The Sworn Declaration by David R. Alperstein, Esq.

When the federal government builds a high-profile narrative, it operates like a steamroller. The Securities and Exchange Commission (SEC) and the Assistant United States Attorney (AUSA) paint a picture of universal deception, hidden pasts, and systemic fraud. But what happens when the government's entire narrative is directly, cleanly, and legally dismantled not by rhetoric, but by a sworn declaration under penalty of perjury from a prominent, independent attorney who manages his own investment fund? It gets ignored.

The unsealing of the sworn declaration of David R. Alperstein, Esq.—a member in good standing of the Pennsylvania, New Jersey, and New York bars, and the manager of multiple Private Placement Memorandum (PPM) investment funds—does more than just challenge the SEC and criminal indictments in Pennsylvania. It completely debunks them.

1. The "Deception" Myth: Full Criminal Disclosure Was Made
The bedrock of the SEC's case against Joseph LaForte was the allegation that he fraudulently concealed his past gambling conviction from investors to induce them to put money into Complete Business Solutions Group (d/b/a Par Funding).

Mr. Alperstein's sworn testimony directly refutes this. Under penalty of perjury, Alperstein stated:
"Joseph LaForte... does not hide his past or criminal history... While I was already aware of his felony record and convictions, before we engaged in any business dealings with CBSG, he again disclosed his record."

This was not a casual conversation. Alperstein was an experienced attorney executing due diligence for two separate investment funds (MCA Capital Fund I and MCA National Fund). LaForte did not hide his past; he explicitly disclosed it prior to any business transactions.

2. Independent Legal Backing: The Structure Was Fully Compliant
The government's case relies on the premise that the capital raising, and structural setup of Par Funding were an illegal, non-compliant securities scheme.

Yet, Mr. Alperstein—a seasoned legal professional—did not just take Par Funding's word for it. He engaged his own independent securities counsel to review the offerings before a single dollar was invested. The result? His independent lawyers came to the exact same conclusion that Par Funding's securities lawyers did.

According to the declaration, independent counsel determined that the debt instruments offered by CBSG were structurally sound, legally compliant, and not a "security" under applicable Supreme Court precedent and relevant law. If multiple independent legal teams review an operation and conclude it is entirely legal and compliant, how does the AUSA manufacture a criminal intent to defraud?

3. Total Transparency: Complete Access to Books and Records
A classic hallmark of a fraudulent scheme is the restriction of information—keeping investors in the dark and cooking the books.

Alperstein's declaration completely puts this claim to rest, stating that Par Funding provided complete access to its books and records, answered every question openly and honestly, and never once refused a request for information.

Astonishingly, across this entire multi-year legal saga, not a single PPM manager has ever testified that they were denied access to Par Funding's books and records. The transparency was absolute.

4. The COVID-19 Reality vs. The SEC Narrative
The government pointed to amended exchange agreements during the spring of 2020 as evidence of high-pressure tactics and collapsing fraud. Alperstein provides the grounded, real-world truth: the Merchant Cash Advance (MCA) industry was hit hard by the unprecedented global pandemic economic shutdown.

Par Funding acted with transparency, offering fair and reasonable amended terms to its fund managers without a shred of undue pressure. Outside of the peak pandemic panic months of April and May 2020, investors received their agreed-upon payments and principal returns exactly as promised.

5. A Severe Failure of Due Process
This is not an isolated piece of evidence. Mr. Alperstein is the third prominent attorney to sign a sworn declaration completely undermining the government's case. Alongside the declaration of Mr. Candell and Mr. Valz these critical legal documents were systematically ignored by the court.

Worse still, LaForte was ultimately precluded from testifying at his own trial—a staggering violation of fundamental due process. Had the trial taken place with a full presentation of evidence, Mr. Alperstein, Mr. Candell, and Mr. Valz, along with a litany of other legal professionals, were fully prepared to take the witness stand, look a jury in the eye, and testify under oath to the truth.

The Human Cost of "Zero Investigation"

It is mystifying how the SEC and the AUSA chose to push forward with catastrophic criminal and civil charges in the face of absolute clarity from the fund managers themselves. What we are looking at is an aggressive, blind enforcement action that completely bypassed a real investigation into the truth.

The consequences of this narrative-driven overreach are devastating:

Destroyed Value: A legitimate, cash-flowing business was forced into receivership to be aggressively liquidated against the explicit wishes of its largest investors, who warned that shutting it down would put substantial sums of money at risk.

Ruined Lives: Hundreds of innocent employees lost their livelihoods in an instant.

Delayed Payback to Investors: The very people the SEC claims to protect have seen their investments delayed by the liquidation process and missed receiving monthly interest payments for 6 years on their money.

Absolute Devastation: Joseph LaForte was thrown into prison, his family home was seized and sold, and his family was left homeless—all built on a foundation of falsehoods and a refusal by the government to look at the sworn evidence right in front of them.

When the government prefers its own fiction to the sworn affidavits of officers of the court, justice is not being served, it is being actively subverted. This declaration proves that the narrative was a house of cards, and it is time for the truth to be fully exposed.