

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

USDC SDNY
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SECURITIES AND EXCHANGE COMMISSION,

Plaintiff,

v.

FABRICE TOURRE,

Defendant.

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: 10 Civ. 3229 (KBF)
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: ECF Case
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~~PROPOSED~~ FINAL JUDGMENT AS TO DEFENDANT FABRICE TOURRE

Pursuant to Rule 58 of the Federal Rules of Civil Procedure and the jury verdict of August 1, 2013:

(1) Final Judgment is entered for Plaintiff Securities and Exchange Commission (“SEC”) on its claims against Defendant Fabrice Tourre for violating: (i) Section 10(b) of the Securities Exchange Act of 1934 (“Exchange Act”) and Rules 10b-5(a) and (c) promulgated thereunder; (ii) Section 20(e) of the Exchange Act, and (iii) Section 17(a) of the Securities Act of 1933 (“Securities Act”).

(2) Final Judgment is entered for Fabrice Tourre and against the SEC on its claim against Fabrice Tourre for violating Section 10(b) of the Exchange Act and Rule 10b-5(b) promulgated thereunder.

Having considered the submissions of the parties, as well as the trial and post-trial record of these proceedings:

I.

IT IS HEREBY ORDERED, ADJUDGED, AND DECREED that Defendant Fabrice Tourre is liable for disgorgement of \$175,463, together with prejudgment interest thereon in the amount of \$31,150.91, and, pursuant to Section 20(d) of the Securities Act and Section 21(d)(3) of the Exchange Act, a civil penalty of \$650,000. Defendant Fabrice Tourre

shall satisfy this obligation by paying \$856,613.91 within 30 days after entry of this Final Judgment by certified check, bank cashier's check, or United States postal money order payable to the Securities and Exchange Commission. The payment shall be delivered or mailed to Office of Financial Management, Securities and Exchange Commission, 100 F Street, N.E., Stop 6042, Washington DC 20549, and shall be accompanied by a letter identifying Defendant Fabrice Tourre as a defendant in this action; setting forth the title and civil action number of this action and the name of this Court; and specifying that payment is made pursuant to this Final Judgment. Defendant Fabrice Tourre shall pay post-judgment interest on any delinquent amounts pursuant to 28 U.S.C. § 1961. The SEC shall remit the funds paid pursuant to this paragraph to the United States Treasury.

II.

IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that Defendant Fabrice Tourre shall not seek or accept reimbursement from Goldman, Sachs & Co., or any of its parents, or subsidiaries, with regard to the \$650,000 civil penalty reflected in this Final Judgment.

III.

IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that this Court shall retain jurisdiction of this matter for the purposes of enforcing the terms of the Final Judgment and, for a period of three years and subject to Federal Rule of Civil Procedure 62(c), for purposes of determining the propriety of injunctive relief should Fabrice Tourre become employed in the securities industry.

IV.

There being no just reason for delay, pursuant to Rule 58 of the Federal Rules of Civil Procedure, the Clerk is ordered to enter this Final Judgment forthwith and without further notice.

Dated: March 27, 2014



HONORABLE KATHERINE B. FORREST
UNITED STATES DISTRICT JUDGE