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FILED  
SUPERIOR COURT OF CALIFORNIA  
COUNTY OF SAN BERNARDINO  
SAN BERNARDINO DISTRICT

APR 15 2016

BY ANNE PERRY, DEPUTY

SUPERIOR COURT OF THE STATE OF CALIFORNIA  
FOR THE COUNTY OF SAN BERNARDINO

THE PEOPLE OF THE STATE OF CALIFORNIA, by and through the Commissioner of Business Oversight:	)	CASE NO. CIVDS1512999
	)	
Plaintiff,	)	<del>[PROPOSED]</del> FINAL JUDGMENT AGAINST RELIEF DEFENDANT DAVID FRANCIS KAYATTA
	)	
v.	)	
	)	
PAUL R. MATA, an individual;	)	
RENAISSANCE MANAGEMENT, LLC, a Nevada limited liability company; SECURED CAPITAL INVESTMENTS, LLC, a Nevada limited liability company; LOGOS REAL ESTATE HOLDINGS, LLC, a California limited liability company; LOGOS LIFETIME ENTERPRISES, LLC, a California limited liability company; LOGOS MANAGEMENT GROUP, LLC, a California limited liability company; LOGOS WEALTH ADVISORS, INC., a California corporation, and DOES 1 through 50, inclusive,	)	ASSIGNED FOR ALL PURPOSES TO: The Honorable David S. Cohn
Defendants,	)	Dept: S26
And	)	
	)	
DAVID FRANCIS KAYATTA, an individual;	)	
MARIO PINCHEIRA, an individual; and	)	
WORLD GARDENS CAFÉ, LLC, a California limited liability company.	)	
Relief Defendants.	)	

1           A.       Plaintiff, the People of the State of California, by and through the Commissioner of  
2 Business Oversight (“Plaintiff” or “Commissioner”) filed a civil action in this Court on September 9,  
3 2015, pursuant to the Corporate Securities Law of 1968, Corporations Code sections 25000 *et seq.*  
4 (“CSL”) against Defendants Paul R. Mata (“Mata”), Renaissance Management, LLC  
5 (“Renaissance”), Secured Capital Investments, LLC (“SCI”), Logos Real Estate Holdings, LLC  
6 (“LREH”), Logos Lifetime Enterprises, LLC (“LLE”), Logos Management Group, LLC (“LMG”),  
7 and Logos Wealth Advisors, Inc. (“LWA”) (collectively, “Defendants”), as well as Relief Defendants  
8 David Francis Kayatta (“Kayatta”), Mario Pincheira (“Pincheira”), and World Gardens Café, LLC  
9 (“WGC”) (collectively, “Relief Defendants”), to request Injunctive Relief, Ancillary Relief, and Civil  
10 Penalties for numerous, repeat violations of the CSL. On December 15, 2015, the Court entered an  
11 Order Issuing Preliminary Injunction against Defendants and Relief Defendants.

12           B.       Plaintiff’s Complaint alleges that Defendants fraudulently offered and sold securities,  
13 raising an estimated \$14,000,000.00 from approximately 100 investors in California and other states,  
14 while engaging in a misuse of investors’ funds. Defendants made inflated guarantees on investors’  
15 rates of return while omitting material facts in the offer and sale of securities, such as their past  
16 disciplinary history by multiple securities regulators and their lack of licensure to engage in the  
17 business of an investment adviser. From at least June 20, 2007 through September 2015, Mata  
18 managed and controlled Renaissance, SCI, LREH, LLE, LMG, LWA, and WGC (collectively,  
19 “Entity Defendants”), while using investors’ funds to pay for his, Kayatta’s, and Pincheira’s personal  
20 living expenses, fund start-up companies he owned and controlled, and expand his unlicensed  
21 investment advisory business.

22           C.       Plaintiff further alleges that from at least January 2012 through June 2015, Kayatta  
23 held himself out as the fund and operations manager of Defendants SCI and LREH and received  
24 \$320,342.56 that constitute specific funds and/or proceeds traceable to Mata’s, SCI’s, and LREH’s  
25 fraudulent offers and sales of securities.

26           D.       Kayatta stipulated to the jurisdiction of this Court over him and over the subject matter  
27 of this action.

28 ///

1 E. Kayatta stipulated to receiving service of the Summons and Complaint filed in this  
2 matter.

3 F. Kayatta read the Complaint, the Stipulation to Entry of Judgment Between Plaintiff  
4 and Relief Defendant David Francis Kayatta (hereinafter, "Stipulation"), and this proposed Final  
5 Judgment Against Relief Defendant David Francis Kayatta (hereinafter, "Final Judgment").

6 G. Kayatta waived any claims known and unknown to him against the State of California,  
7 its agents, officers, or employees based on the facts underlying the present action. Kayatta  
8 specifically waived any rights provided by Civil Code section 1542, which provides: "A general  
9 release does not extend to claims which the Creditor does not know or suspect to exist in his favor at  
10 the time of executing the release."

11 H. Kayatta stipulated and agreed that he entered into the Stipulation voluntarily and  
12 without coercion, and acknowledged that no promises, threats or assurances were made by Plaintiff  
13 or any officer, or agent thereof to induce him to enter into the Stipulation.

14 I. Kayatta waived any trial or adjudication of any fact or law herein or the taking of any  
15 proof and all rights to appeal the entry of the Final Judgment.

16  
17 **PURSUANT TO THE STIPULATION OF THE PARTIES AND GOOD CAUSE APPEARING**  
18 **THEREFOR, IT IS HEREBY ADJUDGED, ORDERED AND DECREED THAT JUDGMENT**  
19 **BE ENTERED AS FOLLOWS:**

20 1. The Court hereby enters a final judgment of disgorgement against Kayatta and in favor  
21 of Plaintiff for restitution to investors in the total amount of \$320,342.56, subject to the terms and  
22 conditions in Paragraphs 2 and 3 below.<sup>1</sup>

23 2. Immediately upon execution of the Stipulation, Kayatta shall forfeit and assign to  
24 Permanent Receiver Robert P. Mosier ("Receiver"), who was appointed as Permanent Receiver  
25 pursuant to the Preliminary Injunction entered in the matter of *Securities and Exchange Commission*  
26 *v. Paul Mata, et al., Case No. ED CV 15-01792 VAP* ("SEC Preliminary Injunction"), all right, title  
27 \_\_\_\_\_

28 <sup>1</sup> All references to full or partial satisfaction of the Final Judgment in the total amount of \$320,342.56 shall include interest thereon at the legal rate per annum until said amount is paid in full.

1 and interest in the monies and assets frozen in U.S. Bank account numbers ending in 1392 and 9791  
2 for use by the Receiver in the administration of the receivership estate and payment of restitution to  
3 investors, and the full value of these frozen monies and assets shall offset, or partially satisfy, the  
4 Final Judgment.

5 3. With respect to the entry and satisfaction of the Final Judgment against Kayatta the  
6 following terms and conditions apply:

7 a. During the pendency of the receivership, the California Department of  
8 Business Oversight (“Department”) shall make no efforts to levy on or seize any income or assets of  
9 Kayatta to satisfy the Final Judgment against Kayatta, and Kayatta shall make any and all payments,  
10 which offset or satisfy the Final Judgment, to the Receiver for the administration of the receivership  
11 estate and for payment of restitution to investors.

12 b. After the court supervising the Receiver issues the Order closing the  
13 receivership estate and discharging the Receiver, Kayatta shall make any and all payments, which  
14 offset or satisfy the Final Judgment, to the Department for payment of restitution to investors.

15 4. The Court may enter the Final Judgment at any time without further notice to Kayatta  
16 or a hearing.

17 5. This Court shall retain jurisdiction of this action in order to implement and enforce the  
18 terms of the Stipulation and entry of Final Judgment pursuant thereto, and to entertain any suitable  
19 application or motion for additional relief or modification or any order made herein within the  
20 jurisdiction of this Court.

21  
22 IT IS SO ORDERED.

23  
24 Dated: 4/15/16

25 \_\_\_\_\_  
26 **THE HONORABLE DAVID S. COHN**  
27 **JUDGE OF THE SUPERIOR COURT**