

IN THE UNITED STATES DISTRICT COURT

FEDERAL TRADE COMMISSION,

Plaintiff,

v.

THOMAS D. LICA : [REDACTED]

THEREFORE, IT IS ORDERED as follows:

FINDINGS

1. This Court has jurisdiction over this matter.

2. The Complaint charges that Defendants participated in deceptive acts or practices in violation of Section 5 of the FTC Act, 15 U.S.C. § 45(a), in connection with the marketing of

cryptocurrency schemes by (a) representing that such schemes were legitimate investments and (b) by making false or

opportunities when, in fact, they were chain referral schemes; and (b) by making false or

B. “**Defendant(s)**” means Thomas Dluca, Louis Gatto, Eric Pinkston, and Scott Chandler, individually, collectively, or in any combination.

C. “**Investment Opportunity**” means anything, tangible or intangible, that is
offered, offered for sale, sold, or to be sold.

or implied, about past, present, or future income, profit, or appreciation.

D. “**Multi-Level Marketing Program**” means any plan or program in which a

II. PROHIBITED MARKETING SCHEMES

IT IS FURTHER ORDERED that Settling Defendant, whether acting directly or

others in the advertising, marketing, promoting, or operating of any Ponzi scheme or chain referral scheme.

III. PROHIBITION AGAINST MISREPRESENTATIONS

IT IS FURTHER ORDERED that Settling Defendant, his officers, agents, employees,

5. any material restriction, limitation, or condition to purchase, receive, or participate in the Investment Opportunity or Business Venture;

characteristics of the Investment Opportunity or Business Venture; or

7. any material aspect of the nature or terms of the refund, cancellation,

accordance with instructions previously provided by a representative of Plaintiff. Upon such

payment, the remainder of the judgment is suspended, subject to the Subpoena below.

C. Plaintiff's agreement to the suspension of part of the judgment is expressly premised upon the truthfulness, accuracy, and completeness of Settling Defendant's sworn financial statements and related documents (collectively, "financial representations") submitted to the Commission, namely:

1. a .pdf file entitled "02. Coinbase Acct. Sheet;"
2. Cryptocurrency Financial Statement (Attachment C) executed on 3/23/18.

~~IT IS FURTHER ORDERED~~ that

A. Settling Defendant relinquishes dominion and all legal and equitable right, title, and interest in all assets transferred pursuant to this Order and may not seek the return of any assets.

B. The facts alleged in the Complaint will be taken as true, without further proof, in any subsequent civil litigation by or on behalf of the Commission, including in a proceeding to enforce its rights to any payment or monetary judgment pursuant to this Order, such as a

money not used for such equitable relief is to be deposited to the U.S. Treasury as disgorgement.

Settling Defendant has no right to challenge any actions the Commission or its representatives

may take pursuant to this Order.

VI. ASSET FREEZE

IT IS FURTHER ORDERED that the asset freeze is modified to permit the payments described in the Section titled Monetary Judgment. Upon completion of this payment, the asset freeze as to Settling Defendant is dissolved.

VII. CUSTOMER INFORMATION

C. Enting to destroy such customer information in all forms in his possession

[REDACTED]

managers and members; (2) all employees, agents, and representatives having managerial responsibilities for conduct related to the subject matter of the Order and all agents and ~~representatives who participate in conduct related to the subject matter of the Order and (2) any~~

business entity resulting from any change in structure as set forth in the Section titled

Compliance Reporting, Delivery, and Other Matters, Section 1.0, of the Order.

Defendant (which Settling Defendant must describe if he knows or should know due to his own involvement);

5 Describe in detail Settling Defendant's involvement in the following:

C. Settling Defendant must submit to the Commission notice of the filing of any bankruptcy petition, insolvency proceeding, or similar proceeding by or against Settling Defendant within 14 days of its filing.

D. Any submission to the Commission required by this Order to be sworn under penalty of perjury must be true and accurate and comply with the provisions of 21 C.F.R. § 174.6 (a) (1) (i).

B. personnel records showing, for each Person providing services, whether as an

employee or otherwise, that Person's name, address, telephone number, and date of

dates of service; and (if applicable) the reason for termination;

C. records of all consumer complaints and refund requests, whether received directly

has agreed to such an interview. The Person interviewed may have counsel present

[REDACTED]

C. The Commission may use all other lawful means, including posing, through its

representatives or consumers, suppliers, or other individuals, to identify, locate, and interview

[REDACTED]

[REDACTED]

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IT IS STIPULATED:

FEDERAL TRADE COMMISSION



IN WITNESS WHEREOF, I have hereunto set my hand and the seal of the Federal Trade Commission at Washington, D.C., this 22nd day of August, 2019.