

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA
WEST PALM BEACH DIVISION
CASE NO.: 19-cv-80633-ROSENBERG**

SECURITIES AND EXCHANGE COMMISSION,

Plaintiff,

v.

**NATURAL DIAMONDS INVESTMENT CO.,
ET AL.,**

/

**PLAINTIFF'S MOTION FOR TIME TO FILE DISGORGEMENT AND PENALTY
MOTION AS TO DEFENDANT JOSE AMAN
AFTER HIS SENTENCING IN A PARALLEL CRIMINAL MATTER**

Plaintiff Securities and Exchange Commission hereby seeks 60 days from the date Jose Aman is sentenced in a parallel criminal case, to file the Motion for Final Judgment against Aman. In support, the Commission states as follows:

1. Jose Aman has executed a Consent to all relief in this case, leaving only the amounts of disgorgement, prejudgment interest, and the money penalty to be determined by the Court.

2. The Court gave the Commission until October 3, 2020 to file the Motions for entry of Final Judgment against each Defendant. (DE 234).

3. On August 21, 2020, the U.S. Attorney's Office filed an Information against Aman in a parallel criminal case in this District, Case No. 20-cr-80062-RAR.

4. On September 21, 2020, Aman entered a guilty plea and sentencing was set for December 8, 2020.

5. The criminal case against Aman includes conduct at issue in this case. Therefore, it is possible that restitution, if ordered, could overlap with the amount of disgorgement the Commission would otherwise seek in this case. Further, the Court should consider any sentence

imposed in the parallel criminal case when determining the appropriate monetary penalty against Aman in this case.

6. Accordingly, the Commission respectfully requests that we be provided additional time to file the Motion to set the disgorgement, prejudgment interest and civil penalty amounts against Aman and for entry of a Final Judgment against him.

7. Because undersigned must obtain Commission authorization for the penalty amount we seek, and because we would consider any sentence and restitution imposed in the parallel criminal case, we seek 60 days from the date of Aman's sentencing to file our Motion in this case.

8. This motion is not filed for purposes of delay.

Wherefore, the Commission respectfully asks the Court to grant an enlargement of time for 60 days from the date of sentencing for the Commission to file its Motion to Set Disgorgement, Prejudgment Interest, and Civil Penalty Amounts Against Aman, and for Entry of Final Judgment against Aman.

Respectfully submitted,

September 29, 2020

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CERTIFICATE OF CONFERRAL

Undersigned attempted to confer with Mr. Aman by calling him but was unable to reach him. .

Amie Riggle Berlin
Amie Riggle Berlin

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on September 29, 2020, I electronically filed the foregoing document with the Clerk of the Court using CM/ECF. I also certify that the foregoing document is being served this day on all counsel of record via transmission of Notices of Electronic Filing generated by CM/ECF or in some other authorized manner for those counsel or parties who are not authorized to receive electronically Notices of Electronic Filing.

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UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA
WEST PALM BEACH
CASE NO.: 9:19-80633-ROSENBERG/REINHART

SECURITIES AND EXCHANGE COMMISSION,

Plaintiff,

v.

NATURAL DIAMONDS INVESTMENT CO., ET AL.

**ORDER GRANTING PLAINTIFF'S MOTION FOR TIME TO FILE DISGORGEMENT
AND PENALTY MOTION AS TO DEFENDANT JOSE AMAN
AFTER HIS SENTENCING IN A PARALLEL CRIMINAL MATTER**

THIS MATTER came before the Court upon the Plaintiff's Motion for Time to File Disgorgement and Penalty Motion as to Defendant Jose Aman After His Sentencing in a Parallel Criminal Matter, and the Court, after reviewing the Motion and otherwise being duly advised,

IT IS HEREBY ORDERED that the Motion **IS GRANTED**. The Plaintiff shall have 60 days from the date of Aman's sentencing to file its Motion for Disgorgement and Penalty as to Defendant Aman in this case.

DONE AND ORDERED in Chambers in West Palm Beach, Florida, this ___ day of September, 2020.

ROBIN L. ROSENBERG
UNITED STATES DISTRICT JUDGE

Copies to: Counsel of Record