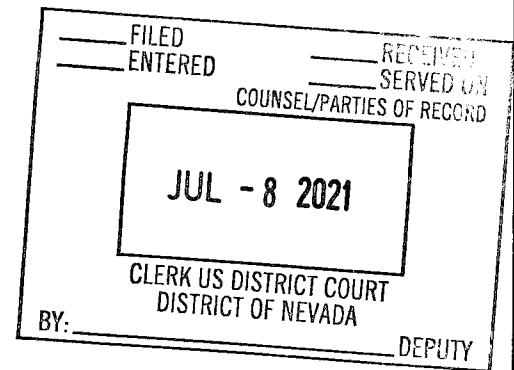


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8
9 **UNITED STATES DISTRICT COURT**
10 **DISTRICT OF NEVADA**

11
12 2:21-cv-01298-JAD-BNW

13 SECURITIES AND EXCHANGE
COMMISSION,

14 Plaintiff,

15 vs.

16 PROFIT CONNECT WEALTH
17 SERVICES INC., JOY I. KOVAR, and
18 BRENT CARSON KOVAR,

19 Defendants.
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COMPLAINT

(Filed Under Seal)

1 Plaintiff Securities and Exchange Commission ("SEC"), alleges as follows
2 against Defendants Profit Connect Wealth Services, Inc. ("Profit Connect"), Joy Irene
3 Carson Kovar ("J. Kovar") and Brent Carson Kovar ("B. Kovar") (collectively,
4 "Defendants").

5 INTRODUCTION

6 1. Since at least May 2018 through the present, J. Kovar and her recidivist
7 son, B. Kovar, have raised at least \$12 million from over 277 investors throughout
8 the country through their company, Profit Connect. The SEC brings this emergency
9 enforcement action against Defendants to stop their ongoing offering fraud and to
10 freeze the funds held by Defendants, which rightfully belong to investors. As set forth
11 below, Defendants have misappropriated millions of dollars that they received from
12 investors for, among other things, their own personal use.

13 2. Defendants promised investors that their money would be invested in
14 securities, bitcoin and other cryptocurrencies based on recommendations made by an
15 "Artificial intelligence supercomputer." Profit Connect claims that its supercomputer
16 consistently generates enormous returns, which in turn allows Profit Connect to
17 guarantee investors fixed returns of 20%-30% per year with monthly compounding
18 interest.

19 3. However, Profit Connect is a fraud. The majority of funds received by
20 Profit Connect did not come from any investments or profits generated by a
21 "supercomputer." Instead, over 90% of Profit Connect's funds came from investors.
22 After receiving investors' money, Defendants did not use these funds to trade
23 securities, invest in foreign currencies, buy cryptocurrencies, or do any of the things
24 that Profit Connect promised its investors it would do with their money. Instead,
25 Defendants misused investor money by, among other things, transferring millions of
26 dollars to J. Kovar's personal bank account, paying millions of dollars to promoters
27 who brought investors to the Profit Connect website to invest, and making payments
28 to other investors in a Ponzi-like fashion.

4. By engaging in this conduct, Defendants are violating, and, unless restrained and enjoined, will continue to violate Section 17(a) of the Securities Act of 1933 (the “Securities Act”) [15 U.S.C. § 77q(a)], Section 10(b) of the Securities Exchange Act of 1934 (the “Exchange Act”) [15 U.S.C. § 78j(b)], and Exchange Act Rule 10b-5 thereunder [17 C.F.R. § 240.10b-5].

THE DEFENDANTS

5. **Profit Connect Wealth Services Corp.** is a Nevada corporation formed on May 2, 2018. Its principal place of business is Las Vegas, Nevada. Profit Connect was formed by J. Kovar, who has served as its president and treasurer since its inception. Profit Connect purports to place investor funds in various investments as determined by a “supercomputer” using “Artificial Intelligence.” Profit Connect guarantees investors fixed returns of 20% to 30% per year (depending on the amount invested) with monthly compounding interest. From its formation in May 2018 to the present, Profit Connect has had no discernable source of income or revenue. Rather, virtually all of its funds appear to have come from investors. Neither Profit Connect nor its securities offerings are registered with the SEC.

6. **Joy Irene Carson Kovar**, age 86, resides in Las Vegas, Nevada. J. Kovar formed Profit Connect on May 2, 2018 with herself as its president, treasurer, secretary and director. In April 2019, J. Kovar named her son B. Kovar as the director of Profit Connect in her place. She also named another individual as the secretary of Profit Connect. J. Kovar remained the president and treasurer of Profit Connect and she holds those positions today. J. Kovar has opened at least eight bank accounts in the name of Profit Connect at three different banks. J. Kovar was the sole signatory on six of the Profit Connect bank accounts, including the primary account that received investor funds, until she recently added her son, B. Kovar, as a signatory to two existing Profit Connect bank accounts and to two new bank accounts in the name of Profit Connect. J. Kovar has never held any securities licenses and has never been registered with the SEC in any capacity.

1 7. **Brent Carson Kovar (“B. Kovar”)**, age 54, is a resident of Las Vegas,
 2 Nevada and is the son of J. Kovar. On April 4, 2019, B. Kovar was named as the
 3 director of Profit Connect with J. Kovar remaining its president and treasurer. As
 4 described in further detail below, B. Kovar has touted Profit Connect on social media
 5 to investors, received almost \$353,000 of Profit Connect investor funds and
 6 facilitated the purchase of a residential home in the name of Profit Connect. B.
 7 Kovar has never held any securities licenses and has never been registered with the
 8 SEC in any capacity.

9 8. In 2010, the SEC obtained a permanent injunction, a penny stock bar,
 10 and an officer and director bar against B. Kovar for his role in a pump-and-dump
 11 offering fraud. *See SEC v. Sky Way Global LLC, et al.*, Civ. No. 09-CV-455 (M.D.
 12 Fla. Mar. 13, 2009) (Dkt. No. 158). The *Sky Way Global LLC* complaint alleged that
 13 B. Kovar made material misrepresentations and omissions to investors about Sky
 14 Way Global possessing a nationwide network of broadcasting towers and anti-
 15 terrorism technology. J. Kovar served as the secretary of Sky Way Global but was
 16 not charged in that matter.

17 **JURISDICTION AND VENUE**

18 9. The Court has jurisdiction over this action pursuant to Sections 20(b),
 19 20(d)(1) and 22(a) of the Securities Act [15 U.S.C. §§ 77t(b), 77t(d)(1) & 77v(a)],
 20 and Sections 21(d)(3)(A), 21(e) and 27(a) of the Exchange Act [15 U.S.C. §§
 21 78u(d)(1), 78u(d)(3)(A), 78u(e), & 78aa(a)].

22 10. Defendants have, directly or indirectly, made use of the means or
 23 instrumentalities of interstate commerce, of the mails, or of the facilities of a national
 24 securities exchange in connection with the transactions, acts, practices and courses of
 25 business alleged in this complaint.

26 11. The SEC seeks to restrain and enjoin the Defendants from engaging in
 27 the acts, practices, and courses of business described in this Complaint and acts,
 28 practices, and courses of business of similar purport and object. The SEC seeks

1 temporary, preliminary, and permanent injunctions, disgorgement of ill-gotten gains
2 derived from the conduct alleged in the Complaint plus prejudgment interest thereon,
3 and civil penalties pursuant to Section 20(d) of the Securities Act [15 U.S.C. § 77t(d)]
4 and Section 21(d)(3) of the Exchange Act [15 U.S.C. §§ 78u(d)(3)], and such other
5 relief that the court may deem appropriate.

6 12. Venue is proper in this district pursuant to Section 22(a) of the Securities
7 Act [15 U.S.C. § 77v(a)] and Section 27(a) of the Exchange Act [15 U.S.C. §
8 78aa(a)] because Profit Connect is a Nevada corporation with its principal place of
9 business located in this district, because J. Kovar and B. Kovar reside in this district,
10 and because many of the acts and transactions constituting violations of the federal
11 securities laws occurred within the district, including, but not limited to,
12 misappropriation of investor funds through transactions at banks located within this
13 district.

14 **BACKGROUND**

15 **A. Defendants Raised Money from Investors through the Offer and** 16 **Sale of “Supercomputer Seat” Wealth Builder Accounts**

17 13. Profit Connect claims that it uses “proprietary A[rtificial] intelligence”
18 and a “supercomputer” “to deliver higher than average returns, without the risk
19 exposure to the current stock market.”

20 14. Profit Connect claims that it trades in “Forex, Stock and asset markets”
21 and this activity “helps to diversify its income stream from the company’s main
22 income source of Blockchain Mining.”

23 15. Profit Connect tells investors that they have the opportunity to invest by
24 opening a “Wealth Builder Supercomputer Seat APR account.”

25 16. When investors open an account with Profit Connect, they are
26 purchasing a Wealth Builder supercomputer “seat” which represents “cycle time on
27 our supercomputer system,” according to Profit Connect.

28 17. Profit Connect states that after opening a wealth builder account, a

1 representative will call the investor to answer any questions and to provide the
2 investor with a “custom wealth builder spreadsheet” that is updated monthly.

3 18. As set forth in further detail below, Profit Connect’s claims about the use
4 of investor funds, safety of investor funds and its profits are all false.

5 **B. Defendants Promote Profit Connect Through its Website and on**
6 **Various Social Media Platforms through “Agents and Affiliates”**

7 **1. The Profit Connect Website**

8 19. Profit Connect encourages investors to invest their money through its
9 website located at <https://profitconnect-wealthservices.com/>.

10 20. The Profit Connect website guarantees investors that in return for
11 investing a lump sum, they will receive fixed annual returns of 20% to 30%,
12 depending on the amount invested, and monthly compound interest.

13 21. Profit Connect also advertises on its website that it has a “monthly
14 subscription” option in which an investor deposits a set amount each month, ranging
15 from \$50 to \$1,000, with guaranteed returns of 15% to 20% per year.

16 22. On its website, Profit Connect actively encourages investors to use
17 money from their retirement funds to invest with Profit Connect and includes step-by-
18 step instructions directing investors how to form a self-directed IRA.

19 23. Profit Connect advertises a “Wealth Builder Home Equity” account on
20 its website with a minimum investment of \$100,000 and a 48-month term, which
21 Profit Connect claims will result in a 20% fixed annual return with “compound
22 monthly APR.” Profit Connect advertises this account to investors who want to
23 invest using a “50% home equity lien” and “50% USD funds.”

24 24. Profit Connect also offers an 18 year “Wealth Builder Youth” account
25 that it targets to “Parents, Grandparents, Family and Friends that want to give a gift of
26 success.” Profit Connect promises 20% fixed annual returns and “compound monthly
27 APR” for investors who open this type of account.

28 25. Profit Connect states on its website that it “internally trades on the New

1 York Stock Exchange, NASDAQ, Japan Exchange Group and Shanghai Stock
2 Exchange using Ai and experienced traders.”

3 26. The Profit Connect website claims that the Wealth Builder “APR is
4 Fixed and Locked-in” and “the APR is not affected by the stock market, foreign
5 exchange currency market or the asset market.” This is because, Profit Connect
6 contends, it “utilizes multiple streams of revenue, so if one income area experiences a
7 slow down the other profit streams make up the difference.”

8 27. Profit Connect tells investors that Wealth Builder accounts “are not
9 affected by the current market volatility” because the “supercomputer system guides
10 the use of Profit Connect internal funds to be focused on long and short positions in
11 foreign currency, stocks, block-chain calculations, venture capital services and real
12 estate opportunities.”

13 28. Profit Connect promises investors on its website that its offerings
14 include its “famous peace of mind money back guarantee” and represents that its
15 “financial reserves are significantly higher than all of its Seat purchaser’s deposits
16 combined.”

17 29. The Profit Connect website tells investors that their funds are invested in
18 sectors chosen by the Profit Connect “supercomputer” and the profits are then
19 “deposit[ed] into [a] FDIC-NCUA Insured Profit Connect Cumulative Business
20 Account” at Bank of America, Chase, Wells Fargo and/or Navy Federal Credit
21 Union. The Profit Connect website includes purported official logos for each of these
22 banks and Profit Connect refers to these financial institutions as “our banking
23 association.”

24 30. The Profit Connect website has a chart showing that investors are not
25 charged any fees for management, operating expenses, or other expenses.

26 31. As the founder, president and treasurer of Profit Connect, and the person
27 with sole signatory authority over all of the bank accounts in the name of Profit
28 Connect until very recently, J. Kovar controls Profit Connect. On information and

1 belief, J. Kovar had ultimate authority over the content of Profit Connect's website
2 and the misstatements made to investors through its website.

3 32. As detailed below, B. Kovar has made misrepresentations similar to
4 those on the Profit Connect website in a YouTube video promoting Profit Connect to
5 potential investors that is currently accessible to the public.

6 **2. "Agents and Affiliates" were Paid Commissions to Promote**
7 **Profit Connect**

8 33. In addition to its website, Profit Connect relies on promoters who tout
9 Profit Connect and its substantial fixed returns using their social media platforms.

10 34. Profit Connect has a separate website devoted to the purported 1000+
11 "successful worldwide agents and affiliates," which is located at [https://profitconnect-](https://profitconnect-agent.com/)
12 [agent.com/](https://profitconnect-agent.com/).

13 35. The Profit Connect website for agents and affiliates states that they are
14 paid up to 20% for referrals and can receive additional bonuses based on factors such
15 as the number of referrals and monthly sales volume.

16 36. Profit Connect's bank records reflect that from May 2018 through April
17 12, 2021, over \$3 million, or approximately 26% of the funds from investors in Profit
18 Connect, were used to pay those who promoted Profit Connect.

19 37. These "agents and affiliates" who promote Profit Connect often use their
20 social media platforms to publicize the Profit Connect wealth builder accounts on
21 YouTube, Facebook, Instagram, Twitter and LinkedIn.

22 38. Promoters often post an excerpt or screenshot from the Profit Connect
23 website on their social media showing 20%-30% fixed and guaranteed returns (with
24 monthly compounding interest) and they direct their followers to the Profit Connect
25 website.

26 39. For example, on April 16, 2021, one of the major promoters of Profit
27 Connect posted a Facebook message with an excerpt from the Profit Connect website
28 featuring the 20%-30% guaranteed return. The post stated the following: "I just

1 really wish all my friends and family, whom I love and care for greatly, would open
2 their minds enough in order to allow themselves to take advantage of this amazing
3 platform!!!! It's not a new concept anymore, it has a 28 month proven track record
4 with major partners like Tesla & Berkshire Hathaway!!! You're only hurting
5 yourself by ignoring it."

6 40. Another major promoter of Profit Connect posted the following on
7 Twitter on October 23, 2019: "Yep, it's official!! We have now taken possession of
8 our new 27,600 Sq Ft Data Center. If you would like to know more about what we
9 do, take look at this video, and feel free to message me." There is a link to a
10 YouTube video about Profit Connect as part of this post.

11 41. Another post on Facebook from a Profit Connect promoter, dated April
12 28, 2021, states "[w]hen the company you've been working with since the day they
13 started just over 2 years ago, surpasses \$1 Billion in sales in its first 27 months, you
14 know you're in the right place, at the right time, working with the right people!!!!" In
15 response to a question about whether this post referred to a parent company or to
16 [Profit Connect] Wealth Services, the Facebook author responded "Solely WS, which
17 is what I'm referring to launched 27 months ago."

18 42. In a video dated October 8, 2020, that is currently accessible to the
19 public at www.youtube.com/watch?v=zqoAvTeggcM, a promoter for Profit Connect
20 tells potential investors about the company and says, among other things, that "[o]n
21 the wealth builder," there is "an any time money back guarantee . . . that means that
22 any time that you need your money back, you can, in fact, say, 'Give me my money
23 back,' and we will return it to you, no question[s] asked."

24 43. In a video dated March 24, 2021, that is currently accessible to the
25 public at www.youtube.com/watch?app=desktop&v=k35FiZhg7W4, a promoter of
26 Profit Connect touts Profit Connect to potential investors. In that video, the promoter
27 refers to Bank of America, Chase, Wells Fargo and Navy Federal Credit Union and
28 claims that "these banks vetted us amazingly deeply . . . they put us through the

1 ringer.” He adds that “they wouldn’t stamp their name on our project and our
2 website, and give us approval, and give us FDIC if they weren’t going to vet us
3 tremendously well.” He adds that investments in Profit Connect are “safe and secure
4 with FDIC insurance.”

5 **3. B. Kovar Assists the Profit Connect “Agents and Affiliates”**
6 **and Solicits Investors on YouTube**

7 44. B. Kovar has been the sole director of Profit Connect since April 2019
8 and has been identified on social media platforms as its CEO.

9 45. As of May 2021, B. Kovar was added as a signatory to four Profit
10 Connect bank accounts, including the bank account that receives investor funds.

11 46. From May 2018 through April 2021, at least three deposits from two
12 investors who invested a combined amount of over \$693,000 in Profit Connect
13 included the comment “Attn. Brent” when wiring money to Profit Connect.

14 47. B. Kovar appears in a promotional video dated February 20, 2019. This
15 YouTube video remains accessible to the public using following internet link:

16 <https://www.youtube.com/watch?v=2hBfYCjkTeE>

17 48. On this video, B. Kovar states that “Profit Connect ... is an artificial
18 intelligence company.” He states that Profit Connect began using artificial
19 intelligence and supercomputers to mine bitcoin, which “created a fair amount of
20 wealth,” funded Profit Connect, and paid the salaries of its employees.

21 49. On this YouTube video, B. Kovar states that Profit Connect has recently
22 decided to “offer [its artificial intelligence technology] to the public as a computer
23 seat which has a fixed interest rate. So whether bitcoin goes up or bitcoin goes down,
24 you still make the same percentage. If you’re in the 20 percent package, of course
25 you are fixed at 20...”

26 50. B. Kovar claims in the video that Profit Connect can offer such high
27 returns because the supercomputer “sees what’s happening ahead of time...” and
28 “gets out of the trade before it loses money.”

1 51. On this YouTube video, B. Kovar holds up an object and states “I have a
2 mining card here to show you what they look like” and claims that Profit Connect
3 uses artificial intelligence to “only decode [those mining cards] off the block chain
4 that actually have transactions” which makes them “much, much more efficient.”

5 52. On this YouTube video, B. Kovar states that Profit Connect has recently
6 expanded beyond mining bitcoin and now engages in trading currencies, trading
7 cryptocurrency, and trading securities on the New York Stock Exchange. B. Kovar
8 adds that “[s]o, we have several different ways that Profit Connect Wealth Services is
9 creating money.” B. Kovar represents that “these are all the different places that the
10 money actually goes” and “the money goes to work immediately.”

11 53. B. Kovar states on this YouTube video that Profit Connect wealth
12 builder accounts not only pay a fixed interest rate, but the interest compounds
13 monthly, which B. Kovar claims is “the secret weapon of wealth.”

14 54. B. Kovar states on this video that Profit Connect is engaged in the same
15 business activities as large banks, except that Profit Connect has decided to share its
16 “huge returns” with investors and “give it back to the person that is actually putting
17 the money in.” As such, B. Kovar claims that Profit Connect is a “disrupter” in the
18 banking industry just as Uber disrupted the taxi industry “because it’s about time that
19 people should share in those high interest rates.”

20 55. B. Kovar tells investors on this YouTube video that they can move
21 money from their 401(k) retirement account and transfer their retirement funds to a
22 Profit Connect wealth builder account. B. Kovar adds that a Profit Connect
23 representative “can help you with all of that of where it needs to be transferred.”

24 56. B. Kovar also represents on this YouTube video that “of course there’s
25 no fees in this” unlike a “mutual fund or hedge funds or any of these indexes ...
26 where most of your interest is taken in fees.”

27 57. B. Kovar tells investors on this video that “[i]f you would like to opt out,
28 you can do that in any quarter” and then “all of your money would then be sent

1 directly back to you, the original deposit that you put in for the seat as well as all the
2 compound interest.” Profit Connect can repay investors at any time, B. Kovar claims,
3 because “[i]t stays your money the entire time” and “[y]ou don’t lose any of it.”

4 58. B. Kovar also states on this video that because Profit Connect uses
5 artificial intelligence to leverage investments, “you don’t have to do anything. You
6 just have to enjoy life and let the time go by.”

7 59. On this video, B. Kovar directs investors to the Profit Connect website
8 for additional information about Profit Connect.

9 60. On this YouTube video promoting Profit Connect, B. Kovar failed to
10 disclose the judgment entered against him in the Sky Way Global offering fraud case,
11 and introduces himself solely as “Brent,” without providing his last name.

12 **C. Defendants are Misappropriating Money from Investors**

13 61. Investors send money to Profit Connect primarily by wire and check to a
14 checking account in the name of Profit Connect at Bank of America with the account
15 number ending in 8677 (hereinafter “the Profit Connect Investor Account.”). On
16 receipt, the Profit Connect investor money is pooled in the Profit Connect Investor
17 Account.

18 62. The Profit Connect Investor Account was opened by J. Kovar in May
19 2018.

20 63. J Kovar was the only person with signatory authority over the Profit
21 Connect Investor Account until May 21, 2021.

22 64. On or about May 21, 2021, B. Kovar was added as a signatory to the
23 Profit Connect Investor Account.

24 65. When B. Kovar was added as a signatory to the Profit Connect Investor
25 Account on or about May 21, 2021, B. Kovar was identified as “president” and J.
26 Kovar was identified as “CEO” on the bank signatory forms.

27 66. Profit Connect’s bank records from May 2018 through June 2021 reflect
28 that it received no revenue. For example, the Profit Connect bank accounts do not

1 reflect incoming funds from investment or brokerage accounts that would result from
2 profitable stock trades. Instead, the only significant source of funds coming in to
3 Profit Connect – over 90% of funds – came from investors.

4 67. Instead of using investor money as represented, Profit Connect's bank
5 records demonstrate that Defendants misappropriated the majority of investor funds
6 through a variety of means, including the following:

- 7 a. over \$3 million of investor funds was used to make payments to
8 various promoters who solicited investors in Profit Connect using
9 their social media platforms;
- 10 b. approximately \$1 million went to other individuals associated
11 with Profit Connect, including individuals who have been issued
12 credit cards in the name of Profit Connect;
- 13 c. as of April 12, 2021, J. Kovar had used at least \$1.679 million of
14 investor funds for her own use, including for credit card
15 purchases, in-person cash withdrawals, and an automobile;
- 16 d. very recent bank records show that between April 21, 2021 and
17 June 9, 2021, J. Kovar made ten transfers of at least \$120,000
18 each from the Profit Connect Investor Account to her own
19 personal bank account – for a total of more than \$1.2 million in
20 less than two months;
- 21 e. over \$250,000 went to charges for photography, apparel and a
22 charity related to B. Kovar;
- 23 f. at least \$629,000 was used to repay other investors;
- 24 g. at least \$440,000 was used to purchase a residential home in
25 January 2021 which B. Kovar facilitated by signing the grant
26 deed;
- 27 h. \$1.6 million of investor funds went to make payments on a
28 number of different credit cards, including a credit card in the

1 name of Profit Connect. These credit card charges included
2 almost \$353,000 charged on the Profit Connect credit card
3 assigned to B. Kovar for expenses related to restaurants, grocery
4 stores, Amazon and Costco between June 9, 2020 and April 8,
5 2021. On April 2, 2021 alone, B. Kovar charged over \$23,500 at
6 Costco.

7 68. Because Profit Connect has virtually no source of funds other than
8 investors, the money misused by Defendants came almost exclusively from investors.

9 69. Profit Connect's bank records shows that none of the investor funds was
10 used for investment purposes as represented by Defendants, including as represented
11 by B. Kovar on his YouTube video or on the Profit Connect website. The following
12 are two examples that show the flow of investor funds:

13 a. In March 2021, the Profit Connect Investor Account received
14 \$1,841,227.31 in deposits. At least \$1,745,269.66 of the deposits
15 (94.7%) were from individuals who appear to be investors.
16 \$90,648 of these deposits (4.9%) were from other individuals or
17 entities.

18 i. The funds described above were used in the following
19 ways:

- 20 1. \$568,637 (approximately 46%) was used to pay to
21 individuals associated with Profit Connect and
22 virtually all of this money – \$519,400 – was paid to J.
23 Kovar;
- 24 2. \$172,340 (approximately 14%) was used to make
25 payments for credit cards;
- 26 3. \$67,657 (approximately 5%) was used to pay
27 individuals who appear to be investors; and
- 28 4. \$54,340 (approximately 4%) was used to make

1 payments to those who promote Profit Connect to
2 investors.

3 b. On March 9, 2021, an individual who appears to be an investor
4 sent a wire in the amount of \$193,000 to the Profit Connect
5 Investor Account with a reference stating: "Super Computer Seat
6 time." As set forth below, there were no disbursements or
7 transfers that relate to investing activities from the date of this
8 deposit through March 31, 2021.

9 i. From March 9, 2021, when \$193,000 was wired to the
10 Profit Connect Investor Account, through the end of March
11 2021, these investor funds were disbursed as follows:

- 12 1. \$458,000 was transferred directly to the personal
13 bank account of J. Kovar;
- 14 2. \$200,000 was paid to an entity that provides
15 HVAC/plumbing services;
- 16 3. \$134,237 was used to pay credit cards, including
17 those associated with the J. Kovar, B. Kovar and with
18 Profit Connect;
- 19 4. \$44,400 was paid to other individuals;
- 20 5. \$42,240 was paid to individuals who promote Profit
21 Connect to investors;
- 22 6. \$24,333 was paid to individuals associated with
23 Profit Connect, including those who have received a
24 Profit Connect credit card for their use;
- 25 7. \$10,000 was used to pay for legal services; and
- 26 8. \$2,649 was used to make payments to individuals
27 who appear to be investors.

28 70. In addition to being the only ones with signatory authority over the

1 Profit Connect Investor Account, J. Kovar and B. Kovar were actively involved in the
2 movement and misappropriation of investor funds. For example,

- 3 a. The Profit Connect Investor Account was accessed on over 3,000
4 occasions between May 27, 2020 through at least April 11, 2021
5 through a logon ID that includes the name “jkovar” and, on at
6 least 2,614 of those instances, the Profit Connect Investor Account
7 was accessed through an internet account in the name of “Joy
8 Kovar.”
- 9 b. The Profit Connect Investor Account was accessed on over 23,000
10 occasions, from May 16, 2018 through at least April 12, 2021,
11 using a logon ID named “profitconnect” and, on over 100 of those
12 instances, the Profit Connect Investor Account was accessed
13 through an internet account in the name of “Profit Connect” that
14 listed “Brent Kovar” as the customer contact person.
- 15 c. On at least 17 occasions between October 18, 2018 and July 7,
16 2020, J. Kovar made cash withdrawals to purchase cashier’s
17 checks for a total of \$428,905. Additionally, J. Kovar withdrew
18 over \$72,000 in cash withdrawals from the Profit Connect
19 Investor Account, through teller and ATM transactions.
- 20 d. Some of the transfers from the Profit Connect Investor Account to
21 J. Kovar’s personal account appear to be for the benefit of B.
22 Kovar because they contained a credit notation stating “Brent
23 Kovar.”

24 **D. Defendants Made Materially False and Misleading Statements**

25 **1. Defendants’ Misrepresentations about How Investor Funds**
26 **Will Be Used by Profit Connect**

27 71. Through the Profit Connect website and the YouTube video featuring B.
28 Kovar, Defendants have made, and continue to make numerous materially false and

1 misleading statements and omissions regarding key aspects of the investment
2 including, among other things, the use of investor funds.

3 72. As set forth above, the Profit Connect website and video with B. Kovar
4 state, among other things, that investor funds will be used immediately for trading on
5 the New York Stock Exchange, for mining bitcoin and to invest in cryptocurrencies,
6 as directed by Profit Connect's supercomputer, which utilizes artificial intelligence.

7 73. Profit Connect's bank records show that from May 2018 to April 12
8 2021, none of the investor money has ever been transferred out of the Profit Connect
9 Investor Account for any legitimate investment purpose, including for stock or forex
10 trading, or cryptocurrency.

11 74. For example, there are no transfers out of the main investor account to
12 any brokerage firms that conduct trading on the stock exchanges and over 90% of the
13 money coming in to the Profit Connect bank accounts came from investors.

14 75. Although more than \$12 million in investor funds was raised by Profit
15 Connect between May 2018 and the present, the majority of those funds was diverted
16 to Defendants for their personal use or to pay promoters who lured investors to invest
17 in Profit Connect, as detailed above.

18 76. Defendants also falsely state that there are no fees charged to investors
19 by Profit Connect and they do not disclose to investors that a significant percentage
20 of their money will be used to pay promoters for bringing in investors.

21 77. The above misrepresentations and omissions as to the use of investor
22 proceeds were material to investors and potential investors. It would be material to a
23 reasonable investor to know that their funds were not being used for the stated
24 purpose, but misappropriated by Defendants.

25 **2. Defendants' False and Misleading Statements about the**
26 **Profits Generated by Profit Connect**

27 78. The Profit Connect website repeatedly claims that the Wealth Builder
28 annual returns are "Fixed and Locked-in" and Profit Connect tells investors there is

1 no market volatility because the supercomputer can predict market events and “if one
2 income area experiences a slow down the other profit streams make up the
3 difference.”

4 79. As set forth above, B. Kovar made repeated representations regarding
5 the profitability of Profit Connect and he offered detailed explanations regarding how
6 Profit Connect could offer such large returns.

7 80. Defendants’ representations about the profitability of Profit Connect were
8 false. Profit Connect bank accounts do not show any revenue or profits being
9 generated.

10 81. Representations about the amount of profits investors would receive,
11 especially where funds were invested for the purpose of building an educational fund
12 or planning for retirement, would be important to investors.

13 **3. Defendants’ False and Misleading Statements about the Safety**
14 **of Investor Funds**

15 82. Profit Connect repeatedly assures investors on its website that their
16 funds are safe and guaranteed, just as B. Kovar promised investors they could receive
17 a return of their funds (with interest) at any time on his YouTube video.

18 83. Profit Connect attracts investors with its “famous peace of mind money
19 back guarantee” and assures them that it has financial reserves that are significantly
20 higher than all of the money it has obtained from investors.

21 84. These representations are false. As of March 2021, Profit Connect had
22 less than 20% of the total investor funds raised in its bank accounts and could not
23 possibly return all investor funds.

24 85. Profit Connect tells investors on its website that their profits are
25 “deposit[ed] into [a] FDIC-NCUA Insured Profit Connect Cumulative Business
26 Account” at Bank of America, Chase, Wells Fargo and/or Navy Federal Credit
27 Union.

28 86. However, bank records for accounts in the name of Profit Connect at

1 Navy Federal Credit Union and at JP Morgan Chase show that no investor funds were
2 ever deposited into those accounts and these accounts never received more than the
3 initial \$250 that was deposited when the accounts were opened. Wells Fargo has
4 indicated that it is unable to locate any bank accounts in the name of “Profit Connect
5 Wealth Services, Inc.”

6 87. Although investor funds were deposited into an account in the name of
7 Profit Connect at Bank of America, most of those funds were transferred out or used
8 for, among other things, Defendants’ personal use (as detailed above).

9 88. Defendants omitted to state material facts that were necessary to render
10 their representations regarding the safety and security of an investment in Profit
11 Connect not misleading.

12 89. These omissions include that Profit Connect did not have more funds
13 than the principal it received from investors (as Defendants claimed) and that Profit
14 Connect could not actually return investors’ principal upon request (as Defendants
15 claimed).

16 90. The misrepresentations about the safety and security of an investment in
17 Profit Connect were material to investors and to prospective investors because a
18 reasonable investor would want to know whether an investment was safe and secure.

19 **E. Defendants are engaged in a Scheme to Defraud**

20 91. Defendants committed, and are committing, deceptive acts in
21 furtherance of their fraud. Among other things, and as more fully alleged above,
22 Defendants:

- 23 a. misappropriated investor funds from the Profit Connect Investor
24 Account (for which J. Kovar and B. Kovar are the only two
25 signatories) for their personal use;
- 26 b. used investor funds to pay other investors, in a Ponzi-like fashion;
- 27 c. paid promoters – using investor funds – to hype Profit Connect on
28 various social media platforms (including Facebook, Instagram,

1 LinkedIn, Twitter and YouTube) and to bring in additional
2 promoters;

- 3 d. gave potential and current investors the false appearance that
4 Profit Connect's business was real, and that it was in fact mining
5 bitcoin to generate consistently high and fixed returns through,
6 among other things, the representations made on the Profit
7 Connect website and on the YouTube video featuring B. Kovar;
8 e. structured and marketed the Wealth Builder Investment accounts
9 as long-term investments, such as the educational wealth builder
10 account aimed at grandparents and parents that has an 18 year
11 term, to prolong their fraud and minimize the risk of their fraud
12 collapsing and being discovered; and
13 f. made and disseminated the materially false and misleading
14 statements described above.

15 **F. Defendants Acted with Scienter**

16 92. Defendants knew, or were reckless in not knowing, that Profit Connect
17 did not make the investments it represented to investors, including trading securities
18 and cryptocurrencies, and instead investor funds were misused and misappropriated
19 by Defendants.

20 93. Defendants further acted unreasonably in making representations to the
21 contrary.

22 94. Defendants knew, or were reckless in not knowing, that Profit Connect
23 could not provide investors with the large guaranteed returns of up to 30% that it
24 promised, especially where Profit Connect's only real source of funds came from
25 investors and it did not generate any revenue or profits.

26 95. Defendants knew, or were reckless in not knowing, that Profit Connect
27 could not make good on its "peace of mind" promise that investors could receive their
28 money back at any time given that Defendants had misused and misappropriated

1 investor funds.

2 96. Defendants knew, or were reckless in not knowing, that investor funds
3 were not in safe and insured bank accounts located at the banks listed on its website
4 and that Profit Connect did not have substantially more funds than those provided by
5 investors, as it claimed.

6 97. Defendants knew, or were reckless in not knowing, that they were
7 misappropriating investor funds and they acted unreasonably in making
8 representations to the contrary, including that Profit Connect did not charge any fees
9 to investors.

10 98. As Profit Connect's officers and directors and the only individuals with
11 signatory authority over the Profit Connect Investor Account, J. Kovar's and B.
12 Kovar's states of mind are imputed to Profit Connect.

13 **G. The Wealth Builder Accounts Offered by Profit Connect are**
14 **Securities**

15 99. Defendants offered and sold investments that are "securities" in the form
16 of investment contracts as defined in Section 2(a)(1) of the Securities Act and Section
17 3(a)(10) of the Exchange Act [15 U.S.C. §§ 77b(a)(1) and 79c(a)(10)].

18 100. The investments were part of a common enterprise because both
19 investors and Profit Connect were to make money through Profit Connect's
20 investments, because Profit Connect pooled all investor funds into one bank account
21 (the Profit Connect Investor Account), and because Profit Connect used some of
22 those funds to make payments to investors.

23 101. Profit Connect investors were passive investors with no involvement in
24 Profit Connect's investment activity.

25 102. Investors relied entirely on the efforts of Profit Connect, which claimed
26 that investor money would be invested in sectors determined by Profit Connect's
27 proprietary "supercomputer."

28 ///

H. Defendants' Misrepresentations Are "In the Offer or Sale" and "In Connection with the Purchase or Sale" of the Securities

103. The misstatements and omissions alleged herein were made by Defendants in order to induce investors to place their money in a Wealth Builder Account offered by Profit Connect.

104. For example, the misstatements and omissions described above were made in YouTube videos and through other social media, which directed potential investors to the Profit Connect website.

105. Through the Profit Connect website, Defendants offered and sold securities in the form of a "supercomputer seat" investment account and provided a link that allowed investors to set up a Wealth Builder Account with the click of a button.

106. The misstatements and omissions alleged above were made on the Profit Connect website that was reviewed by investors at the time they were deciding whether to invest in Profit Connect and were made to induce investors to invest their money with Profit Connect.

107. Bank records indicate that at least 277 investors sent more than \$12 million to invest in a Profit Connect supercomputer seat account since its formation in May 2018.

I. J. Kovar Is a Control Person of Profit Connect

108. J. Kovar had control over Profit Connect during the relevant period.

109. J. Kovar was the founder of Profit Connect and from its inception in May 2018 until April 2019, J. Kovar held all corporate offices since she served as its president, treasurer, secretary and director.

110. In April 2019, she added her son B. Kovar as a director of Profit Connect and added another individual as the secretary of Profit Connect, while J. Kovar remained its president and treasurer.

111. J. Kovar was the sole signatory until very recently on all of the Profit

1 Connect bank accounts, including the main account at Bank of America, the accounts
2 described above located at Navy Federal Credit Union and the accounts described
3 above located at JP Morgan Chase. J. Kovar thus received the investor funds and
4 controlled those funds.

5 112. J. Kovar thus exercised control over Profit Connect and its general
6 operations and activities.

7 **FIRST CLAIM FOR RELIEF**

8 **Fraud in Connection with the Purchase or Sale of Securities**

9 **Violations of Section 10(b) of the Exchange Act and Rule 10b-5(b)**

10 **[15 U.S.C. § 78j(b) and 17 C.F.R. § 240.10b-5(b)]**

11 **(Against All Defendants)**

12 113. The SEC realleges and incorporates by reference in this claim for relief
13 all of the allegations set forth above, as if they were fully set forth herein.

14 114. In the course of Profit Connect's securities offering, Defendants made
15 material misrepresentations and omissions about, among other things, the profits
16 generated by Profit Connect, the safety of the investment and how investor funds
17 would be used.

18 115. By engaging in the conduct described above, Defendants, and each of
19 them, directly or indirectly, in connection with the purchase or sale of a security, and
20 by the use of means or instrumentalities of interstate commerce, of the mails, or of
21 the facilities of a national securities exchange, knowingly or recklessly, made untrue
22 statements of a material fact or omitted to state a material fact necessary in order to
23 make the statements made, in the light of the circumstances under which they were
24 made, not misleading.

25 116. By engaging in the conduct described above, Defendants have violated,
26 and unless restrained and enjoined will continue to violate, Section 10(b) of the
27 Exchange Act [15 U.S.C. § 78j(b)] and Rule 10b-5(b) thereunder [17 C.F.R. § 240.10b-
28 5(b)].

SECOND CLAIM FOR RELIEF

Fraud in Connection with the Purchase or Sale of Securities

Violations of Section 10(b) of the Exchange Act and Rules 10b-5(a) and (c)

[15 U.S.C. § 78j(b) and 17 C.F.R. § 240.10b-5]

(Against All Defendants)

117. The SEC realleges and incorporates by reference in this claim for relief all of the allegations set forth above, as if they were fully set forth herein.

118. In the course of Profit Connect's securities offering, Defendants engaged in a scheme to defraud by, among other things: (1) misappropriating investor funds for their personal use; (2) concealing from investors the true facts about Profit Connect's business operations and lack of investments through misrepresentations on the Profit Connect website and on the YouTube video with B. Kovar; and (3) lulling investors into a long-term investment with Profit Connect by promising them that their investment was safe and insured by using the logos of major banks even where no investor funds were ever deposited in to those banks.

119. By engaging in the conduct described above, Defendants, and each of them, directly or indirectly, in connection with the purchase or sale of a security, and by the use of means or instrumentalities of interstate commerce, of the mails, or of the facilities of a national securities exchange, knowingly or recklessly: (a) employed devices, schemes, or artifices to defraud; and (b) engaged in acts, practices, or courses of business which operated or would operate as a fraud or deceit upon other persons.

120. By engaging in the conduct described above, Defendants have violated, and unless restrained and enjoined will continue to violate, Section 10(b) of the Exchange Act [15 U.S.C. § 78j(b)] and Rules 10b-5(a) and (c) thereunder [17 C.F.R. § 240.10b-5].

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THIRD CLAIM FOR RELIEF**Fraud in the Offer or Sale of Securities****Violations of Sections 17(a)(1) and 17(a)(3) of the Securities Act****[15 U.S.C. § 77q(a)(1) and 77q(a)(3)]****(Against All Defendants)**

121. The SEC realleges and incorporates by reference in this claim for relief all of the allegations set forth above, as if they were fully set forth herein.

122. In the course of Profit Connect's securities offering, Defendants engaged in a scheme to defraud by, among other things: (1) misappropriating investor funds for their personal use; (2) concealing from investors the true facts about Profit Connect's business operations and lack of investments through misrepresentations on the Profit Connect website and on the YouTube video with B. Kovar; and (3) lulling investors into a long-term investment with Profit Connect by promising them that their investment was safe and insured by using the logos of major banks even where no investor funds were ever deposited in to those banks.

123. By engaging in the conduct described above, Defendants, and each of them, directly or indirectly, in the offer or sale of securities by the use of means or instruments of transportation or communication in interstate commerce or by use of the mails, acting with scienter, employed devices, schemes, or artifices to defraud; and, acting with scienter or negligence, engaged in transactions, practices, or courses of business which operated or would operate as a fraud or deceit upon the purchaser.

124. By engaging in the conduct described above, Defendants have violated, and unless restrained and enjoined will continue to violate, Sections 17(a)(1) and 17(a)(3) of the Securities Act [15 U.S.C. § 77q(a)(1) and 77q(a)(3)].

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FOURTH CLAIM FOR RELIEF

Fraud in the Offer or Sale of Securities

Violations of Section 17(a)(2) of the Securities Act

[15 U.S.C. § 77q(a)(2)]

(Against All Defendants)

125. The SEC realleges and incorporates by reference in this claim for relief all of the allegations set forth above, as if they were fully set forth herein.

126. In the course of Profit Connect's securities offering, Defendants, knowingly, recklessly, or negligently obtained money or property by means of material misrepresentations and omissions about, among other things, the profits generated by Profit Connect, the safety of the investment and how investor funds would be used.

127. By engaging in the conduct described above, Defendants, and each of them, directly or indirectly, in the offer or sale of securities, and by the use of means or instruments of transportation or communication in interstate commerce or by use of the mails, knowingly or recklessly, obtained money or property by means of untrue statements of a material fact or by omitting to state a material fact necessary in order to make the statements made, in light of the circumstances under which they were made, not misleading. In the alternative, Defendants were negligent.

128. By engaging in the conduct described above, Defendants have violated, and unless restrained and enjoined will continue to violate, Section 17(a)(2) of the Securities Act [15 U.S.C. § 77q(a)(2)].

FIFTH CLAIM FOR RELIEF

Control Person Liability under Section 20(a) of the Exchange Act for Violation of Section 10(b) of the Exchange Act and Rule 10b-5

(Alternatively, Against J. Kovar)

129. The SEC realleges and incorporates by reference in this claim for relief all of the allegations set forth above, as if they were fully set forth herein.

1 130. As alleged above, Defendant Profit Connect violated Section 10(b) of
2 the Exchange Act [15 U.S.C. § 78j(b)] and Rule 10b-5 thereunder [17 C.F.R. §
3 240.10b-5].

4 131. J. Kovar formed Profit Connect in May 2018. From at least May 2018
5 through April 2019, J. Kovar was the only officer or director of Profit Connect, and J.
6 Kovar served as president, treasurer, secretary and director during that time. Even
7 after adding her son, B. Kovar as the director of Profit Connect, and another
8 individual as secretary of Profit Connect, in April 2019, J. Kovar remained the
9 president and treasurer of Profit Connect. J. Kovar also exercised sole signatory
10 authority over all of the Profit Connect bank accounts until May 21, 2021, when her
11 son B. Kovar was made the signatory to four accounts in the name of Profit Connect.
12 J. Kovar thus exercised control over the management, general operations, policies and
13 funds of Profit Connect, as well as the specific activities upon which Defendants'
14 violations are based.

15 132. Based on the foregoing, J. Kovar is liable as a control person under
16 Section 20(a) of the Exchange Act [15 U.S.C. § 78t(a)] for Profit Connect's
17 violations of Section 10(b) of the Exchange Act [15 U.S.C. § 78j(b)] and Rule 10b-5
18 thereunder [17 C.F.R. § 240.10b-5].

19 **PRAYER FOR RELIEF**

20 WHEREFORE, the SEC respectfully requests that the Court:

21 **I.**

22 Issue findings of fact and conclusions of law that Defendants committed the
23 alleged violations.

24 **II.**

25 Issue judgments, in forms consistent with Rule 65(d) of the Federal Rules of
26 Civil Procedure, preliminarily and permanently enjoining all Defendants, and their
27 officers, agents, servants, employees and attorneys, and those persons in active
28 concert or participation with any of them, who receive actual notice of the judgment

1 by personal service or otherwise, and each of them, from violating Section 17(a) of
2 the Securities Act [15 U.S.C. §77q(a)], and Section 10(b) of the Exchange Act [15
3 U.S.C. §§ 78j(b)] and Rule 10b-5 thereunder [17 C.F.R. § 240.10b-5].

4 **III.**

5 Enter conduct-based injunctions against J. Kovar and B. Kovar, preliminarily
6 and permanently enjoining each from directly or indirectly, including but not limited
7 to, through any entity owned or controlled by them, participating in the issuance,
8 purchase, offer, or sale of any security in an unregistered offering provided, however,
9 that such injunction shall not prevent them from purchasing or selling securities for
10 their own personal accounts.

11 **IV.**

12 Issue, in a form consistent with Fed. R. Civ. P. 65, a temporary restraining
13 order and a preliminary injunction freezing the assets of Defendants, requiring
14 accountings from each of the Defendants, prohibiting each of the Defendants from
15 destroying documents, and granting expedited discovery.

16 **V.**

17 Order defendants Profit Connect and J. Kovar to jointly and severally disgorge
18 all ill-gotten gains from the violations alleged in this Complaint, and order them to
19 pay prejudgment interest on their ill-gotten gains.

20 **VI.**

21 Order defendant B. Kovar to disgorge all ill-gotten gains from the violations
22 alleged in this Complaint, and order him to pay prejudgment interest on his ill-gotten
23 gains.

24 **VII.**

25 Order Defendants to pay civil penalties under Section 20(d) of the Securities
26 Act [15 U.S.C. § 77t(d)] and Section 21(d)(3) of the Exchange Act [15 U.S.C. §
27 78u(d)(3)].

28 ///

VIII.

Retain jurisdiction of this action in accordance with the principles of equity and the Federal Rules of Civil Procedure in order to implement and carry out the terms of all orders and decrees that may be entered, or to entertain any suitable application or motion for additional relief within the jurisdiction of this Court.

IX.

Grant such other and further relief as this Court may determine to be just and necessary.

Dated: July 8, 2021

/s/ Kathryn C. Wanner

Kathryn C. Wanner¹
Teri M. Melson
Attorneys for Plaintiff
SECURITIES AND
EXCHANGE COMMISSION

¹ Appearing pursuant to Local Rule IA 11-3 as an attorney employed by and representing the SEC, a United States agency.

CIVIL COVER SHEET

The JS 44 civil cover sheet and the information contained herein neither replace nor supplement the filing and service of pleadings or other papers as required by law, except as provided by local rules of court. This form, approved by the Judicial Conference of the United States in September 1974, is required for the use of the Clerk of Court for the purpose of initiating the civil docket sheet. (SEE INSTRUCTIONS ON NEXT PAGE OF THIS FORM.)

I. (a) PLAINTIFFS

SECURITIES AND EXCHANGE COMMISSION

(b) County of Residence of First Listed Plaintiff

(EXCEPT IN U.S. PLAINTIFF CASES)

(c) Attorneys (Firm Name, Address, and Telephone Number)

Kathryn C. Wanner and Teri M. Melson (323) 965-3998
 Securities and Exchange Commission
 444 S. Flower Street, Suite 900, Los Angeles, California 90071

DEFENDANTS

PROFIT CONNECT WEALTH SERVICES, INC., JOY I.
 KOVAR, AND BRENT CARSON KOVAR

County of Residence of First Listed Defendant
 (IN U.S. PLAINTIFF CASES ONLY)

NOTE: IN LAND CONDEMNATION CASES, USE THE LOCATION OF
 THE TRACT OF LAND INVOLVED.

Attorneys (If Known)

JUL - 8 2021

CLERK US DISTRICT COURT

II. BASIS OF JURISDICTION (Place an "X" in One Box Only)

- ☒ 1 U.S. Government Plaintiff
- ☐ 2 U.S. Government Defendant
- ☐ 3 Federal Question (U.S. Government Not a Party)
- ☐ 4 Diversity (Indicate Citizenship of Parties in Item III)

III. CITIZENSHIP OF PRINCIPAL PARTIES (Place an "X" in One Box for Plaintiff and One Box for Defendant)

- | | PTF | DEF | | PTF | DEF |
|---|----------------------------|----------------------------|---|----------------------------|----------------------------|
| Citizen of This State | <input type="checkbox"/> 1 | <input type="checkbox"/> 1 | Incorporated or Principal Place of Business In This State | <input type="checkbox"/> 4 | <input type="checkbox"/> 4 |
| Citizen of Another State | <input type="checkbox"/> 2 | <input type="checkbox"/> 2 | Incorporated and Principal Place of Business In Another State | <input type="checkbox"/> 5 | <input type="checkbox"/> 5 |
| Citizen or Subject of a Foreign Country | <input type="checkbox"/> 3 | <input type="checkbox"/> 3 | Foreign Nation | <input type="checkbox"/> 6 | <input type="checkbox"/> 6 |

IV. NATURE OF SUIT (Place an "X" in One Box Only)

Click here for: Nature of Suit Code Descriptions.

CONTRACT	TORTS	FORFEITURE/PENALTY	BANKRUPTCY	OTHER STATUTES	
<input type="checkbox"/> 110 Insurance <input type="checkbox"/> 120 Marine <input type="checkbox"/> 130 Miller Act <input type="checkbox"/> 140 Negotiable Instrument <input type="checkbox"/> 150 Recovery of Overpayment & Enforcement of Judgment <input type="checkbox"/> 151 Medicare Act <input type="checkbox"/> 152 Recovery of Defaulted Student Loans (Excludes Veterans) <input type="checkbox"/> 153 Recovery of Overpayment of Veteran's Benefits <input type="checkbox"/> 160 Stockholders' Suits <input type="checkbox"/> 190 Other Contract <input type="checkbox"/> 195 Contract Product Liability <input type="checkbox"/> 196 Franchise	PERSONAL INJURY <input type="checkbox"/> 310 Airplane <input type="checkbox"/> 315 Airplane Product Liability <input type="checkbox"/> 320 Assault, Libel & Slander <input type="checkbox"/> 330 Federal Employers' Liability <input type="checkbox"/> 340 Marine <input type="checkbox"/> 345 Marine Product Liability <input type="checkbox"/> 350 Motor Vehicle <input type="checkbox"/> 355 Motor Vehicle Product Liability <input type="checkbox"/> 360 Other Personal Injury <input type="checkbox"/> 362 Personal Injury - Medical Malpractice	<input type="checkbox"/> 365 Personal Injury - Product Liability <input type="checkbox"/> 367 Health Care/Pharmaceutical Personal Injury Product Liability <input type="checkbox"/> 368 Asbestos Personal Injury Product Liability PERSONAL PROPERTY <input type="checkbox"/> 370 Other Fraud <input type="checkbox"/> 371 Truth in Lending <input type="checkbox"/> 380 Other Personal Property Damage <input type="checkbox"/> 385 Property Damage Product Liability	<input type="checkbox"/> 625 Drug Related Seizure of Property 21 USC 881 <input type="checkbox"/> 690 Other LABOR <input type="checkbox"/> 710 Fair Labor Standards Act <input type="checkbox"/> 720 Labor/Management Relations <input type="checkbox"/> 740 Railway Labor Act <input type="checkbox"/> 751 Family and Medical Leave Act <input type="checkbox"/> 790 Other Labor Litigation <input type="checkbox"/> 791 Employee Retirement Income Security Act IMMIGRATION <input type="checkbox"/> 462 Naturalization Application <input type="checkbox"/> 465 Other Immigration Actions	<input type="checkbox"/> 422 Appeal 28 USC 158 <input type="checkbox"/> 423 Withdrawal 28 USC 157 PROPERTY RIGHTS <input type="checkbox"/> 820 Copyrights <input type="checkbox"/> 830 Patent <input type="checkbox"/> 835 Patent - Abbreviated New Drug Application <input type="checkbox"/> 840 Trademark <input type="checkbox"/> 880 Defend Trade Secrets Act of 2016 SOCIAL SECURITY <input type="checkbox"/> 861 HIA (1395ff) <input type="checkbox"/> 862 Black Lung (923) <input type="checkbox"/> 863 DIWC/DIWW (405(g)) <input type="checkbox"/> 864 SSID Title XVI <input type="checkbox"/> 865 RSI (405(g)) FEDERAL TAX SUITS <input type="checkbox"/> 870 Taxes (U.S. Plaintiff or Defendant) <input type="checkbox"/> 871 IRS—Third Party 26 USC 7609	<input type="checkbox"/> 375 False Claims Act <input type="checkbox"/> 376 Qui Tam (31 USC 3729(a)) <input type="checkbox"/> 400 State Reapportionment <input type="checkbox"/> 410 Antitrust <input type="checkbox"/> 430 Banks and Banking <input type="checkbox"/> 450 Commerce <input type="checkbox"/> 460 Deportation <input type="checkbox"/> 470 Racketeer Influenced and Corrupt Organizations <input type="checkbox"/> 480 Consumer Credit (15 USC 1681 or 1692) <input type="checkbox"/> 485 Telephone Consumer Protection Act <input type="checkbox"/> 490 Cable/Sat TV <input checked="" type="checkbox"/> 850 Securities/Commodities/Exchange <input type="checkbox"/> 890 Other Statutory Actions <input type="checkbox"/> 891 Agricultural Acts <input type="checkbox"/> 893 Environmental Matters <input type="checkbox"/> 895 Freedom of Information Act <input type="checkbox"/> 896 Arbitration <input type="checkbox"/> 899 Administrative Procedure Act/Review or Appeal of Agency Decision <input type="checkbox"/> 950 Constitutionality of State Statutes
REAL PROPERTY <input type="checkbox"/> 210 Land Condemnation <input type="checkbox"/> 220 Foreclosure <input type="checkbox"/> 230 Rent Lease & Ejectment <input type="checkbox"/> 240 Torts to Land <input type="checkbox"/> 245 Tort Product Liability <input type="checkbox"/> 290 All Other Real Property	CIVIL RIGHTS <input type="checkbox"/> 440 Other Civil Rights <input type="checkbox"/> 441 Voting <input type="checkbox"/> 442 Employment <input type="checkbox"/> 443 Housing/Accommodations <input type="checkbox"/> 445 Amer. w/Disabilities - Employment <input type="checkbox"/> 446 Amer. w/Disabilities - Other <input type="checkbox"/> 448 Education	PRISONER PETITIONS Habeas Corpus: <input type="checkbox"/> 463 Alien Detainee <input type="checkbox"/> 510 Motions to Vacate Sentence <input type="checkbox"/> 530 General <input type="checkbox"/> 535 Death Penalty Other: <input type="checkbox"/> 540 Mandamus & Other <input type="checkbox"/> 550 Civil Rights <input type="checkbox"/> 555 Prison Condition <input type="checkbox"/> 560 Civil Detainee - Conditions of Confinement			

V. ORIGIN (Place an "X" in One Box Only)

- ☒ 1 Original Proceeding
- ☐ 2 Removed from State Court
- ☐ 3 Remanded from Appellate Court
- ☐ 4 Reinstated or Reopened
- ☐ 5 Transferred from Another District (specify)
- ☐ 6 Multidistrict Litigation - Transfer
- ☐ 8 Multidistrict Litigation - Direct File

VI. CAUSE OF ACTION

Cite the U.S. Civil Statute under which you are filing (Do not cite jurisdictional statutes unless diversity):
 15 U.S.C. § 78j(b) and 17 C.F.R. § 240.10b-5(b); 15 U.S.C. §§ 77q(a)(1), 77q(a)(2) and 77q(a)(3)

Brief description of cause:

The complaint alleges violations of the federal securities laws.

VII. REQUESTED IN COMPLAINT:

☐ CHECK IF THIS IS A CLASS ACTION UNDER RULE 23, F.R.Cv.P.

DEMAND \$

CHECK YES only if demanded in complaint:

JURY DEMAND ☐

VIII. RELATED CASE(S) IF ANY

(See instructions):

JUDGE

DATE Jul 8, 2021

SIGNATURE OF ATTORNEY OF F /s/ Kathryn C. Wanner

2:21-cv-01298-JAD-BNW

FOR OFFICE USE ONLY

RECEIPT #

AMOUNT

APPLYING IFP

MAG. JUDGE