

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA

SECURITIES AND EXCHANGE
COMMISSION,

Plaintiff,

vs.

COMPLETE BUSINESS SOLUTIONS
GROUP, INC. D/B/A/ PAR FUNDING, ET
AL.,

Defendants,

and

L.M.E. 2017 FAMILY TRUST,

Relief Defendant.

CASE NO.: 20-CIV-81205-RAR

**DEFENDANT'S MOTION TO ENTER
CONSENT ORDER AGAINST DEFENDANT JOHN GISSAS**

Defendant, John Gissas (“Gissas”), respectfully requests the Court to enter the proposed agreed Order filed with this Motion.

Mr. Gissas has consented to the entry of the Order (Exhibit A) and the Receiver has no objection. If entered, the Order resolves all preliminary relief matters sought against Mr. Gissas.

Dated: August 21, 2020.

Respectfully submitted,

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Counsel for Defendants John Gissas, Retirement Evolution Group, LLC, Retirement Evolution Income Fund, LLC f/k/a RE Income Fund LLC, and RE Income Fund 2, LLC

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on August 21, 2020, I electronically filed the foregoing document with the clerk of the Court using CM/ECF. I also certify that the foregoing document is being served this day on counsel of record via transmission of Notices of Electronic Filing generated by CM/ECF.

/s Daniel I. Small
Daniel I. Small

EXHIBIT "A"

UNITED STATES DISTRICT COURT
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SECURITIES AND EXCHANGE COMMISSION,

Plaintiff,

v.

COMPLETE BUSINESS SOLUTIONS GROUP,
INC. d/b/a/ PAR FUNDING, et al.,

Defendants.

**CONSENT OF DEFENDANT JOHN GISSAS TO
ORDER OF PRELIMINARY INJUNCTION AND OTHER RELIEF**

1. Defendant John Gissas ("Gissas") Gissas acknowledges having been served with the Summons and the Complaint in this action, enters a general appearance, and admits the Court's jurisdiction over him and over the subject matter of this action.
2. Without admitting or denying the allegations of the Complaint (except as to personal and subject matter jurisdiction, which Gissas admits), Gissas hereby consents to entry of the Order of Preliminary Injunction and Other Relief ("Preliminary Injunction") in the form attached hereto and incorporated by reference herein.
3. Gissas enters into this Consent voluntarily after consulting with undersigned counsel, and represents that no threats, offers, promises, or inducements of any kind have been made by the Commission or any member, officer, employee, agent, or representative of the Commission to induce Gissas or anyone acting on his behalf to enter into this Consent.
4. Gissas agrees this Consent shall be incorporated into the Preliminary Injunction with the same force and effect as if fully set forth therein.

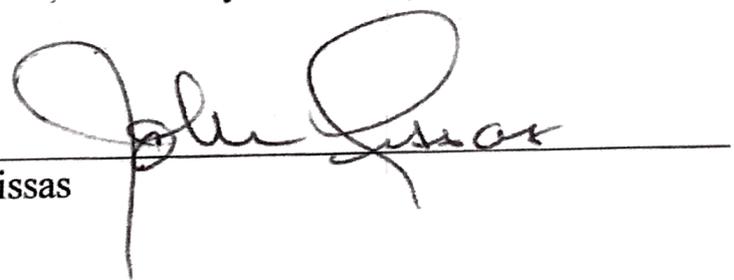
Gissas agrees the Commission may present the attached proposed Preliminary Injunction to the Court for signature and entry, and further agrees the Court shall retain jurisdiction over him and over the subject matter of this action.

6. Gissas understands and agrees the Commission cannot and does not confer on him or any other person or entity immunity from any criminal proceedings against him or other persons or entities for any actions related to or arising from this or any other matter.

7. Gissas waives any right he may have to appeal from the entry of the Preliminary Injunction.

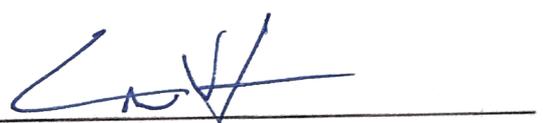
8. Gissas waives service of the Preliminary Injunction once entered, and agrees the entry of the Preliminary Injunction by the Court and filing with the Clerk in the Southern District of Florida will constitute notice to him the terms and conditions of the Preliminary Injunction.

9. Gissas agrees he will not oppose the enforcement of the Preliminary Injunction on the ground, if any exists, that it fails to comply with Rule 65(d) of the Federal Rules of Civil Procedure, and hereby waives any objection based thereon.



John Gissas

APPROVED AS TO FORM:



Daniel I. Small
Allison Kernisky
HOLLAND & KNIGHT LLP
701 Brickell Avenue, Suite 3300
Miami, Florida 33131
Counsel for Defendant John Gissas

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

CASE NO.: 20-cv-81205-RAR

SECURITIES AND EXCHANGE COMMISSION,

Plaintiff,

v.

**COMPLETE BUSINESS SOLUTIONS GROUP,
INC. d/b/a/ PAR FUNDING, et al.,**

Defendants.

**ORDER GRANTING PRELIMINARY INJUNCTION BY CONSENT AS TO
DEFENDANT JOHN GISSAS**

THIS CAUSE is before the Court upon the Court's Order to Show Cause why a Preliminary Injunction should not be granted against Defendants [DE 42, at 3], and based on the consent of defendant John Gissas ("Gissas") and good cause appearing on the record, Plaintiff's request for a Preliminary Injunction is GRANTED with respect to defendant Gissas as follows:

I. Section 17(a)(2) and (3) of the Securities Act of 1933 ("Securities Act")

IT IS ORDERED that until further Order of Court, Gissas is restrained and enjoined from violating Section 17(a)(2) and (3) of the Securities Act [15 U.S.C. § 77q(a)(2) and (3)] in the offer or sale of any security by the use of any means or instruments of transportation or communication in interstate commerce or by use of the mails, directly or indirectly:

- (a) to obtain money or property by means of any untrue statement of a material fact or any omission of a material fact necessary in order to make the statements made, in light of the circumstances under which they were made, not misleading;
- or

(b) to engage in any transaction, practice, or course of business which operates or would operate as a fraud or deceit upon the purchaser by, directly or indirectly (i) creating a false appearance or otherwise deceiving any person, or (ii) disseminating false or misleading documents, materials, or information or making, either orally or in writing, any false or misleading statement in any communication with any investor or prospective investor, about: (A) any investment in securities; (B) the prospects for success of any product or company; (C) the use of investor funds; (D) the safety of any securities investment; (E) the use of investor funds or investment proceeds; (F) Orders issued against the Defendants by state or federal enforcement agencies; (G) the financial status of Par Funding; or (H) the management of Par Funding.

IT IS FURTHER ORDERED that, as provided in Federal Rule of Civil Procedure 65(d)(2), the foregoing paragraph also binds the following who receive actual notice of this Preliminary Injunction: (a) Gissas's officers, agents, servants, employees, and attorneys; and (b) other persons in active concert or participation with Gissas or with anyone described in (a).

II. Section 5 of the Securities Act

IT IS FURTHER ORDERED that until further Order of Court, Gissas is restrained and enjoined from violating Section 5 of the Securities Act [15 U.S.C. § 77e] by, directly or indirectly, in the absence of any applicable exemption:

- (a) Unless a registration statement is in effect as to a security, making use of any means or instruments of transportation or communication in interstate commerce or of the mails to sell such security through the use or medium of any prospectus or otherwise;
- (b) Unless a registration statement is in effect as to a security, carrying or causing to

be carried through the mails or in interstate commerce, by any means or instruments of transportation, any such security for the purpose of sale or for delivery after sale; or

- (c) Making use of any means or instruments of transportation or communication in interstate commerce or of the mails to offer to sell or offer to buy through the use or medium of any prospectus or otherwise any security, unless a registration statement has been filed with the Commission as to such security, or while the registration statement is the subject of a refusal order or stop order or (prior to the effective date of the registration statement) any public proceeding or examination under Section 8 of the Securities Act [15 U.S.C. § 77h].

IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that, as provided in Federal Rule of Civil Procedure 65(d)(2), the foregoing paragraph also binds the following who receive actual notice of this Preliminary Injunction by personal service or otherwise: (a) Gissas's officers, agents, servants, employees, and attorneys; and (b) other persons in active concert or participation with Defendant or with anyone described in (a).

III. RECORDS PRESERVATION

IT IS FURTHER ORDERED that until further Order of the Court, Gissas, any of his 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 Defendant, wherever located and in whatever form, electronic or otherwise.

IV. RETENTION OF JURISDICTION

This Court shall retain jurisdiction over this matter and Defendants and Relief Defendant 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 circumstance.

DONE and ORDERED in Fort Lauderdale, Florida, this ____ day of August, 2020.

RODOLFO A. RUIZ II
UNITED STATES DISTRICT JUDGE

Copies to: Counsel of Record