

**UNITED STATES DISTRICT COURT  
MIDDLE DISTRICT OF FLORIDA  
ORLANDO DIVISION**

**COMMODITY FUTURES  
TRADING COMMISSION,**

**Plaintiff,**

**v.**

**Case No: 6:20-cv-40-PGB-LRH**

**US COIN BULLION LLC,  
SALVATORE ESPOSITO and  
JOSEPH ESPOSITO,**

**Defendants.**

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**ORDER**

This cause is before the Court on Plaintiff Commodity Futures Tradition Commission's (the "**Commission**") Amended Motion for Entry of Default Judgment, Permanent Injunction, Restitution, Civil Monetary Penalties, and Other Equitable Relief Against Defendants. (Doc. 39 (the "**Motion**"). The United States Magistrate Judge has submitted a report recommending that the Court grant the Motion.

After an independent *de novo* review of the record in this matter, and noting that no objections were timely filed, the Court agrees entirely with the findings of fact and conclusions of law in the Report and Recommendation.

Therefore, it is **ORDERED** as follows:

1. The Report and Recommendation filed on December 29, 2021 (Doc. 44) is **ADOPTED** and **CONFIRMED** and made a part of this Order.

2. The Commission's Amended Motion for Entry of Default Judgment, Permanent Injunction, Restitution, Civil Monetary Penalties, and Other Equitable Relief Against Defendants (Doc. 39) is **GRANTED**.
3. The Court hereby **IMPOSES** a permanent injunction against Defendants. Defendants are permanently enjoined from directly or indirectly:
  - a. Using or employing, or attempting to use or employ, in connection with any contract of sale of any commodity in interstate commerce, any manipulative or deceptive device or contrivance, in violation of 7 U.S.C. § 9(1) or 17 C.F.R. § 180.1(a);
  - b. Trading on or subjecting to the rules of any "registered entity," as that term is defined in 7 U.S.C. § 1a(40);
  - c. Entering into any transactions involving "commodity interests," as that term is defined in 17 C.F.R. § 1.3, for their own personal account or for any account in which they have a direct or indirect interest;
  - d. Having any commodity interests traded on their behalf;
  - e. Controlling or directing the trading for or on behalf of any other person or entity, whether by power of attorney or otherwise, in any account involving commodity interests;

- f. Soliciting, receiving, or accepting any funds from any person for the purpose of purchasing or selling any commodity interests;
  - g. Applying for registration or claiming exemption from registration with the Commission in any capacity, and engaging in any activity requiring such registration or exemption from registration with the Commission, except as provided for in 17 C.F.R. § 4.14(a)(9);
  - h. Acting as a “principal,” as that term is defined in 17 C.F.R. § 3.1(a), agent, or any other officer or employee of any “person,” as that term is defined in 7 U.S.C. § 1a(38), registered, exempted from registration, or required to be registered with the Commission except as provided by 17 C.F.R. § 4.14(a)(9).
4. The Court **AWARDS** restitution in the amount of \$8,332,130.15, plus post-judgment interest pursuant to 28 U.S.C. § 1961, providing for a dollar-for-dollar credit against the restitution award for any restitution payments made in the criminal proceeding, consistent with the Commission’s proposed order (Doc. 39-2, pp. 21–24).
5. The Court **ORDERS** Defendants to pay, jointly and severally, a civil monetary penalty in the amount of \$24,996,390.40, plus post-judgment interest pursuant to 28 U.S.C. § 1961, consistent with the Commission’s proposed order (Doc. 39-2, pp. 26–27).

6. The Court **ADOPTS** the miscellaneous provisions outlined in the Report and Recommendation (Doc. 44, pp. 42–43) and the Commission’s proposed order (Doc. 39-2, pp. 27–28):
  - a. **Equitable Relief:** The injunctive and equitable relief provisions of this Order shall be binding upon US Coin, Salvatore Esposito, and Joseph Esposito, and upon any persons who are acting in the capacity of agent, officer, employee, servant, attorney, successor and/or assign of US Coin, Salvatore Esposito, and/or Joseph Esposito, and upon any person acting in active concert or participation with US Coin, Salvatore Esposito, and/or Joseph Esposito who receives actual notice of this Order by personal service or otherwise.
  - b. **Notices:** All notices required to be given to the Commission by any provision in this Order shall be sent certified mail, return receipt requested, as follows:

Richard A. Glaser  
Deputy Director  
Commodity Futures Trading Commission  
Division of Enforcement  
Three Lafayette Centre  
1155 21<sup>st</sup> Street, NW  
Washington, DC 20581
7. The Court **RETAINS** jurisdiction over this matter as necessary to assure compliance with this Order.
8. The Clerk of Court is **DIRECTED** to close the file.

**DONE AND ORDERED** in Orlando, Florida on January 19, 2022.



PAUL G. BYRON  
UNITED STATES DISTRICT JUDGE

Copies furnished to:

Counsel of Record  
Unrepresented Parties