

**THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF FLORIDA**

CIVIL CASE NO. 1:24-CV-23745-ALTMAN

COMMODITY FUTURES
TRADING COMMISSION,

Plaintiff,

v.

TRADERS DOMAIN FX LTD. d/b/a
THE TRADERS DOMAIN; FREDIRICK
TEDDY JOSEPH SAFRANKO a/k/a
TED SAFRANKO; DAVID WILLIAM
NEGUS-ROMVARI; ARES GLOBAL
LTD. d/b/a TRUBLUEFX; ALGO
CAPITAL LLC; ALGO FX CAPITAL
ADVISOR LLC n/k/a QUANT5
ADVISOR, LLC; ROBERT COLLAZO,
JR.; JUAN HERMAN a/k/a JJ HERMAN;
JOHN FORTINI; STEVEN LIKOS;
MICHAEL SHANNON SIMS; HOLTON
BUGGS, JR; CENTURION CAPITAL
GROUP INC.; ALEJANDRO
SANTIESTABAN a/k/a ALEX SANTI;
GABRIEL BELTRAN; and ARCHIE
RICE,

Defendants.

**PLAINTIFF'S UNOPPOSED MOTION FOR CONTINUANCE OF OCTOBER 29, 2024,
SHOW CAUSE HEARING**

Plaintiff Commodity Futures Trading Commission (“Commission” or “Plaintiff”) hereby moves unopposed, pursuant to Local Civil Rule 7.6, for a two-week continuance of the October 29, 2024, show cause hearing as to why a preliminary injunction should not issue against Defendants (the “Show Cause Hearing”). As set forth below, a two-week continuance will provide additional time for the Commission to perfect service on Defendants; move for alternative service as to certain foreign-located Defendants; negotiate the terms of Proposed Consent Preliminary Injunctions with certain Defendants; and, if necessary, conduct expedited discovery in advance of the hearing. The requested extension will serve the interest of judicial economy by affording most, if not all, Defendants the opportunity to participate in a single hearing; narrowing the issues to be determined at that hearing; and providing adequate time for the parties to prepare. In support of this Unopposed Motion, the Commission respectfully states as follows:

1. The Commission filed the Complaint in this action on September 30, 2024, alleging that from at least November 2019 to the present, Defendants orchestrated a fraudulent scheme to solicit funds for the purpose of trading leveraged or margined retail commodity transactions, specifically gold-to-U.S. dollar pairs (“XAU/USD”), as well as assorted other commodities, through pooled and individual accounts. [Dkt. 1]. Contemporaneously, the Commission filed an *Ex Parte* Motion for Statutory Restraining Order, Appointment of a Temporary Receiver, and Other Equitable Relief (“SRO Motion”). [Dkt. 5].

2. On October 2, 2024, the Court held an *ex parte* hearing on the Commission’s SRO Motion. The Court granted the Commission’s SRO Motion, determining, among other things, that the Commission made a *prima facie* showing that Defendants violated numerous provisions of the Commodity Exchange Act (“Act”), including 7 U.S.C. §§ 6b(a)(2)(A)–(C),

6k(2), 6m(1), and 6o(1)(A)-(B), and Commission Regulations (“Regulations”), 17 C.F.R. §§ 4.20(a)(1), (b)–(c) (2024). (“SRO”), [Dkt. 10]. Because the Commission is likely to succeed on the merits in this action and there is a reasonable likelihood that Defendants will transfer or dissipate assets or destroy records, the Court also found good cause to grant a restraining order freezing Defendants’ assets, allowing inspection of Defendants’ records, appointing Kelly Crawford as Temporary Receiver, and granting expedited discovery. *Id.*

3. The SRO also found that the Commission established good cause for issuing a preliminary injunction against the Defendants, and set a Show Cause Hearing for October 29, 2024, at 2:00 p.m. *Id.*

4. Thereafter, the Commission has worked cooperatively with the Receiver to locate and freeze assets controlled by the Defendants to assure that those assets are available for payment of restitution and disgorgement as authorized by the Court.

5. The Commission has also worked diligently to serve the Defendants with the Summons, Complaint, and SRO Order. The Commission has completed service on or obtained waivers from 10 of the 16 Defendants. [Dkt. 15–20, 25–26, 29, 30].

6. The Commission is still attempting to determine the whereabouts of, and serve, Fredirick Teddy Joseph Safranko a/k/a Ted Safranko, David William Negus-Romvari, Traders Domain FX LTD. d/b/a The Traders Domain (“TD”), Ares Global Ltd. d/b/a Trubluefx (“Trubluefx”), Holton Buggs, Jr., and Juan Herman a/k/a JJ Herman. As set forth in the Declaration of Erica Bodin, attached hereto as Exhibit A, the Commission has taken numerous steps to serve or otherwise apprise these Defendants of the action.

7. With respect to Mr. Buggs, the Commission has attempted to contact him via former counsel who represented him in connection with the Commission’s investigation

underlying this action. *Id.* ¶ 6. Despite representing that Mr. Buggs intended to cooperate with the Commission in accepting service, former counsel indicated that he was unable to accept or waive service on Mr. Buggs' behalf. *Id.* The Commission also contacted Mr. Buggs directly via email and telephone. *Id.* ¶¶ 8, 9. In addition, the Commission retained a process server to personally serve Mr. Buggs. Between October 16 and 22, 2024, the process served Mr. Buggs at his private postal box in Houston, TX, and attempted to serve him at an alternative address in a gated community also in Houston, TX. *Id.* ¶ 7. Despite these efforts, the process server was unable to serve Mr. Buggs at the alternative address in the gated community. *Id.* The Commission also learned that the Receiver had been contacted by another counsel purporting to temporarily represent Mr. Buggs in this action. On October 23, 2024, the Commission attempted to contact this counsel to determine if they indeed represented Mr. Buggs. Counsel has not yet responded to the Commission's email or otherwise contacted the attorneys responsible for this litigation. *Id.* ¶ 10

8. With respect to Mr. Herman, the Commission attempted to contact him via former counsel who represented him in connection with the Commission's investigation underlying this action, and through his current counsel in a separate litigation involving Algo Capital currently pending in state court in Florida. *Id.* ¶¶ 11-12. The Commission also contacted Mr. Herman directly via email and attempted to contact him at three telephone numbers associated with him. *Id.* ¶¶ 14-15. In addition, the Commission retained a process server to personal serve Mr. Herman at his residence in Miami Lakes, FL. *Id.* ¶ 13. Despite making 5 attempts between October 12 and October 19, 2024, the process server was unable to serve Mr. Herman. *Id.*

9. With respect to certain defendants who the Commission believes to be located in a foreign country—namely, Safranko, Negus-Romvari, TD, and Trubluefx—the Commission

intends to move for an order authorizing service by alternative means under Federal Rule of Civil Procedure 4(f)(3). Although the Commission has not yet formally served the foreign-located Defendants, it has taken steps to apprise them of the litigation. *Id.* ¶¶ 16–18.

10. The Commission has also communicated with counsel for those Defendants who have already been served in an effort to determine whether they intend to oppose entry of Preliminary Injunction. The Commission has entered into and filed with the Court for approval [Proposed] Consent Orders of Preliminary Injunctions with the following Defendants: Michael Sims; Alex Santi; Gabriel Beltran; and Archie Rice. [Dkt. 28, 31, 32, 34]. In addition, the Commission and the Receiver, on behalf of the Entity Defendants TD, Trubluefx, Algo Capital LLC, Algo FX Capital Advisor, LLC, n/k/a Quant5 Advisor, LLC, and Centurion Capital Group Inc., have executed and filed with the Court for approval a [Proposed] Consent Order of Preliminary Injunction. [Dkt. 27]. In addition, the Commission is in the process of finalizing [Proposed] Consent Orders of Preliminary Injunction with counsel for Defendants John Fortini and Steven Likos. Accordingly, because all Defendants who have been served intend to consent to entry of a Preliminary Injunction, if the Court were to proceed with the October 29, 2024, hearing, it is likely there would be no issues for the Court to resolve.

11. Therefore, the Commission respectfully submits that, in order to conserve judicial resources, the Show Cause Hearing should be continued for two weeks to allow time to serve the remaining U.S. Defendants (Buggs and Herman) and determine which of them, if any, intend to participate in a Show Cause Hearing and contest the imposition of a Preliminary Injunction. A short continuance will also provide the Commission an opportunity to move for an order authorizing alternative service on Defendants TD, Trubluefx, Safranko, and Negus-Romvari.

The Commission believes that a continuance will reduce the likelihood of the Court having to conduct separate hearings in a piece-meal fashion.

Accordingly, the Commission respectfully requests that the Court grant this Unopposed Motion and continue the Show Cause Hearing as to why a preliminary injunction should not issue against the Defendants for two weeks.

Dated: October 24, 2024

Respectfully submitted,

**PLAINTIFF COMMODITY FUTURES
TRADING COMMISSION,**

/s/ Alison B. Wilson

ALISON B. WILSON (FL Bar A5503268)

KELLY M. FOLKS (FL Bar A5503269)

SEAN HENNESSY (FL Bar A5503270)

SARAH M. WASTLER (FL Bar A5503271)

Attorneys for Plaintiff

COMMODITY FUTURES

TRADING COMMISSION

1155 21st Street, N.W.

Washington, D.C. 20581

Telephone: (202) 418-5000

awilson@cftc.gov

kfolks@cftc.gov

shennessy@cftc.gov

swastler@cftc.gov

CERTIFICATE OF CONFERENCE

Pursuant to Local Rule 7.1(a)(3)(A), I hereby certify that Plaintiff has conferred with counsel for Defendants John Fortini, Steven Likos, Michael Sims, Alex Santi; Gabriel Beltran; and Archie Rice, each of whom indicated that they did not oppose the relief requested. Plaintiff also conferred with the Temporary Receiver, Kelly Crawford, who indicated he did not oppose the relief requested. Plaintiff was unable to confer with those parties that have not yet been served despite reasonable efforts to contact them as set forth in the Declaration of Erica Bodin filed concurrently herewith.

/s/ Alison B. Wilson

ALISON B. WILSON (FL Bar A5503268)

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing was served via electronic transmission via this Court's CM/ECF filing system on this 24th day of October 2024, upon all counsel and/or parties who have appeared in the above-styled action.

/s/ Alison B. Wilson

Alison B. Wilson

**THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF FLORIDA**

COMMODITY FUTURES
TRADING COMMISSION,

Plaintiff,

v.

Civil Case No. 1:24-cv-23745-RKA

TRADERS DOMAIN FX LTD. d/b/a
THE TRADERS DOMAIN; FREDIRICK
TEDDY JOSEPH SAFRANKO a/k/a
TED SAFRANKO; DAVID WILLIAM
NEGUS-ROMVARI; ARES GLOBAL
LTD. d/b/a TRUBLUEFX; ALGO
CAPITAL LLC; ALGO FX CAPITAL
ADVISOR LLC n/k/a QUANT5
ADVISOR, LLC; ROBERT COLLAZO,
JR.; JUAN HERMAN a/k/a JJ HERMAN;
JOHN FORTINI; STEVEN LIKOS;
MICHAEL SHANNON SIMS; HOLTON
BUGGS, JR; CENTURION CAPITAL
GROUP INC.; ALEJANDRO
SANTIESTABAN a/k/a ALEX SANTI;
GABRIEL BELTRAN; and ARCHIE
RICE,

Defendants.

**DECLARATION OF ERICA BODIN IN SUPPORT OF PLAINTIFF'S
UNOPPOSED MOTION FOR CONTINUANCE OF OCTOBER 29, 2024, SHOW CAUSE
HEARING**

I, Erica Bodin, hereby make the following declaration pursuant to 28 U.S.C. § 1746,
based upon my personal knowledge.

1. I am a Paralegal Specialist at the U.S. Commodity Futures Trading Commission (“Commission”). I am over 21 years of age and competent to testify as to the matters included in this Declaration.

2. I am one of the paralegals assigned to the Commission’s action against Defendants Traders Domain FX LTD. d/b/a/ The Traders Domain (“TD”), Ares Global Ltd. d/b/a/ Trubluefx (“Trubluefx”); Fredirick Teddy Joseph Safranko a/k/a Ted Safranko; David William Negus-Romvari; Algo Capital LLC; Algo FX Capital Advisor, LLC, n/k/a Quant5 Advisor, LLC; Robert Collazo, Jr.; Juan Herman a/k/a JJ Herman; John Fortini; Steven Likos; Michael Shannon Sims; Holton Buggs, Jr.; Centurion Capital Group, Inc.; Alejandro Santiestaban a/k/a Alex Santi; Gabriel Beltran; and Archie Rice. I submit this declaration in support of the Plaintiffs’ Unopposed Motion for Continuance of the October 29, 2024, Show Cause Hearing.

3. On September 30, 2024, the Commission filed a Complaint for Injunctive Relief, Civil Monetary Penalties, Restitution, and Other Equitable Relief (“Complaint”) against Defendants. [Dkt. 1]. That same day, the Court issued summonses for Defendants. [Dkt. 6]. Contemporaneously with the filing of the Complaint, the Commission filed an *Ex Parte* Motion for Statutory Restraining Order, Appointment of a Temporary Receiver, and Other Equitable Relief (“SRO Motion”), [Dkt. 5], which, following an October 2, 2024, hearing, was granted by the Court (“SRO”). [Dkt. 10].

4. Thereafter, the Commission began the process of attempting to serve Defendants with the Complaint, Summons, and other Required Documents.

5. To date, the Commission has either served or obtained waiver of services from 10 of the 16 Defendants and filed proof of such waiver or service with the Court. [Dkt. 15–20, 25, 26, 29, 30]. With respect to the Defendants that have not yet been served, Defendants Traders Domain, Safranko, Negus-Romvari, Ares, Buggs and Herman, the Commission has taken the following steps to serve or otherwise apprise them of this litigation.

Attempts to Serve Holton Buggs, Jr.

6. On October 8, 2024, the Commission contacted counsel who had represented Mr. Buggs in the investigation underlying this litigation by email and telephone in an effort to determine whether counsel continued to represent Mr. Buggs and if they were authorized to accept or waive service on his behalf. In connection therewith, the Commission provided Buggs' former counsel with a waiver form and copies of the Complaint, Summons, and SRO. *See Ex. A.* On October 10, 2024, Mr. Buggs' prior counsel indicated via email that he would respond to the Commission by October 14, 2024. *Id.* On October 14, 2024, Mr. Buggs' counsel indicated that he was not authorized to accept service because Buggs had "not decided who will represent him in the Florida suit." *Id.* Counsel nonetheless indicated that Mr. Buggs "intends to be cooperative in accepting service but needs more time to determine counsel." *Id.*

7. On October 10, 2024, the Commission engaged Capitol Process Services ("Capitol Process") to personally serve Mr. Buggs at his private postal box at the In-N-Out Shipping Store located in Houston TX. Capitol Process served the Complaint, Summons, and SRO and confirmed Mr. Buggs has a private postal box at the location. Between October 16th, and October 22nd, Capitol Process also made attempts to serve Mr. Buggs at an alternative address in gated community located in Houston TX. Despite these efforts, Capitol Process was unable to serve Mr. Buggs.

8. On October 18, 2024, the Commission sent Mr. Buggs copies of the Complaint, Summons, SRO, and waiver form via email to various email addresses Mr. Buggs has used in the past. The Commission also provided Mr. Buggs with contact information for the Chief Trial Attorney and Trial Attorneys responsible for this matter. Mr. Buggs did not respond to any of these emails or otherwise contact the attorneys responsible for this matter.

9. On October 22nd, I attempted to contact Mr. Buggs via telephone at various numbers associated with him. Around 10:30 a.m., I reached an individual at the telephone number 281-831-0657. After asking the individual to confirm that he was Mr. Buggs, Jr., I apprised the individual that the Commission had filed an action against him and had previously sent him the Complaint, Summons, SRO, and waiver form via email. I also provide Mr. Buggs contact information for the Chief Trial Attorney responsible for this litigation. Mr. Buggs has not reached out to Chief Trial Attorney or other attorneys responsible for this litigation.

10. On October 22, 2024, counsel for the Receiver notified the CFTC that he attempted to contact a different attorney associated with Mr. Buggs and that attorney advised him that she would execute the waiver of service on behalf of Mr. Buggs. On October 23, 2024, counsel for the CFTC emailed that lawyer and asked if she was representing Mr. Buggs and if she was authorized to accept service on his behalf. The CFTC has yet to receive a response to this email

Attempts to Serve Juan Herman a/k/a JJ Herman

11. On October 8, 2024, the Commission contacted counsel who represented Mr. Herman in the investigation underlying this litigation by email and telephone to determine whether they continued to represent Mr. Herman and were authorized to accept or waive service on his behalf. In connection therewith, the Commission provided Herman's former counsel with a waiver form and copies of the Complaint, Summons, and SRO. See Ex. B. On October 9th, Mr. Herman's prior counsel indicated that he no longer represented Mr. Herman. *Id.*

12. On October 17th, the Commission also contacted via email and telephone counsel who was representing Mr. Herman in connection with a pending state court matter involving Algo Capital in Florida. Mr. Herman's counsel indicated that he did not represent Mr. Herman in connection with the instant action and was not authorized to accept or waive service on his behalf.

13. Thereafter, on October 10th, the Commission engaged Capitol Process to personally serve Mr. Herman at his residence in Miami Lakes, FL and Miami, FL. Between October 12th and October 19th, Capitol Process made five attempts to serve Mr. Herman. On October 15th, the Capitol Process Server confirmed Mr. Herman currently resides at this address. Despite these efforts, Capitol Process was unable to serve Mr. Herman.

14. On October 18th, the Commission sent Mr. Herman copies of the Complaint, Summons, SRO, and waiver form via email at seven email addresses Mr. Herman has used in the past. The Commission also provided Mr. Herman with contact information for the Chief Trial Attorney and Trial Attorneys responsible for this matter. Two email addresses returned as undeliverable. Mr. Herman did not respond to any of these emails or otherwise contact the attorneys responsible for this matter.

15. On October 22nd, I attempted to contact Mr. Herman via telephone at 3 telephone numbers associated with him. I was unable to reach Mr. Herman or to leave voicemails at these phone numbers: 786-304-8221, 786-449-9852, 786-304-8222.

Attempts to Apprise Foreign-Located Defendants of the Pendency of This Litigation

16. The Commission has not yet made formal service attempts on certain Defendants the Commission believes to be currently located outside of the United States, specifically, Traders Domain, Trubluefx, Mr. Safranko, and Mr. Negus-Romvari. However, the Commission has taken steps to provide these foreign-located Defendants with actual notice of this litigation.

17. On October 16, 2024, the Commission sent the Complaint, Summons, SRO, and waiver form to seven email addresses associated with Traders Domain, five email addresses associated with Trubluefx, seven email addresses associated with Safranko, and six email addresses associated with Negus-Romvari. In these emails, I also provided the contact information for the Chief Trial attorney and Trial Attorneys responsible for this matter. Other than undeliverable notifications, three emails for Mr. Safranko, three for Mr. Negus-Romvari, and one email for Ares Global, I did not receive any response to these emails. Neither Mr. Safranko, Mr. Negus-Romvari, nor any representatives of Traders Domain and Trubluefx have reached out to any of the attorneys responsible for this matter.

18. In addition, on October 17, 2024, I sent the Complaint, Summons, SRO, and waiver form to counsel known to have previously represented Trubluefx. Trubluefx's counsel indicated that they did not represent Trubluefx in connection with this action, but that they would pass along the information to Trubluefx. On October 18, 2024, Trubluefx's former counsel confirmed that they had "forwarded" the "court documents" to "the representatives of Ares Global Ltd." to the email address they had "on file to which we have had several communications regarding the company in the past." Trubluefx's former counsel further confirmed that they "have no reason to believe" that they "would not have sight of our correspondence to them" See Ex. C.

I declare under the penalty of perjury under the law of the United States of America that the foregoing is true and correct.

Dated: October 24, 2024

Erica Bodin

Erica Bodin
Paralegal Specialist
Commodity Futures Trading Commission
Division of Enforcement
1155 21st Street, N.W.
Washington, D.C. 20581
ebodin@cftc.gov
(202) 418-5000

Exhibit A

From: [Hennessy, Sean](#)
To: [Bodin, Erica](#); [Cooper, Stephanie](#)
Cc: [Wilson, Alison](#); [Wastler, Sarah](#)
Subject: Fw: [EXTERNAL] Re: Holton Buggs
Date: Monday, October 14, 2024 2:43:53 PM
Attachments: [image001.png](#)
[image002.png](#)
[image003.png](#)
[image004.png](#)
[image005.png](#)

Erica and Stephanie,

Can we please let the process server know tomorrow morning that we need to serve Buggs.

Thank you!

From: David Gerger <dgerger@ghmfirm.com>
Sent: Monday, October 14, 2024 12:38:39 PM
To: Hennessy, Sean <SHennessy@CFTC.gov>
Cc: Poorav K. Rohatgi <prohatgi@ghmfirm.com>; Wastler, Sarah <SWastler@CFTC.gov>; Wilson, Alison <AWilson@CFTC.gov>; Folks, Kelly <KFolks@CFTC.gov>; Bodin, Erica <EBodin@CFTC.gov>
Subject: RE: [EXTERNAL] Re: Holton Buggs

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Sean:

Mr. Buggs has not decided who will represent him in the Florida suit, and I am not in a position to accept service until that decision is made. He intends to be cooperative in accepting service but needs more time to determine counsel.

David Gerger

From: Hennessy, Sean <SHennessy@CFTC.gov>
Sent: Thursday, October 10, 2024 2:53 PM
To: David Gerger <dgerger@ghmfirm.com>
Cc: Poorav K. Rohatgi <prohatgi@ghmfirm.com>; Wastler, Sarah <SWastler@CFTC.gov>; Wilson, Alison <AWilson@CFTC.gov>; Folks, Kelly <KFolks@CFTC.gov>; Bodin, Erica <EBodin@CFTC.gov>
Subject: RE: [EXTERNAL] Re: Holton Buggs

David,

Thanks for your response. Please let us know **no later than noon ET Monday, October 14, and ideally sooner**, if you are authorized to accept service on behalf of Mr. Buggs. If you accept service and execute the waiver of service form, then we will agree to 60 days for Mr. Buggs to respond. As I mentioned during our call, Mr. Buggs is subject to a statutory restraining order in this matter related to his assets and records.

Thanks,



Sean Hennessy
Trial Attorney, Division of Enforcement
Commodity Futures Trading Commission
Cell: 202-993-1367
Office: 202-418-5225
shennessy@cftc.gov



From: David Gerger <dgerger@ghmfirm.com>
Sent: Thursday, October 10, 2024 3:19 PM
To: Hennessy, Sean <SHennessy@CFTC.gov>
Cc: Poorav K. Rohatgi <prohatgi@ghmfirm.com>; Wastler, Sarah <SWastler@CFTC.gov>
Subject: [EXTERNAL] Re: Holton Buggs

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Sean — I am traveling for a religious holiday. Regarding accepting service, I would need to connect with Mr Buggs — can you give me until Oct 14 to give you a definitive answer, and if I am authorized to accept service on Monday, would you agree to our answer being filed 60 days after service, as we would need to find counsel in Miami? Thank you.

David Gerger
Gerger Hennessy Martin & Peterson LLP
713.224.4400 | dgerger@ghmfirm.com

700 Louisiana, Suite 2300, Houston, Texas 77002

On Oct 8, 2024, at 1:54 PM, Hennessy, Sean <SHennessy@cftc.gov> wrote:

David and Poorav,

It has been some time since we were last in contact with you about your client Mr. Buggs. Are you still representing him? If so, we would like to discuss a matter concerning your client. Will you please let us know when you are available for a brief call.

Thank you,
Sean Hennessy

Sean Hennessy
Trial Attorney, Division of Enforcement
Commodity Futures Trading Commission
Cell: 202-993-1367
Office: 202-418-5225
shennessy@cftc.gov

<image001.png>

<image002.png>

<image003.png>

<image004.png>

<image005.png>

Exhibit B

From: [Hennessy, Sean](#)
To: [Bodin, Erica](#)
Subject: FW: [EXTERNAL] Re: [EXT] Algo Capital, Robert Collazo, Juan Herman
Date: Thursday, October 24, 2024 1:43:27 PM
Attachments: [image001.png](#)
[image002.png](#)
[image003.png](#)
[image004.png](#)
[image005.png](#)
[image001.png](#)
[image002.png](#)
[image003.png](#)
[image004.png](#)
[image005.png](#)



Sean Hennessy
Trial Attorney, Division of Enforcement
Commodity Futures Trading Commission
Cell: 202-993-1367
Office: 202-418-5225
shennessy@cftc.gov



From: Wilson, Alison <AWilson@CFTC.gov>
Sent: Wednesday, October 9, 2024 8:36 AM
To: Hennessy, Sean <SHennessy@CFTC.gov>; Wastler, Sarah <SWastler@CFTC.gov>
Subject: FW: [EXTERNAL] Re: [EXT] Algo Capital, Robert Collazo, Juan Herman

FYI



Alison B. Wilson
Chief Trial Attorney, Washington, DC/ENF
Commodity Futures Trading Commission
771-233-6333 (cell)
awilson@cftc.gov



From: Duffy, Jerrob <jerrob.duffy@squirepb.com>
Sent: Tuesday, October 8, 2024 5:27 PM
To: Wilson, Alison <AWilson@CFTC.gov>

Cc: Folks, Kelly <KFolks@CFTC.gov>

Subject: [EXTERNAL] Re: [EXT] Algo Capital, Robert Collazo, Juan Herman

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Alison, I'll get back to you soon.

Thanks

On Oct 8, 2024, at 1:26 PM, Wilson, Alison <AWilson@cftc.gov> wrote:

Jerrob,

We have not been in communication for some time, but I wanted to determine if you are still representing Mr. Collazo, Mr. Herman, and Algo Capital. If so, I would like to discuss a matter regarding your clients.

Thanks,

Alison

<image001.png>

Alison B. Wilson
Chief Trial Attorney, Washington, DC/ENF
Commodity Futures Trading Commission
771-233-6333 (cell)
awilson@cftc.gov

<image002.png>

<image003.png>

<image004.png>

<image005.png>

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#US

Exhibit C

From: [Tonjaka Hinkson](#)
To: [Bodin, Erica](#)
Cc: [Wilson, Alison](#); [Hennessy, Sean](#); [Wastler, Sarah](#); [Folks, Kelly](#)
Subject: [EXTERNAL] Re: CFTC v. Traders Domain FX LTD et. al., Civil Action No. 1:24-cv-23745 US District Court, Southern District of Florida (C3873 ARES GLOBAL)
Date: Friday, October 18, 2024 1:52:27 PM
Attachments: [image001.png](#)
[image002.png](#)
[image003.png](#)
[image004.png](#)
[image005.png](#)

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Dear Erica,

I can confirm that the court documents you sent to us have been forwarded to the representatives of Ares Global Ltd and they now have sufficient notice of the documents. We have sent the documents to the email we have on file to which we have had several communications regarding the company in the past. We have no reason to believe Ares Global Ltd would not have sight of our correspondence to them.

Kind Regards,

Tonjaka

From: "Bodin, Erica" <EBodin@CFTC.gov>
Date: Thursday, 17 October 2024 at 14:33
To: "info@sterlinglegalltd.com" <info@sterlinglegalltd.com>
Cc: "Bodin, Erica" <EBodin@CFTC.gov>, "Wilson, Alison" <AWilson@CFTC.gov>, "Hennessy, Sean" <SHennessy@CFTC.gov>, "Wastler, Sarah" <SWastler@CFTC.gov>, "Folks, Kelly" <KFolks@CFTC.gov>
Subject: CFTC v. Traders Domain FX LTD et. al., Civil Action No. 1:24-cv-23745 US District Court, Southern District of Florida (C3873 ARES GLOBAL)

Good afternoon,

We are aware that you and/or your firm, Sterling Legal, represented Ares Global Ltd. d/b/a

Trubluefx. The CFTC has filed an action against Ares Global Ltd. and other defendants in federal court in Miami, Florida. A copy of the Complaint (Dkt 01) in this action is attached. The Court has entered a Statutory Restraining Order (Dkt 10) which, among other things, freezes Ares' assets, prohibits Ares from destroying any records and requires Ares to make those records available to representatives of the CFTC, and appoints a temporary receiver in this action. We are also attaching a Waiver of Service of Summons form and request that you execute the document on behalf of Ares and return it to us by email. Please confirm receipt of these documents.

Please note that the Court has order Defendants to show cause why a Preliminary Injunction should not issue and has set a hearing for October 29, 2024 at 2:00 PM in Courtroom 12-4 at the United States Courthouse for the States Courthouse for the Southern District of Florida, 400 N. Miami Ave, Miami, FL 33128.

If you would like to discuss these matters, please reach out to one of the attorneys of record in this action: Alison Wilson at AWilson@CFTC.gov or 202-418-5568, Sean Hennessy at SHennessy@CFTC.gov or 202-418-5225, Kelly Folks at KFolks@CFTC.gov 202-418-5377, or Sarah Wastler at SWastler@CFTC.gov at 202-418-5199.



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