

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF TEXAS
DALLAS DIVISION

SECURITIES AND EXCHANGE	§	
COMMISSION,	§	
	§	
Plaintiff,	§	
	§	Civil Action No. 3:16-CV-1735-D
VS.	§	
	§	
CHRISTOPHER A. FAULKNER, et al.,	§	
	§	
Defendants.	§	

ORDER

On April 10, 2019 nonparty Carole Faulkner (“Carole”) filed a motion to extend the 90-day deadline set by the court’s memorandum opinion and order of January 22, 2019 (“the Contempt Order”). The court-appointed temporary receiver (“Receiver”) opposes Carole’s motion.

Carole maintains that a coercive, non-punitive penalty of \$250 per day is unjust and unfair in light of her current income and her continuing good-faith efforts to comply with the Contempt Order. As of today’s date, she has accrued a total penalty of \$16,750. The court recognizes that this is a large sum compared to Carole’s monthly income, but not when compared to the value of Carole’s residence. Moreover, the purpose of the penalty is to prompt Carole to satisfy her obligation to pay the fees awarded to the Receiver. And Carole’s alleged good faith, even if true, does not excuse her decision to take an extended vacation in Lebanon while the fee award in favor of the Receiver went unpaid.

The court therefore denies Carole's request to extend the compliance deadline.

SO ORDERED.

June 28, 2019.



SIDNEY A. FITZWATER
SENIOR JUDGE