

**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.,**

/

**MOTION FOR ENLARGEMENT OF TIME TO FILE MOTION FOR FINAL
JUDGMENT, SETTING DISGORGEMENT AND PENALTY AMOUNTS
AGAINST DEFENDANT JOSE AMAN**

Plaintiff Securities and Exchange Commission hereby requests an enlargement of time until March 8, 2021 to file a Motion for Final Judgment, Setting Disgorgement and Penalty Amounts against Jose Aman. Aman previously entered a Consent in this case, agreeing to the injunctive relief, disgorgement, prejudgment interest, and a civil money penalty, with the amounts of disgorgement and the penalty to be determined upon the S.E.C.'s Motion.

The Court granted the S.E.C. time until February 8, 2021 to file the Motion so that the S.E.C. could take into consider the result of Aman's trial in the parallel criminal proceeding when seeking the disgorgement and penalty amounts. [D.E. 246]. This is because sentences and restitution are relevant to the civil money penalty and disgorgement sought in this case as, among things, ill-gotten gains cannot be collected twice from a Defendant and a sentence based on the same conduct or violations is considered when determining an appropriate civil money penalty. Aman pleaded guilty in the parallel criminal case, and restitution was ordered in an amount that we have determined would include funds at issue in the disgorgement figure calculated in this case. The Commission requires a brief enlargement of time to obtain

authorization from the Commissioners of the S.E.C. as to the appropriate disgorgement figure and civil penalty to seek in light of the foregoing.

This Motion is not filed for purposes of delay, and there is no prejudice to any party. Aman is the sole remaining defendant, his consent has already obviated the need for trial, and the Motion will resolve all matters in this case.

WHEREFORE, the S.E.C. respectfully requests an enlargement of time until March 8, 2021 to file its Motion for Final Judgment against Jose Aman.

Respectfully submitted,

February 1, 2021

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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 February 1, 2021, 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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Corporate Representative for Natural Diamonds Investment Co. and Eagle Financial Diamond Group Inc. aka Diamante Atelier, Defendants and Court Appointed Receiver for Argyle Coin, LLC

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ProSe

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 ENLARGEMENT OF TIME TO
FILE FINAL JUDGMENT SETTING DISGORGEMENT AND PENALTY AMOUNTS
AGAINST DEFENDANT JOSE AMAN**

THIS MATTER came before the Court upon the Plaintiff's Motion for Enlargement of Time to File Motion for Final Judgment, Setting Disgorgement and Penalty Amounts against Defendant Jose Aman, 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 until March 8, 2021 to file the Motion for Final Judgment Setting Disgorgement and Penalty Amounts Against Defendant Jose Aman.

DONE AND ORDERED in Chambers in West Palm Beach, Florida, this ___ day of February, 2021.

ROBIN L. ROSENBERG
UNITED STATES DISTRICT JUDGE

Copies to: Counsel of Record