

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA

Case No. 16-cv-24678-COOKE/TORRES

SECURITIES AND EXCHANGE COMMISSION,

Plaintiff,

v.

ONIX CAPITAL LLC, and
ALBERTO CHANG-RAJII,

Defendants, and

DEEP OCEAN LLC,
NEXT CAB VENTURES LLC,
NEXT CALL VENTURES LLC,
NEXT CHAT VENTURES LLC,
NEXT PAY VENTURES LLC,
NEXT U VENTURES LLC,
NEXT TRACK VENTURES LLC, and
PROGRESSIVE POWER LLC,

Relief Defendants.

**SEALED ORDER GRANTING SECURITIES AND EXCHANGE COMMISSION'S
EMERGENCY MOTION FOR ASSET FREEZE AND OTHER RELIEF**

THIS MATTER comes before this Court on Plaintiff Securities and Exchange Commission's *Ex Parte* Emergency Motion for Asset Freeze and Other Relief (ECF No. 7). Plaintiff seeks the following orders:

1. an Order Temporarily Freezing the Assets of Onix Capital, LLC and Alberto Chang-Rajii (collectively, "Defendants") and Deep Ocean LLC, Next Cab Ventures LLC, Next Call Ventures LLC, Next Chat Ventures LLC, Next Pay Ventures LLC, Next U Ventures LLC Next Track Ventures LLC, and Progressive Power LLC (collectively, "Relief Defendants").
2. an Order Prohibiting the Destruction of Records; and
3. an Order Expediting Discovery.

The Court has considered the Commission's Complaint, the Motion and the exhibits filed in support of thereof, the accompanying memorandum of law, and the Report and Recommendation of the Magistrate Judge (ECF No. 14). The Court hereby **ADOPTS** the Report and Recommendation. The Commission's *Ex Parte* Motion (ECF No. 7) is **GRANTED**. The Court finds the Commission has made a sufficient and proper showing in support of the relief granted herein by presenting a prima facie case showing a reasonable approximation of the likely disgorgement award against the Defendants and Relief Defendants, which exceeds the amount of assets to be frozen. Accordingly, the Court finds good cause to believe that, unless it imposes a temporary asset freeze, Defendants and Relief Defendants could dissipate, conceal or transfer from the jurisdiction of this Court assets that are likely subject to an Order of Disgorgement. The Court therefore orders as follows:

I.

SHOW CAUSE HEARING

IT IS ORDERED that Defendants show cause, if any, why the Court should not grant an Order Freezing Assets and Appointing a Receiver as the Commission has requested, at a hearing to be held at a time and date to be set within fourteen (14) days of the entry of this Order before Magistrate Judge Edwin G. Torres.

II.

TEMPORARY ORDER FREEZING ASSETS

IT IS FURTHER ORDERED that, pending determination of the Commission's request for an Order Freezing Assets, Defendants and Relief Defendants, their directors, officers, agents, servants, employees, attorneys, depositories, banks, insurance companies, and those persons in active concert or participation with any one or more of them, and each of them, who receive notice of this order by personal service, mail, 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, 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 Defendants and Relief Defendants.

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 Defendants, directly or indirectly, held jointly or singly, and wherever located, and which receives actual notice of this order by personal service, facsimile, or otherwise, 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 presently known accounts:

1. Alberto Samuel Chang Rajii
Australia and New Zealand Banking Group
Account No. XXXXX7996 – Australia

2. Alberto Samuel Chang Rajii
Lloyds Bank International Ltd.
Account No. XXXX3560) –UK

3. Alberto Samuel Chang Rajii
Bank of Valletta PLC
Account No. XXXXXXXX8080 – Malta

4. Alberto Samuel Chang Rajii
JP Morgan Chase, NA
 - a. Account No. XXXXXXXXXXXXX7565
 - b. Account No. XXXXXXXXXXXXX7501
 - c. Account No. XXXXXXXXXXXXX0277

5. Alberto Samuel Chang Rajii
UBS AG Zurich Switzerland
Account No. #ChXXXXXXXXXXXXXXXXX1160M 1

6. Onix Capital LLC
JP Morgan Chase, NA
 - a. Account No. XXXXXXXXXXXXXXXXXXXX9110
 - b. Account No. XXXXXXXXXXXXXXXXXXXX2610
 - c. Account No. XXXXXXXXXXXXXXXXXXXX5290
 - d. Account No. XXXXXXXXXXXXXXXXXXXX9180

7. Grupo Arcano Corp.
JP Morgan Chase N.A.
 - a. Account No. XXXXXXXXXXXXXXXXXXXX5902
 - b. Account No. XXXXXXXXXXXXXXXXXXXX6702

8. G Private Investments, Inc.
UBS AG Zurich Switzerland
Account No. #ChXXXXXXXXXXXXXXXX5260C 1

III.

RECORDS PRESERVATION

IT IS FURTHER ORDERED that, pending determination of the Commission's request for an Order Freezing Assets, Defendants and Relief Defendants, 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.

IV.

EXPEDITED DISCOVERY

IT IS FURTHER ORDERED that

(a) Immediately upon entry of this Order, and while the Commission's request for an Order Freezing Assets is pending, the parties may take depositions upon oral examination of parties and non-parties subject to two days' notice. Should any Defendant or Relief Defendant fail to appear for a properly noticed deposition, that party may be prohibited from introducing evidence at the hearing on the Commission's request for an Order Freezing Assets;

(b) Immediately upon entry of this Order, and while the Commission's request for an Order Freezing Assets is pending, the parties shall be entitled to serve interrogatories, requests for the production of documents and requests for admissions. The parties shall respond to such discovery requests within two days of service;

(c) All responses to the Commission's discovery requests shall be delivered to Eric E. Morales, Esq. at 801 Brickell Avenue, Suite 1800, Miami, Florida 33131 by the most expeditious means available; and

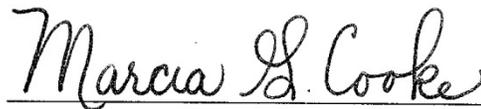
(d) Service of discovery requests and responses shall be by the most expeditious means possible, and depositions may be taken by telephone or other remote electronic means.

V.

RETENTION OF JURISDICTION

IT IS FURTHER ORDERED that this Court shall retain jurisdiction over this matter and Defendants 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 18th day of November, 2016.

A handwritten signature in cursive script that reads "Marcia G. Cooke". The signature is written in black ink and is positioned above a horizontal line.

MARCIA G. COOKE

United States District Judge