

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA**

CASE NO. 18-cv-61991-BLOOM/Valle

SECURITIES AND EXCHANGE COMMISSION,

Plaintiff,

v.

1 GLOBAL CAPITAL LLC, and
CARL RUDERMAN,

Defendants, and

1 WEST CAPITAL LLC,
BRIGHT SMILE FINANCING, LLC,
BRR BLOCK INC.,
DIGI SOUTH, LLC,
GANADOR ENTERPRISES, LLC,
MEDIA PAY LLC,
PAY NOW DIRECT LLC, and
RUDERMAN FAMILY TRUST,

Relief Defendants.

**ORDER GRANTING PLAINTIFF'S UNOPPOSED MOTION FOR AN ASSET FREEZE
AND OTHER RELIEF AGAINST RELIEF DEFENDANTS BRIGHT SMILE
FINANCING, LLC; BRR BLOCK INC.; DIGI SOUTH, LLC; GANADOR
ENTERPRISES, LLC; MEDIA PAY LLC; AND
PAY NOW DIRECT LLC**

THIS CAUSE is before the Court upon Plaintiff Securities and Exchange Commission's Unopposed Motion for an Asset Freeze Against Relief Defendants Bright Smile Financing, LLC, BRR Block Inc., Digi South, LLC, Ganador Enterprises, LLC, Media Pay LLC, and Pay Now Direct LLC, ECF No. [71], ("Asset Freeze Motion), which seeks the following orders:

(1) An Order Continuing the Freezing the Assets of Relief Defendants Bright Smile Financing, LLC, BRR Block Inc., Digi South, LLC, Ganador Enterprises, LLC, Media Pay LLC, and Pay Now Direct LLC; and

(2) An Order Prohibiting Destruction of Documents against Relief Defendants Bright Smile Financing, BRR Block, Digi South, Ganador Enterprises, Media Pay, and Pay Now Direct.

The Court finds that good cause exists for the Court to grant the Commission's Asset Freeze Motion. In addition, by the Consent annexed hereto, without admitting or denying any of the allegations in the Complaint filed by the Commission, except that they admit the allegation as to the jurisdiction of this Court over them and the subject matter of this action, they have agreed to the entry of this Order. Accordingly, it is **ORDERED AND ADJUDGED** as follows:

Plaintiff's Asset Freeze Motion, **ECF No. [71]**, is **GRANTED**.

I.

ASSET FREEZE

IT IS FURTHER ORDERED AND ADJUDGED that until further order of this Court:

- A. Relief Defendants Bright Smile Financing, BRR Block, Digi South, Ganador Enterprises, Media Pay, and Pay Now Direct, and their respective directors, officers, agents, servants, employees, attorneys, depositories, banks, and those persons in active concert or participation with any one or more of them, and each of them (except the Court appointed Receiver, who is not subject to the Asset Freeze), who receive notice of this Order by personal service, mail, email, facsimile transmission or otherwise, be and hereby are, restrained from, directly or indirectly, transferring, setting off, receiving, changing, selling, pledging, assigning, liquidating or otherwise disposing of, or withdrawing any assets or property, including but not limited to cash, free credit balances, fully paid for securities, personal property, real property, and/or property pledged or hypothecated as collateral for loans, or charging upon or drawing from any lines

of credit, owned by, controlled by, or in the possession of, whether jointly or singly, and wherever located; and

- B. Any financial or brokerage institution or other person or entity holding any such funds or other assets, in the name, for the benefit or under the control of Relief Defendants Bright Smile Financing, BRR Block, Digi South, Ganador Enterprises, Media Pay, and Pay Now Direct, directly or indirectly, held jointly or singly, and wherever located, and which receives actual notice of this Order by personal service, mail, email, facsimile, or otherwise (except that the Financial Institutions may, upon request by the Receiver, release funds or other assets to the Court appointed Receiver), shall hold and retain within its control and prohibit the withdrawal, removal, transfer, disposition, pledge, encumbrance, assignment, set off, sale, liquidation, dissipation, concealment, or other disposal of any such funds or other assets, including, but not limited to, the following accounts:

Bank Of America:

- Ganador Enterprises, LLC, account ending in 57046;
- Digi South, LLC, account ending in 94659;
- Digi South, LLC, account ending in 94662;
- Digi South, LLC, account ending in 94675;
- Digi South, LLC, account ending in 21505;
- Pay Now Direct LLC, account ending in 42771;
- Bright Smile Financing, LLC, account ending in 89714; and
- Media Pay LLC, account ending in 59154;

City National Bank:

- Bright Smile Financing, LLC, account ending in 81867;

Bridge Bank:

- Bright Smile Financing, LLC, account ending in 1343;
- Bright Smile Financing, LLC, account ending in 98835; and

- Bright Smile Financing, LLC, account ending in 85484;

JP Morgan Chase:

- BRR Block Inc., account ending in 02673.

II.

RECORDS PRESERVATION

IT IS FURTHER ORDERED AND ADJUDGED that until further Order of the Court Relief Defendants Bright Smile Financing, BRR Block, Digi South, Ganador Enterprises, Media Pay, and Pay Now Direct, any of their directors, officers, agents, servants, employees, attorneys, depositories, banks, and those persons in active concert or participation with any one or more of them, and each of them, be and they hereby are restrained and enjoined from, directly or indirectly, destroying, mutilating, concealing, altering, disposing of, or otherwise rendering illegible in any manner, any of the books, records, documents, correspondence, brochures, manuals, papers, ledgers, accounts, statements, obligations, files and other property of or pertaining to any of the Defendants or Relief Defendants, wherever located and in whatever form, electronic or otherwise, until further Order of this Court.

III.

RETENTION OF JURISDICTION

IT IS FURTHER ORDERED AND ADJUDGED that this Court shall retain jurisdiction over this matter and Relief Defendants Bright Smile Financing, BRR Block, Digi South, Ganador Enterprises, Media Pay, and Pay Now Direct in order to implement and carry out the terms of all Orders and Decrees that may be entered and/or to entertain any suitable application or motion for additional relief within the jurisdiction of this Court, and will order other relief that this Court deems appropriate under the circumstances.

DONE AND ORDERED in Chambers in Miami, Florida, this 19th day of September,
2018.

A handwritten signature in black ink, appearing to be 'JB' with a long horizontal stroke extending to the right.

BETH BLOOM
UNITED STATES DISTRICT JUDGE

Copies to:

Counsel of record