Case 4:21-cv-01310-**CNEPHIDUNITIEM STATES:DISTRICT** COMPET of 3 PageID 17139 FOR THE NORTHERN DISTRICT OF TEXAS FORT WORTH DIVISION

UNITED STATES SECURITIES AND	§	
EXCHANGE COMMISSION,	§	
	§	
Plaintiff,	§	
	§	
v.	§	Civil Action No. 4:21-cv-01310-O-BP
	§	
THE HEARTLAND GROUP	§	
VENTURES, LLC, et al.,	§	
	§	
Defendants.	§	

FINAL JUDGMENT AS TO RELIEF DEFENDANT MURATORE FINANCIAL SERVICES, INC.

Before the Court is the Unopposed Motion for Entry of Agreed Final Judgments as to Defendants John Muratore and Thomas Brad Pearsey and Relief Defendant Muratore Financial Services, Inc. ("Relief Defendant") filed by Plaintiff United States Securities and Exchange Commission ("the Commission") on September 23, 2024. ECF No. 591.

The Commission having filed a Complaint and Relief Defendant having entered a general appearance; consented to the Court's jurisdiction over Relief Defendant and the subject matter of this action; consented to entry of this Final Judgment without admitting or denying the allegations of the Complaint (except as to jurisdiction); waived findings of fact and conclusions of law; and waived any right to appeal from this Final Judgment:

I.

IT IS HEREBY **ORDERED**, **ADJUDGED**, **AND DECREED** that Relief Defendant is jointly and severally liable with Defendant John Muratore for disgorgement of \$2,067,985.81, representing net profits gained as a result of the conduct alleged in the Complaint, together with prejudgment interest thereon in the amount of \$266,037.44. Relief Defendant shall satisfy this obligation by paying \$2,334,023.25 pursuant to the terms of the payment schedule set forth in II below after entry of this Final Judgment.

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entered in this matter, including disgorgement and prejudgment interest, shall be delivered or mailed to the Court-appointed Receiver, Deborah Williamson (the "Receiver"), and shall be transmitted to Deborah Williamson, Dykema Gossett PLLC, 112 E. Pecan Street, Suite 1800, San Antonio, TX 78205, under cover of a letter that identifies the Relief Defendant, the name and case number of this litigation, and the Court. Copies of this cover letter and the means of payment shall be simultaneously transmitted to counsel for the Commission in this action. The Receiver shall hold the funds, together with any interest and income earned thereon (collectively, the "Fund"), pending further order of the Court. Should the Receiver be discharged by the Court before Relief Defendant has paid all amounts required of Relief Defendant pursuant to the Final Judgment, the payment of the remaining amounts shall be made to the Commission.

By making this payment, Relief Defendant relinquishes all legal and equitable right, title, and interest in such funds and no part of the funds shall be returned to Relief Defendant.

The Commission may enforce the Court's judgment for disgorgement and prejudgment interest by using all collection procedures authorized by law, including, but not limited to, moving for civil contempt at any time after 30 days following entry of this Final Judgment.

The Receiver or the Commission may propose a plan to distribute the Fund subject to the Court's approval. Such a plan may provide that the Fund shall be distributed pursuant to the Fair Fund provisions of Section 308(a) of the Sarbanes-Oxley Act of 2002. The Court shall retain jurisdiction over the administration of any distribution of the Fund and the Fund may only be disbursed pursuant to an Order of the Court.

II.

Relief Defendant shall pay the total of disgorgement and prejudgment interest due of \$2,334,023.25 in four installments according to the following schedule: (1) \$583,505.82 within 30 days of entry of this Final Judgment; (2) \$583,505.82 within 120 days of entry of this Final

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within 300 days of entry of this Final Judgment.

Payments shall be deemed made on the date they are received by the Receiver and shall be

applied first to post judgment interest, which accrues pursuant to 28 U.S.C. § 1961 on any unpaid

amounts due after 30 days of the entry of Final Judgment. Prior to making the final payment set

forth herein, Relief Defendant shall contact the staff of the Commission for the amount due for the

final payment.

If Relief Defendant fails to make any payment by the date agreed and/or in the amount

agreed according to the schedule set forth above, all outstanding payments under this Final

Judgment, including post-judgment interest, minus any payments made, shall become due and

payable immediately at the discretion of the staff of the Commission without further application

to the Court.

III.

IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that the Consent is

incorporated herein with the same force and effect as if fully set forth herein, and that Relief

Defendant shall comply with all of the undertakings and agreements set forth therein.

IV.

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 Final Judgment.

V.

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 Final Judgment forthwith and without further notice.

SO ORDERED on September 24, 2024.

Reed O'Connor

UNITED STATES DISTRICT JUDGE

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