

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA

CASE NO. 08-61516-CIV-ALTONAGA/BROWN

SECURITIES AND EXCHANGE
COMMISSION,

Plaintiff,

v.

ANTHONY A. JAMES and
JAMES ASSET ADVISORY, L.L.C.,

Defendants.

**FINAL JUDGMENT SETTING DISGORGEMENT AND PREJUDGMENT INTEREST
AND IMPOSING A CIVIL PENALTY AGAINST DEFENDANT ANTHONY A. JAMES**

THIS MATTER is before the Court on the Plaintiff's Motion for a Final Judgment Setting Disgorgement, Prejudgment Interest, and a Civil Penalty against Defendant Anthony A. James ("James") [D.E. 8], filed February 26, 2009. The Court has reviewed the Motion and the evidence submitted in support thereof. James has not filed a response to the Motion. The Court finds the Securities and Exchange Commission ("SEC") has provided sufficient factual evidence and legal justification for the amounts of disgorgement, prejudgment interest, and civil penalty it seeks. Accordingly, it is hereby

ORDERED AND ADJUDGED that the SEC's Motion [D.E. 8] is **GRANTED**.

It is further **ORDERED AND ADJUDGED** as follows:

- (1) James shall pay disgorgement of \$2,390,487.45, representing his ill-gotten gains as a result of the conduct alleged in the complaint.
- (2) James shall pay prejudgment interest on disgorgement of \$84,620.10.
- (3) James shall pay a civil money penalty of \$130,000 pursuant to Section 21(d)(3) of

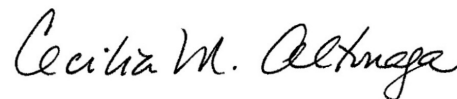
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the Securities Exchange Act of 1934 and Section 209(e) of the Investment Advisers Act of 1940.

(4) A Final Judgment is entered against Defendant Anthony A. James in the amount of \$2,605,107.55, representing the total of disgorgement, prejudgment interest, and the civil penalty, for which let execution issue. James shall pay post-judgment interest beginning 30 days after the date of this order at the applicable statutory rate.

(5) James shall pay the Final Judgment within thirty (30) days to the Registry of this Court by cashier's check, certified check, or postal money order, under cover of a letter that identifies the name and number of this action and includes a copy of this Final Judgment, with a copy to Robert K. Levenson, Esq., Securities and Exchange Commission, 801 Brickell Avenue, Suite 1800, Miami, Florida, 33131.

(6) There being no just reason for delay, pursuant to Rule 54(b) of the Federal Rules of Civil Procedure, the Clerk of the Court is ordered to enter this Final Judgment forthwith and without further notice.

DONE AND ORDERED in Chambers at Miami, Florida this 23rd day of March, 2009.



CECILIA M. ALTONAGA
UNITED STATES DISTRICT JUDGE

cc:: counsel of record