

**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 ENTRY OF JUDGMENT OF
PERMANENT INJUNCTION AND OTHER RELIEF
AGAINST CORPORATE DEFENDANTS**

Plaintiff Securities and Exchange Commission moves for entry of a Judgment of Permanent Injunction and Other Relief ("Judgment") against Defendants Natural Diamonds Investment Co., Eagle Financial Diamond Group Inc., and Argyle Coin, LLC. (collectively "Corporate Defendants"). By the attached Consent, the Corporate Defendants have consented to the entry of a Judgment. Accordingly, the Commission requests that the Court enter the attached proposed Judgment.

Respectfully submitted,

February 9, 2021

By: Amie Riggle Berlin
Amie Riggle Berlin
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CERTIFICATE OF SERVICE

I **HEREBY CERTIFY** that on February 9, 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.

Amie Riggle Berlin
Amie Riggle Berlin

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Appointed Monitor

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

Jose Aman
c/o Jean Marquez
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ProSe

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA
CASE NO.: 19-CV-80633-ROSENBERG**

SECURITIES AND EXCHANGE COMMISSION,

Plaintiff,

v.

NATURAL DIAMONDS INVESTMENT CO., et al.,

Defendants

**CONSENT OF CORPORATE DEFENDANTS
TO JUDGMENT OF PERMANENT INJUNCTION AND OTHER RELIEF**

1. Jeffrey Schneider, Esq. solely in his capacity as Court-appointed Receiver for Defendants Natural Diamonds Investment Co., Eagle Financial Diamond Group Inc., and Argyle Coin LLC (collectively “Corporate Defendants”), acknowledges having been served with the summonses and the Complaint in this action, enters a general appearance, and admits the Court’s jurisdiction over the Corporate Defendants and over the subject matter of this action.

2. Without admitting or denying the allegations of the Complaint (except as to personal and subject matter jurisdiction, which the Corporate Defendants admit), the Corporate Defendants hereby consent to the entry of the Judgment of Permanent Injunction and Other Relief Against the Corporate Defendants (“Judgment”) in the form attached hereto and incorporated by reference herein, which among other things permanently restrains and enjoins the Corporate Defendants from violations of Sections 5(a), 5(c), 17(a)(1) and 17(a)(3) of the Securities Act of 1933 (“Securities Act”), 15 U.S.C. §§ 77e(a), 77e(c), 77q(a), and 77q(c); and Section 10(b) and Rules 10b-5(a) and (c) of the Securities Exchange Act of 1934 (“Exchange Act”), 15 U.S.C. § 78j(b), C.F.R. § 240.10-5(a), and C.F.R. § 240.10-5(c).

3. The Corporate Defendants agree to disgorgement and the imposition of civil penalties, and further agree that, upon motion of the Commission, the Court shall determine the amount of disgorgement of ill-gotten gains and prejudgment interest against the Corporate Defendants, and the amount of a civil penalty against the Corporate Defendants pursuant to Section 20(d) of the Securities Act, 15 U.S.C. § 77t(d), and Section 21(d) of the Exchange Act, 15 U.S.C. § 78u(d). The Corporate Defendants further understand that, if disgorgement of any amount is ordered, they shall pay prejudgment interest on disgorgement, calculated from no later than January 25, 2021, based on the rate of interest used by the Internal Revenue Service for the underpayment of federal income tax as set forth in 26 U.S.C. § 6621(a)(2). The Corporate Defendants further agree that in connection with the Commission's motion for an amount of disgorgement and civil penalties, and at any hearing held on such a motion: (a) the Corporate Defendants will be precluded from arguing the Corporate Defendants did not violate the federal securities laws as alleged in the Complaint; (b) the Corporate Defendants may not challenge the validity of this Consent or the Judgment, nor the Commission's entitlement to disgorgement and civil penalties; (c) solely for the purposes of such motion, the allegations of the Complaint shall be accepted as and deemed true by the Court; and (d) the Court may determine the issues raised in the motion on the basis of affidavits, declarations, excerpts of sworn deposition or investigative testimony, and documentary evidence, without regard to the standards for summary judgment contained in Rule 56(c) of the Federal Rules of Civil Procedure. In connection with the Commission's motion for an amount of disgorgement and civil penalties, the parties may take discovery, including discovery from appropriate non-parties.

4. The Corporate Defendants waive the entry of findings of fact and conclusions of law pursuant to Rule 52 of the Federal Rules of Civil Procedure.

5. The Corporate Defendants waive the right, if any, to a jury trial and to appeal from the entry of the Judgment.

6. The Corporate Defendants enter into this Consent voluntarily and represent that no threats, offers, promises, or inducements of any kind have been made by the Commission or any member, officer, employee, agent, or representative of the Commission to the Corporate Defendants or to anyone acting on their behalf, to induce them to enter into this Consent.

7. The Corporate Defendants agree this Consent shall be incorporated into the Judgment with the same force and effect as if fully set forth therein.

8. The Corporate Defendants will not oppose enforcement of the Judgment on the ground, if any exists, that it fails to comply with Rule 65(d) of the Federal Rules of Civil Procedure, and hereby waive any objection based thereon.

9. The Corporate Defendants waive service of the Judgment and agree that entry of the Judgment by the Court and filing with the Clerk of the Court will constitute notice to them of its terms and conditions.

10. Consistent with 17 C.F.R. 202.5(f), this Consent resolves only the claims asserted against the Corporate Defendants in this civil proceeding. The Corporate Defendants acknowledge no promise or representation has been made by the Commission or any member, officer, employee, agent, or representative of the Commission with regard to any criminal liability that may have arisen or may arise from the facts underlying this action or immunity from any such criminal liability. The Corporate Defendants waive any claim of Double Jeopardy based upon the settlement of this proceeding, including imposition of any remedy or civil penalty herein. The Corporate Defendants further acknowledge the Court's entry of a permanent injunction may have collateral consequences under federal or state law and the rules and regulations of self-regulatory

organizations, licensing boards, and other regulatory organizations. Such collateral consequences include, but are not limited to, a statutory disqualification with respect to membership or participation in, or association with a member of, a self-regulatory organization. This statutory disqualification has consequences that are separate from any sanction imposed in an administrative proceeding. In addition, in any disciplinary proceeding before the Commission based on the entry of the injunction in this action, the Corporate Defendants understand they shall not be permitted to contest the factual allegations of the Complaint in this action.

11. The Corporate Defendants understand and agree to comply with the terms of 17 C.F.R. § 202.5(e), which provides in part that it is the Commission's policy "not to permit a defendant or respondent to consent to a judgment or order that imposes a sanction while denying the allegations in the complaint or order for proceedings," and "a refusal to admit the allegations is equivalent to a denial, unless the defendant or respondent states that he neither admits nor denies the allegations." As part of the Corporate Defendants' agreement to comply with the terms of Section 202.5(e), the Corporate Defendants: (a) will not take any action or make or permit to be made any public statement denying, directly or indirectly, any allegation in the Complaint or creating the impression that the Complaint is without factual basis; (b) will not make or permit to be made any public statement to the effect that the Corporate Defendants do not admit the allegations of the Complaint, or that this Consent contains no admission of the allegations, without also stating they do not deny the allegations; and (c) upon filing of this Consent, the Corporate Defendants hereby withdraw any papers filed in this action to the extent they deny any allegation in the Complaint. If the Corporate Defendants breach this agreement, the Commission may petition the Court to vacate the Judgment and restore this action to its active docket. Nothing in this paragraph affects the Corporate Defendants': (i) testimonial obligations; or (ii) the right to

take legal or factual positions in litigation or other legal proceedings in which the Commission is not a party.

12. The Corporate Defendants hereby waive any rights under the Equal Access to Justice Act, the Small Business Regulatory Enforcement Fairness Act of 1996, or any other provision of law to seek from the United States, or any agency, or any official of the United States acting in his or her official capacity, directly or indirectly, reimbursement of attorneys' fees or other fees, expenses, or costs expended by the Corporate Defendants to defend against this action. For these purposes, the Corporate Defendants agree they are not the prevailing party in this action since the parties have reached a good faith settlement.

13. The Corporate Defendants agree the Commission may present the Judgment to the Court for signature and entry without further notice.

14. The Corporate Defendants and agree the Court shall retain jurisdiction over them and over this matter for the purpose of enforcing the terms of the Judgment.

I, Jeffrey Schneider, Esq. solely in my capacity as Court-appointed Receiver for the Corporate Defendants, hereby consent to the Court's Entry of Judgment of Permanent Injunction and Other Relief.

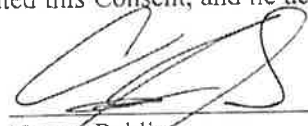
Dated January 25, 2021


By: Jeffrey Schneider, Esq. Receiver

STATE OF FLORIDA)
COUNTY OF MIAMI DADE)

On this 25th day of January, 2021, before me personally appeared Jeffrey Schneider, Esq. who is personally known to me or _____ produced a driver's license bearing his name and photograph as identification, and who executed this Consent, and he acknowledged to me that he executed the same.




Notary Public
Commission Expires:

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA
CASE NO.: 19-CV-80633-ROSENBERG**

SECURITIES AND EXCHANGE COMMISSION,

Plaintiff,

v.

NATURAL DIAMONDS INVESTMENT CO., et al.,

Defendants

**JUDGMENT OF PERMANENT INJUNCTION AND OTHER RELIEF
AGAINST THE CORPORATE DEFENDANTS**

THIS MATTER is before the Court upon the Motion by Plaintiff Securities and Exchange Commission for a Judgment of Permanent Injunction and Other Relief (“Judgment”) against Defendants Natural Diamonds Investment Co., Eagle Financial Diamond Group Inc., and Argyle Coin LLC (collectively “Corporate Defendants”). By the Consent of the Corporate Defendants to Judgment of Permanent Injunction and Other Relief (“Consent”) annexed hereto, without admitting or denying the allegations of the Complaint (except that the Corporate Defendants admit the jurisdiction of this Court over them and over the subject matter of this action), the Corporate Defendants have entered a general appearance, agreed to entry of this Judgment, waived findings of fact and conclusions of law, and waived any right to appeal from this Judgment. The Court finds that good cause exists for entry of the Judgment. Accordingly,

I.

PERMANENT INJUNCTION

A. **Section 17(a)(1) of the Securities Act**

IT IS ORDERED AND ADJUDGED that, Defendants Natural Diamonds Investment Co., Eagle Financial Diamond Group Inc., and Argyle Coin LLC are permanently restrained and enjoined from violating Section 17(a)(1) of the Securities Act of 1933 (the “Securities Act”), 15 U.S.C. § 77q(a)(1), in the offer or sale of any security by the use of any means or instruments of transportation or communication in interstate commerce or by use of the mails, directly or indirectly: to employ any device, scheme, or artifice to defraud, by, directly or indirectly (i) creating a false appearance or otherwise deceiving any person, or (ii) disseminating false or misleading documents, materials, or information or making, either orally or in writing, any false or misleading statement in any communication with any investor or prospective investor, about: (A) any investment in securities; (B) the prospects for success of any product or company; (C) the use of investor funds; (D) the safety of any securities investment; (E) the use of investor funds or investment proceeds; (F) Orders issued against the Corporate Defendants by State or Federal Enforcement Agencies; (G) the financial status of the Corporate Defendants; or (H) the management of the Corporate Defendants.

IT IS FURTHER ORDERED AND ADJUDGED that, as provided in Federal Rule of Civil Procedure 65(d)(2), the foregoing paragraph also binds the following who receive actual notice of this Judgment by personal service or otherwise: (a) any of the Natural Diamonds Investment Co., Eagle Financial Diamond Group Inc., and/or Argyle Coin LLC officers, directors, agents, servants, employees, and attorneys; and (b) other persons in active concert or

participation Defendants Natural Diamonds Investment Co., Eagle Financial Diamond Group Inc., and/or Argyle Coin LLC.

B. Section 17(a)(3) of the Securities Act

IT IS FURTHER ORDERED AND ADJUDGED that, the Corporate Defendants are permanently restrained and enjoined from violating Section 17(a)(3) of the Securities Act, 15 U.S.C. § 77q(a)(3), in the offer or sale of any security by the use of any means or instruments of transportation or communication in interstate commerce or by use of the mails, directly or indirectly: to engage in any transaction, practice, or course of business which operates or would operate as a fraud or deceit upon the purchaser, by, directly or indirectly (i) creating a false appearance or otherwise deceiving any person, or (ii) disseminating false or misleading documents, materials, or information or making, either orally or in writing, any false or misleading statement in any communication with any investor or prospective investor, about:

(A) any investment in securities; (B) the prospects for success of any product or company; (C) the use of investor funds; (D) the safety of any securities investment; (E) the use of investor funds or investment proceeds; (F) Orders issued against the Corporate Defendants by State or Federal Enforcement Agencies; (G) the financial status of the Corporate Defendants; or (H) the management of the Corporate Defendants.

IT IS FURTHER ORDERED AND ADJUDGED that, as provided in Federal Rule of Civil Procedure 65(d)(2), the foregoing paragraph also binds the following who receive actual notice of this Judgment by personal service or otherwise: (a) any of the Corporate Defendants' officers, directors, agents, servants, employees, and attorneys; and (b) other persons in active concert or participation with the Corporate Defendants.

C. **Section 10(b) and Rule 10b-5(a) of the Exchange Act**

IT IS FURTHER ORDERED AND ADJUDGED that, Defendants Natural Diamonds Investment Co., Eagle Financial Diamond Group Inc., and Argyle Coin LLC, and their respective directors, officers, agents, servants, employees, attorneys, representatives and those persons in active concert or participation with them, and each of them, are hereby restrained and enjoined from violating Section 10(b) and Rule 10b-5(a) of the Securities Exchange Act of 1934 (“Exchange Act”), 15 U.S.C. § 78j(b) and 17 C.F.R. § 240.10b- 5(a), by using any means or instrumentality of interstate commerce, or of the mails, or of any facility of any national securities exchange, in connection with the purchase or sale of any security, to employ any device, scheme, or artifice to defraud, by, directly or indirectly (i) creating a false appearance or otherwise deceiving any person, or (ii) disseminating false or misleading documents, materials, or information or making, either orally or in writing, any false or misleading statement in any communication with any investor or prospective investor, about: (A) any investment in securities; (B) the prospects for success of any product or company; (C) the use of investor funds; (D) the safety of any securities investment; (E) the use of investor funds or investment proceeds; (F) Orders issued against the Corporate Defendants by State or Federal Enforcement Agencies; (G) the financial status of the Corporate Defendants; or (H) the management of the Corporate Defendants.

IT IS FURTHER ORDERED AND ADJUDGED that, as provided in Federal Rule of Civil Procedure 65(d)(2), the foregoing paragraph also binds the following who receive actual notice of this Judgment by personal service or otherwise: (a) any of the Natural Diamonds Investment Co., Eagle Financial Diamond Group Inc., and/or Argyle Coin LLC officers, directors, agents, servants, employees, and attorneys; and (b) other persons in active concert or

participation with Defendants Natural Diamonds Investment Co., Eagle Financial Diamond Group Inc., and Argyle Coin LLC.

D. Section 10(b) and Ruleb-5(c) of the Exchange Act

IT IS FURTHER ORDERED AND ADJUDGED that, Defendants Natural Diamonds Investment Co., Eagle Financial Diamond Group Inc., and Argyle Coin LLC and their respective directors, officers, agents, servants, employees, attorneys, representatives and those persons in active concert or participation with them, and each of them, are hereby restrained and enjoined from violating Section 10(b) of the Exchange Act 15 U.S.C. § 78j(b) and Exchange Act Rule 10b-5(c) 17 C.F.R. § 240.10b-5(c), by using any means or instrumentality of interstate commerce, or of the mails, or of any facility of any national securities exchange, in connection with the purchase or sale of any security, to employ any device, scheme, or artifice to defraud, by, directly or indirectly (i) creating a false appearance or otherwise deceiving any person, or (ii) disseminating false or misleading documents, materials, or information or making, either orally or in writing, any false or misleading statement in any communication with any investor or prospective investor, about: (A) any investment in securities; the prospects for success of any product or company; (C) the use of investor funds; (D) the safety of any securities investment; (E) the use of investor funds or investment proceeds; (F) Orders issued against the Corporate Defendants by State or Federal Enforcement Agencies; (G) the financial status of the Corporate Defendants; or (H) the management of the Corporate Defendants.

IT IS FURTHER ORDERED AND ADJUDGED that, as provided in Federal Rule of Civil Procedure 65(d)(2), the foregoing paragraph also binds the following who receive actual notice of this Judgment by personal service or otherwise: (a) any of the Natural Diamonds Investment Co., Eagle Financial Diamond Group Inc., and Argyle Coin LLC officers, directors,

agents, servants, employees, and attorneys; and (b) other persons in active concert or participation with Defendants Natural Diamonds Investment Co., Eagle Financial Diamond Group Inc., and Argyle Coin LLC.

E. Sections 5(a) and 5(c) of the Securities Act

IT IS FURTHER ORDERED AND ADJUDGED that, the Corporate Defendants and their respective directors, officers, agents, servants, employees, attorneys, representatives and those persons in active concert or participation with them, and each of them, are hereby enjoined from violating Section Sections 5(a) and 5(c) of the Securities Act [15 U.S.C. § 77e] by, directly or indirectly, in the absence of any applicable exemption:

- (a) Unless a registration statement is in effect as to a security, making use of any means or instruments of transportation or communication in interstate commerce or of the mails to sell such security through the use or medium of any prospectus or otherwise;
- (b) Unless a registration statement is in effect as to a security, carrying or causing to be carried through the mails or in interstate commerce, by any means or instruments of transportation, any such security for the purpose of sale or for delivery after sale; or
- (c) Making use of any means or instruments of transportation or communication in interstate commerce or of the mails to offer to sell or offer to buy through the use or medium of any prospectus or otherwise any security, unless a registration statement has been filed with the Commission as to such security, or while the registration statement is the subject of a refusal order or stop order or (prior to the effective date of the registration statement) any public proceeding or

examination under Section 8 of the Securities Act [15 U.S.C. § 77h].

IT IS FURTHER ORDERED AND ADJUDGED that, as provided in Federal Rule of Civil Procedure 65(d)(2), the foregoing paragraph also binds the following who receive actual notice of this Judgment by personal service or otherwise: (a) any of the Corporate Defendants' officers, directors, agents, servants, employees, and attorneys; and (b) other persons in active concert or participation with the Corporate Defendants.

II.

DISGORGEMENT AND CIVIL PENALTY

IT IS FURTHER ORDERED AND ADJUDGED that disgorgement of ill-gotten gains, including prejudgment interest, by and the imposition of civil penalties against the Corporate Defendants is appropriate. However, the Court defers ruling on the amount of any such disgorgement, prejudgment interest, and civil penalties until and unless a motion of the Commission is filed that requests that the Court determine the amount of disgorgement of ill-gotten gains and any prejudgment interest on such disgorgement against the Corporate Defendants, and the amount of a civil penalty against the Corporate Defendants pursuant to Section 20(d) of the Securities Act, 15 U.S.C. § 77t(d), and Section 21(d) of the Exchange Act, 15 U.S.C. § 78u(d), and, if so, the amount(s) of the disgorgement and civil penalties. If disgorgement of an amount certain is ordered, the Corporate Defendants shall pay prejudgment interest on disgorgement, calculated from December __, 2020, based on the rate of interest used by the Internal Revenue Service for the underpayment of federal income tax as set forth in 26 U.S.C. § 6621(a)(2). In connection with the Commission's motion for determination of the amount of disgorgement and civil penalties, and at any hearing held on such a motion: (i) the Corporate Defendants will be precluded from arguing the Corporate Defendants did not violate the federal securities laws as

alleged in the Complaint; (ii) the Corporate Defendants may not challenge the validity of the Consent or this Judgment, nor the Commission's entitlement to disgorgement and civil penalties; (iii) solely for the purposes of such motion, the allegations of the Complaint shall be accepted as and deemed true by the Court; and (iv) the Court may determine the issues raised in the motion on the basis of affidavits, declarations, excerpts of sworn deposition or investigative testimony, and documentary evidence, without regard to the standards for summary judgment contained in Rule 56(c) of the Federal Rules of Civil Procedure. In connection with the Commission's motion for determination of the amount of disgorgement and civil penalties, the parties may take discovery, including discovery from appropriate non-parties.

III.

INCORPORATION OF CONSENT

IT IS FURTHER ORDERED AND ADJUDGED that the Consent filed herewith is incorporated herein with the same force and effect as if fully set forth herein, and the Corporate Defendants shall comply with all of the undertakings and agreements set forth therein.

IV.

RETENTION OF JURISDICTION

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

V.

RULE 54(b) CERTIFICATION

There being no just reason for delay, pursuant to Rule 54(b) of the Federal Rules of Civil Procedure, the Clerk is ordered to enter this Judgment forthwith and without further notice.

DONE and ORDERED in Chambers at West Palm Beach, Palm Beach County, Florida
on this ____ day of _____, 2020.

ROBIN L. ROSENBERG
UNITED STATES DISTRICT JUDGE

Copies to:

Counsel and Parties of Record

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA
CASE NO.: 19-CV-80633-ROSENBERG**

SECURITIES AND EXCHANGE COMMISSION,

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NATURAL DIAMONDS INVESTMENT CO., et al.,

Defendants

**JUDGMENT OF PERMANENT INJUNCTION AND OTHER RELIEF
AGAINST THE CORPORATE DEFENDANTS**

THIS MATTER is before the Court upon the Motion by Plaintiff Securities and Exchange Commission for a Judgment of Permanent Injunction and Other Relief (“Judgment”) against Defendants Natural Diamonds Investment Co., Eagle Financial Diamond Group Inc., and Argyle Coin LLC (collectively “Corporate Defendants”). By the Consent of the Corporate Defendants to Judgment of Permanent Injunction and Other Relief (“Consent”) annexed hereto, without admitting or denying the allegations of the Complaint (except that the Corporate Defendants admit the jurisdiction of this Court over them and over the subject matter of this action), the Corporate Defendants have entered a general appearance, agreed to entry of this Judgment, waived findings of fact and conclusions of law, and waived any right to appeal from this Judgment. The Court finds that good cause exists for entry of the Judgment. Accordingly,

I.

PERMANENT INJUNCTION

A. **Section 17(a)(1) of the Securities Act**

IT IS ORDERED AND ADJUDGED that, Defendants Natural Diamonds Investment Co., Eagle Financial Diamond Group Inc., and Argyle Coin LLC are permanently restrained and enjoined from violating Section 17(a)(1) of the Securities Act of 1933 (the “Securities Act”), 15 U.S.C. § 77q(a)(1), in the offer or sale of any security by the use of any means or instruments of transportation or communication in interstate commerce or by use of the mails, directly or indirectly: to employ any device, scheme, or artifice to defraud, by, directly or indirectly (i) creating a false appearance or otherwise deceiving any person, or (ii) disseminating false or misleading documents, materials, or information or making, either orally or in writing, any false or misleading statement in any communication with any investor or prospective investor, about: (A) any investment in securities; (B) the prospects for success of any product or company; (C) the use of investor funds; (D) the safety of any securities investment; (E) the use of investor funds or investment proceeds; (F) Orders issued against the Corporate Defendants by State or Federal Enforcement Agencies; (G) the financial status of the Corporate Defendants; or (H) the management of the Corporate Defendants.

IT IS FURTHER ORDERED AND ADJUDGED that, as provided in Federal Rule of Civil Procedure 65(d)(2), the foregoing paragraph also binds the following who receive actual notice of this Judgment by personal service or otherwise: (a) any of the Natural Diamonds Investment Co., Eagle Financial Diamond Group Inc., and/or Argyle Coin LLC officers, directors, agents, servants, employees, and attorneys; and (b) other persons in active concert or

participation Defendants Natural Diamonds Investment Co., Eagle Financial Diamond Group Inc., and/or Argyle Coin LLC.

B. Section 17(a)(3) of the Securities Act

IT IS FURTHER ORDERED AND ADJUDGED that, the Corporate Defendants are permanently restrained and enjoined from violating Section 17(a)(3) of the Securities Act, 15 U.S.C. § 77q(a)(3), in the offer or sale of any security by the use of any means or instruments of transportation or communication in interstate commerce or by use of the mails, directly or indirectly: to engage in any transaction, practice, or course of business which operates or would operate as a fraud or deceit upon the purchaser, by, directly or indirectly (i) creating a false appearance or otherwise deceiving any person, or (ii) disseminating false or misleading documents, materials, or information or making, either orally or in writing, any false or misleading statement in any communication with any investor or prospective investor, about:

(A) any investment in securities; (B) the prospects for success of any product or company; (C) the use of investor funds; (D) the safety of any securities investment; (E) the use of investor funds or investment proceeds; (F) Orders issued against the Corporate Defendants by State or Federal Enforcement Agencies; (G) the financial status of the Corporate Defendants; or (H) the management of the Corporate Defendants.

IT IS FURTHER ORDERED AND ADJUDGED that, as provided in Federal Rule of Civil Procedure 65(d)(2), the foregoing paragraph also binds the following who receive actual notice of this Judgment by personal service or otherwise: (a) any of the Corporate Defendants' officers, directors, agents, servants, employees, and attorneys; and (b) other persons in active concert or participation with the Corporate Defendants.

C. **Section 10(b) and Rule 10b-5(a) of the Exchange Act**

IT IS FURTHER ORDERED AND ADJUDGED that, Defendants Natural Diamonds Investment Co., Eagle Financial Diamond Group Inc., and Argyle Coin LLC, and their respective directors, officers, agents, servants, employees, attorneys, representatives and those persons in active concert or participation with them, and each of them, are hereby restrained and enjoined from violating Section 10(b) and Rule 10b-5(a) of the Securities Exchange Act of 1934 (“Exchange Act”), 15 U.S.C. § 78j(b) and 17 C.F.R. § 240.10b- 5(a), by using any means or instrumentality of interstate commerce, or of the mails, or of any facility of any national securities exchange, in connection with the purchase or sale of any security, to employ any device, scheme, or artifice to defraud, by, directly or indirectly (i) creating a false appearance or otherwise deceiving any person, or (ii) disseminating false or misleading documents, materials, or information or making, either orally or in writing, any false or misleading statement in any communication with any investor or prospective investor, about: (A) any investment in securities; (B) the prospects for success of any product or company; (C) the use of investor funds; (D) the safety of any securities investment; (E) the use of investor funds or investment proceeds; (F) Orders issued against the Corporate Defendants by State or Federal Enforcement Agencies; (G) the financial status of the Corporate Defendants; or (H) the management of the Corporate Defendants.

IT IS FURTHER ORDERED AND ADJUDGED that, as provided in Federal Rule of Civil Procedure 65(d)(2), the foregoing paragraph also binds the following who receive actual notice of this Judgment by personal service or otherwise: (a) any of the Natural Diamonds Investment Co., Eagle Financial Diamond Group Inc., and/or Argyle Coin LLC officers, directors, agents, servants, employees, and attorneys; and (b) other persons in active concert or

participation with Defendants Natural Diamonds Investment Co., Eagle Financial Diamond Group Inc., and Argyle Coin LLC.

D. Section 10(b) and Ruleb-5(c) of the Exchange Act

IT IS FURTHER ORDERED AND ADJUDGED that, Defendants Natural Diamonds Investment Co., Eagle Financial Diamond Group Inc., and Argyle Coin LLC and their respective directors, officers, agents, servants, employees, attorneys, representatives and those persons in active concert or participation with them, and each of them, are hereby restrained and enjoined from violating Section 10(b) of the Exchange Act 15 U.S.C. § 78j(b) and Exchange Act Rule 10b-5(c) 17 C.F.R. § 240.10b-5(c), by using any means or instrumentality of interstate commerce, or of the mails, or of any facility of any national securities exchange, in connection with the purchase or sale of any security, to employ any device, scheme, or artifice to defraud, by, directly or indirectly (i) creating a false appearance or otherwise deceiving any person, or (ii) disseminating false or misleading documents, materials, or information or making, either orally or in writing, any false or misleading statement in any communication with any investor or prospective investor, about: (A) any investment in securities; the prospects for success of any product or company; (C) the use of investor funds; (D) the safety of any securities investment; (E) the use of investor funds or investment proceeds; (F) Orders issued against the Corporate Defendants by State or Federal Enforcement Agencies; (G) the financial status of the Corporate Defendants; or (H) the management of the Corporate Defendants.

IT IS FURTHER ORDERED AND ADJUDGED that, as provided in Federal Rule of Civil Procedure 65(d)(2), the foregoing paragraph also binds the following who receive actual notice of this Judgment by personal service or otherwise: (a) any of the Natural Diamonds Investment Co., Eagle Financial Diamond Group Inc., and Argyle Coin LLC officers, directors,

agents, servants, employees, and attorneys; and (b) other persons in active concert or participation with Defendants Natural Diamonds Investment Co., Eagle Financial Diamond Group Inc., and Argyle Coin LLC.

E. Sections 5(a) and 5(c) of the Securities Act

IT IS FURTHER ORDERED AND ADJUDGED that, the Corporate Defendants and their respective directors, officers, agents, servants, employees, attorneys, representatives and those persons in active concert or participation with them, and each of them, are hereby enjoined from violating Section Sections 5(a) and 5(c) of the Securities Act [15 U.S.C. § 77e] by, directly or indirectly, in the absence of any applicable exemption:

- (a) Unless a registration statement is in effect as to a security, making use of any means or instruments of transportation or communication in interstate commerce or of the mails to sell such security through the use or medium of any prospectus or otherwise;
- (b) Unless a registration statement is in effect as to a security, carrying or causing to be carried through the mails or in interstate commerce, by any means or instruments of transportation, any such security for the purpose of sale or for delivery after sale; or
- (c) Making use of any means or instruments of transportation or communication in interstate commerce or of the mails to offer to sell or offer to buy through the use or medium of any prospectus or otherwise any security, unless a registration statement has been filed with the Commission as to such security, or while the registration statement is the subject of a refusal order or stop order or (prior to the effective date of the registration statement) any public proceeding or

examination under Section 8 of the Securities Act [15 U.S.C. § 77h].

IT IS FURTHER ORDERED AND ADJUDGED that, as provided in Federal Rule of Civil Procedure 65(d)(2), the foregoing paragraph also binds the following who receive actual notice of this Judgment by personal service or otherwise: (a) any of the Corporate Defendants' officers, directors, agents, servants, employees, and attorneys; and (b) other persons in active concert or participation with the Corporate Defendants.

II.

DISGORGEMENT AND CIVIL PENALTY

IT IS FURTHER ORDERED AND ADJUDGED that disgorgement of ill-gotten gains, including prejudgment interest, by and the imposition of civil penalties against the Corporate Defendants is appropriate. However, the Court defers ruling on the amount of any such disgorgement, prejudgment interest, and civil penalties until and unless a motion of the Commission is filed that requests that the Court determine the amount of disgorgement of ill-gotten gains and any prejudgment interest on such disgorgement against the Corporate Defendants, and the amount of a civil penalty against the Corporate Defendants pursuant to Section 20(d) of the Securities Act, 15 U.S.C. § 77t(d), and Section 21(d) of the Exchange Act, 15 U.S.C. § 78u(d), and, if so, the amount(s) of the disgorgement and civil penalties. If disgorgement of an amount certain is ordered, the Corporate Defendants shall pay prejudgment interest on disgorgement, calculated from December __, 2020, based on the rate of interest used by the Internal Revenue Service for the underpayment of federal income tax as set forth in 26 U.S.C. § 6621(a)(2). In connection with the Commission's motion for determination of the amount of disgorgement and civil penalties, and at any hearing held on such a motion: (i) the Corporate Defendants will be precluded from arguing the Corporate Defendants did not violate the federal securities laws as

alleged in the Complaint; (ii) the Corporate Defendants may not challenge the validity of the Consent or this Judgment, nor the Commission's entitlement to disgorgement and civil penalties; (iii) solely for the purposes of such motion, the allegations of the Complaint shall be accepted as and deemed true by the Court; and (iv) the Court may determine the issues raised in the motion on the basis of affidavits, declarations, excerpts of sworn deposition or investigative testimony, and documentary evidence, without regard to the standards for summary judgment contained in Rule 56(c) of the Federal Rules of Civil Procedure. In connection with the Commission's motion for determination of the amount of disgorgement and civil penalties, the parties may take discovery, including discovery from appropriate non-parties.

III.

INCORPORATION OF CONSENT

IT IS FURTHER ORDERED AND ADJUDGED that the Consent filed herewith is incorporated herein with the same force and effect as if fully set forth herein, and the Corporate Defendants shall comply with all of the undertakings and agreements set forth therein.

IV.

RETENTION OF JURISDICTION

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

V.

RULE 54(b) CERTIFICATION

There being no just reason for delay, pursuant to Rule 54(b) of the Federal Rules of Civil Procedure, the Clerk is ordered to enter this Judgment forthwith and without further notice.

DONE and ORDERED in Chambers at West Palm Beach, Palm Beach County, Florida
on this ____ day of _____, 2020.

ROBIN L. ROSENBERG
UNITED STATES DISTRICT JUDGE

Copies to:

Counsel and Parties of Record