this Judgment by personal service or
4 otherwise: (a) Defendant’s officers, agents, servants, employees, and attorneys; and
5 (b) other persons in active concert or participation with Defendant or with anyone
6 described in (a).

7 **II.**

8 IT IS HEREBY FURTHER ORDERED, ADJUDGED, AND DECREED that
9 Defendant is permanently restrained and enjoined from violating, directly or
10 indirectly, Section 15(a) of the Securities Exchange Act of 1934 (the “Exchange
11 Act”) [15 U.S.C. § 78o(a)] by making use of the mails or any means or
12 instrumentality of interstate commerce to effect any transactions in, or to induce or
13 attempt to induce the purchase or sale of, any security, without being registered as a
14 broker and/or dealer pursuant to Section 15(b) of the Exchange Act [15 U.S.C. §
15 78o(b)] or while Defendants are not associated with an entity registered with the
16 Commission as a broker or dealer.

17 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that, as
18 provided in Federal Rule of Civil Procedure 65(d)(2), the foregoing paragraph also
19 binds the following who receive actual notice of this Judgment by personal service or
20 otherwise: (a) Defendant’s officers, agents, servants, employees, and attorneys; and
21 (b) other persons in active concert or participation with Defendant or with anyone
22 described in (a).

23 **III.**

24 IT IS HEREBY FURTHER ORDERED, ADJUDGED, AND DECREED that
25 Defendant shall pay disgorgement of ill-gotten gains, prejudgment interest thereon,
26 and a civil penalty pursuant to Section 20(d) of the Securities Act [15 U.S.C.
27 § 77t(d)] and Section 21(d)(3) of the Exchange Act [15 U.S.C. § 78u(d)(3)]. The
28 Court shall determine the amounts of the disgorgement and civil penalty upon motion

1 of the Commission. Prejudgment interest shall be calculated from May 1, 2018,
2 based on the rate of interest used by the Internal Revenue Service for the
3 underpayment of federal income tax as set forth in 26 U.S.C. § 6621(a)(2). In
4 connection with the Commission’s motion for disgorgement and/or civil penalties,
5 and at any hearing held on such a motion: (a) Defendant will be precluded from
6 arguing that he did not violate the federal securities laws as alleged in the Complaint;
7 (b) Defendant may not challenge the validity of the Consent or this Judgment; (c)
8 solely for the purposes of such motion, the allegations of the Complaint shall be
9 accepted as and deemed true by the Court; and (d) the Court may determine the issues
10 raised in the motion on the basis of affidavits, declarations, excerpts of sworn
11 deposition or investigative testimony, and documentary evidence, without regard to
12 the standards for summary judgment contained in Rule 56(c) of the Federal Rules of
13 Civil Procedure. In connection with the Commission’s motion for disgorgement
14 and/or civil penalties, the parties may take discovery, including discovery from
15 appropriate non-parties.

16 **IV.**

17 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that, solely for
18 purposes of exceptions to discharge set forth in Section 523 of the Bankruptcy Code,
19 11 U.S.C. §523, the allegations in the complaint are true and admitted by Defendant,
20 and further, any debt for disgorgement, prejudgment interest, civil penalty or other
21 amounts due by Defendant under this Judgment or any other judgment, order, consent
22 order, decree or settlement agreement entered in connection with this proceeding, is a
23 debt for the violation by Defendant of the federal securities laws or any regulation or
24 order issued under such laws, as set forth in Section 523(a)(19) of the Bankruptcy
25 Code, 11 U.S.C. §523(a)(19).

26 ///

27 ///

28 ///

V.

IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that this Court shall retain jurisdiction of this matter for the purposes of enforcing the terms of this Judgment.

Dated: November 4, 2021



FERNANDO L. AENLLE-ROCHA
United States District Judge

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28