

UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF FLORIDA
TAMPA DIVISION

CIVIL ACTION NO. 6:21-cv-694-CEM-DCI

SECURITIES AND EXCHANGE COMMISSION,

Plaintiff,

v.

HARBOR CITY CAPITAL CORP.,
HARBOR CITY VENTURES, LLC,
HCCF-1 LLC,
HCCF-2 LLC,
HCCF-3 LLC,
HCCF-4 LLC,
HCCF-5 LLC,
HARBOR CITY DIGITAL VENTURES, INC.,
HCC MEDIA FUNDING, LLC,
JONATHAN P. MARONEY,

Defendants,

and

CELTIC ENTERPRISES, LLC and
TONYA L. MARONEY,

Relief Defendants.

_____ /

**CONSENT OF DEFENDANT JONATHAN MARONEY TO ENTRY OF PRELIMINARY
INJUNCTION, TO CONTINUE ASSET FREEZE AND OTHER RELIEF**

1. Defendant Jonathan Maroney, by and through his undersigned counsel, acknowledges having been served with the Summons and Complaint, which is incorporated by reference

herein, 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 he admits), Maroney hereby consents to the entry of the Order in the form attached hereto and incorporated by reference herein, which
 - a) Restrains and enjoins him from violating Sections 5(a), 5(c) and 17(a) of the Securities Act, and Sections 10(b), and Rule 10b-5 of the Exchange Act;
 - b) Continues the asset freeze; and
 - c) Prohibits the destruction of evidence.
3. Maroney enters into this Consent voluntarily 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 Maroney or anyone acting on his behalf to enter this Consent.
4. Maroney agrees this Consent shall be incorporated into the aforementioned Order with the same force and effect as if fully set forth therein.
5. Maroney agrees the Commission may present the attached proposed Order to be entered by the Court in this action, and further agrees the Court shall retain jurisdiction over him and over the subject matter of this action.
6. Maroney agrees the Commission does not confer on him or any other person or entity immunity from any criminal proceedings against them or other persons or entities for any actions related to or arising from this or any other matter.
7. Maroney waives any right he may have to appeal from the entry of the attached Order. This Consent and the proposed Order are without prejudice to Maroney's right to apply to the Court to modify or vacate said Order and to appeal any denial of such application. Maroney understands the Consent and the attached Order are also without prejudice to the Commission's right to oppose: (a) any application to modify or vacate the Order; or (b) any appeal by Maroney.
8. Maroney waives service of the attached Order and agrees to the entry of the Order.
9. Maroney agrees he will not oppose the enforcement of the Order 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.

Approved as to Form:

DocuSigned by:
By: Mark M. O'Mara
MARK M. O'MARA, ESQUIRE
Florida Bar No.: 359701
E-Mail: Mark@omaralawgroup.com
O'MARA LAW GROUP
221 NE Ivanhoe Boulevard, Suite #200
Orlando, Florida 32804
Counsel for Defendant, Jonathan P. Maroney

I, Defendant Jonathan P. Maroney, having had the benefit of the advice of competent legal counsel, hereby consent to the Court's Entry of the Preliminary Injunction and Asset Freeze Order.

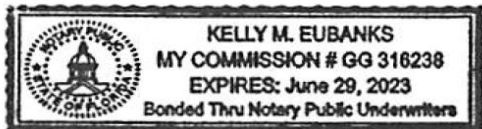
May 18, 2021, 2021

DocuSigned by:
By: Jonathan P. Maroney
Jonathan P. Maroney

COUNTRY OF HONDURAS)
) ss
)

Sworn to and subscribed before me by means of online notarization, this 5/18/2021 | 6:06 PM EDT by Jonathan P. Maroney who produced a driver's license bearing his name and photograph as identification.

DocuSigned by:
Kelly Eubanks
Notary Public



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HARBOR CITY DIGITAL VENTURES, INC.,
HCC MEDIA FUNDING, LLC,
JONATHAN P. MARONEY,

Defendants,

and

CELTIC ENTERPRISES, LLC and
TONYA L. MARONEY,

Relief Defendants.

ORDER

THIS CAUSE is before the Court upon Plaintiff Securities and Exchange Commission's Motion for Preliminary Injunction, to Continue Asset Freeze and Other Relief Against Defendant Jonathan P. Maroney, which incorporates by reference Plaintiff's Complaint seeking, among other things, the following orders of the Court:

- 1) Preliminary Injunction and Permanent Injunction, which restrains and enjoins Jonathan P. Maroney from violating Sections 5(a), 5(c) and 17(a) of the Securities Act, and Sections 10(b), and Rule 10b-5 of the Exchange Act;
- 2) Order Freezing Defendant Maroney's assets; and
- 3) Order Prohibiting Destruction of Documents, Financials, Correspondence, or Brochures.

By the Consent annexed hereto, without admitting or denying any of the allegations in the Complaint filed by the Commission, except that he admits the allegations as to the jurisdiction of this Court over him and the subject matter of this action, Jonathan P. Maroney has agreed to the entry of this Order. Accordingly, and having otherwise found good cause, it is hereby **ORDERED AND ADJUDGED** that:

Plaintiff's Securities and Exchange Commission's Motion for Preliminary Injunction, to Continue Asset Freeze and Other Relief Against Defendant Jonathan Maroney is **GRANTED** as follows:

I. PRELIMINARY INJUNCTION

IT IS ORDERED AND ADJUDGED that until further Order of the Court, Defendant Jonathan Maroney and his agents, servants, employees, attorneys, and all persons in active concert or participation with them who receive actual notice of this Order by personal service or otherwise are hereby restrained and enjoined from:

Section 17(a) of the Securities Act of 1933

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 employ any device, scheme, or artifice to defraud;
- (b) 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
- (c) 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 or offering of securities,
 - (B) the registration status of such offering or of such securities,
 - (C) the prospects for success of any product or company,
 - (D) the use of investor funds; or
 - (E) the misappropriation of investor funds or investment proceeds,

in violation of Section 17(a) of the Securities Act, [15 U.S.C. 77q(a)]; and

B. Section 10(b) of the Securities Exchange Act of 1934 and Rule 10b-5

Directly or indirectly, by use of any means or instrumentality of interstate commerce or of the mails, or of any facility of any national securities exchange, in

connection with the purchase or sale of any securities: (a) employing devices, schemes or artifices to defraud; (b) making untrue statements of material facts and omitting to state material facts necessary in order to make the statements made, in light of the circumstances under which they were made, not misleading; or (c) engaging in acts, practices and courses of business which operates, or would operate as a fraud or deceit upon any person 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 or offering of securities,
- (B) the registration status of such offering or of such securities,
- (C) the prospects for success of any product or company,
- (D) the use of investor funds; or
- (E) the misappropriation of investor funds or investment proceeds,

in violation of Section 10(b) of the Securities Exchange Act of 1934 (“Exchange Act”), 15 U.S.C. § 78j(b), and Exchange Act Rule 10b-5, [17 C.F.R. § 240.10b-5].

Section 5 of the Securities Act

IT IS FURTHER ORDERED AND ADJUDGED that Jonathan P. Maroney, and his agents, servants, employees, attorneys, and all persons in active concert or participation with them who receive actual notice of this Order by personal service or

otherwise are hereby 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.

II. ASSET FREEZE

IT IS FURTHER ORDERED AND ADJUDGED that until further order of this

Court:

Defendant Jonathan P. Maroney, his respective 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, who receive notice of this Order by personal service, mail, email, 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, personal property, real property, 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, whether jointly or singly, and wherever located;

And, 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 Defendant Jonathan Maroney, directly or indirectly, held jointly or singly, and wherever located, and which receives actual notice of this Order by personal service, mail, email, 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 in accordance with this Order and the Court's prior Orders.

III. RECORDS PRESERVATION

IT IS FURTHER ORDERED AND ADJUDGED that until further Order of the Court, Defendant Jonathan P. Maroney, 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 Defendants, wherever located and in whatever form, electronic or otherwise.

IV. RETENTION OF JURISDICTION

IT IS FURTHER ORDERED AND ADJUDGED that this Court shall retain jurisdiction over this matter, the Defendants, and the Relief Defendants in order to implement and carry out the terms of all Orders and Decrees that may be entered and 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 Orlando, Florida, this ____ day of _____ 2021.

CARLOS E. MENDOZA
UNITED STATES DISTRICT JUDGE

Copies furnished to:
Counsel of Record
All Unrepresented Person(s)