

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TEXAS
SHERMAN DIVISION**

SECURITIES AND EXCHANGE COMMISSION

Plaintiff,

v.

**THURMAN P. BRYANT, III, and
BRYANT UNITED CAPITAL FUNDING, INC.**

Defendants,

**ARTHUR F. WAMMEL,
WAMMEL GROUP, LLC,
THURMAN P. BRYANT, JR.,
CARLOS GOODSPEED a/k/a SEAN PHILLIPS
d/b/a TOP AGENT ENTERTAINMENT d/b/a
MR. TOP AGENT ENTERTAINMENT**

Relief Defendants.

Civil Action No.:

4:17-CV-00336-ALM

**RELIEF DEFENDANTS ARTHUR F. WAMMEL AND WAMMEL GROUP, LLC'S
ORIGINAL ANSWER TO PLAINTIFF'S COMPLAINT**

Relief Defendants Arthur F. Wammel and Wammel Group, LLC (collectively "Relief Defendants") file this Original Answer to Plaintiff's Complaint ("Complaint").

ANSWER

1. Relief Defendants lack sufficient knowledge or information to form a belief about the truth of the allegations contained in Paragraph 1 of the Complaint.

2. Relief Defendants lack sufficient knowledge or information to form a belief about the truth of the allegations contained in Paragraph 2 of the Complaint.

3. Relief Defendants lack sufficient knowledge or information to form a belief about the truth of all of the allegations contained in Paragraph 3 of the Complaint. Relief Defendants deny that Bryant funneled approximately \$16.1 million to Wammel and Wammel Group. Relief Defendants, however, admit that Bryant invested funds with Wammel Group.

4. Relief Defendants lack sufficient knowledge or information to form a belief about the truth of the allegations contained in Paragraph 4 of the Complaint.

5. Relief Defendants lack sufficient knowledge or information to form a belief as to the truth of whether BUCF's investors were told of Wammel Group's involvement or use of their funds. Relief Defendants admit that since 2011 Bryant invested funds with Wammel Group. Relief Defendants deny the remaining allegations contained in Paragraph 5 of the Complaint.

6. Relief Defendants admit that Wammel Group has paid substantial sums to BUCF. Relief Defendants further admit that in April 2017 Wammel removed approximately \$385,000 from options trading accounts under his control and in which BUCF investor funds were received. Relief Defendants lack sufficient knowledge or information to form a belief about the truth of the allegations that Defendants never disclosed to investors that their funds would be transferred to Wammel and Wammel Group. Relief Defendants lack sufficient knowledge or information to form a belief as to the truth of the allegations that BUCF investors were promised 30% returns. Relief Defendants deny the remaining allegations contained in Paragraph 6 of the Complaint.

7. Relief Defendants lack sufficient knowledge or information to form a belief about the truth of the allegations contained in Paragraph 7 of the Complaint.

8. Relief Defendants lack sufficient knowledge or information to form a belief about the truth of the allegations contained in Paragraph 8 of the Complaint.

9. Relief Defendants lack sufficient knowledge or information to form a belief about the truth of the allegations contained in Paragraph 9 of the Complaint.

10. Relief Defendants lack sufficient knowledge or information to form a belief about the truth of the allegations contained in Paragraph 10 of the Complaint.

11. Relief Defendants lack sufficient knowledge or information to form a belief about the truth of the allegations contained in Paragraph 11 of the Complaint.

12. Relief Defendants admit that Wammel is 44 years old, is a resident of Kemah, Texas, is the CEO of Wammel Group, and that Wammel Group received funds from BUCF. Relief Defendants deny the remaining allegations contained in Paragraph 12 of the Complaint.

13. Relief Defendants admit that Wammel Group is a Texas limited liability company with its principal place of business in Kemah, Texas, and that Wammel Group received funds from BUCF. Relief Defendants deny the remaining allegations contained in Paragraph 13 of the Complaint.

14. Relief Defendants lack sufficient knowledge or information to form a belief about the truth of the allegations contained in Paragraph 14 of the Complaint.

15. Relief Defendants lack sufficient knowledge or information to form a belief about the truth of the allegations contained in Paragraph 15 of the Complaint.

16. Paragraph 16 contains only legal conclusions for which no response is required.

17. Paragraph 17 contains only legal conclusions for which no response is required.

18. Relief Defendants lack sufficient knowledge or information to form a belief about the truth of the allegations contained in Paragraph 18 of the Complaint.

19. Relief Defendants lack sufficient knowledge or information to form a belief about the truth of the allegations in contained in Paragraph 19 of the Complaint.

20. Relief Defendants lack sufficient knowledge or information to form a belief about the truth of the allegations contained in Paragraph 20 of the Complaint.

21. Relief Defendants lack sufficient knowledge or information to form a belief about the truth of the allegations contained in Paragraph 21 of the Complaint.

22. Relief Defendants lack sufficient knowledge or information to form a belief about the truth of the allegations contained in Paragraph 22 of the Complaint.

23. Relief Defendants lack sufficient knowledge or information to form a belief about the truth of the allegations contained in Paragraph 23 of the Complaint.

24. Relief Defendants lack sufficient knowledge or information to form a belief about the truth of the allegations contained in Paragraph 24 of the Complaint.

25. Relief Defendants lack sufficient knowledge or information to form a belief about the truth of the allegations contained in Paragraph 25 of the Complaint.

26. Relief Defendants lack sufficient knowledge or information to form a belief about the truth of the allegations contained in Paragraph 26 of the Complaint.

27. Relief Defendants lack sufficient knowledge or information to form a belief about the truth of the allegations contained in Paragraph 27 of the Complaint.

28. Relief Defendants lack sufficient knowledge or information to form a belief about the truth of the allegations contained in Paragraph 28 of the Complaint.

29. Relief Defendants lack sufficient knowledge or information to form a belief about the truth of the allegations contained in Paragraph 29 of the Complaint.

30. Relief Defendants lack sufficient knowledge or information to form a belief about the truth of the allegations contained in Paragraph 30 of the Complaint.

31. Relief Defendants admit the allegations contained in Paragraph 31 of the Complaint.

32. Relief Defendants admit the allegations contained in Paragraph 32 of the Complaint.

33. Relief Defendants admit that 17 individual and entity investors have invested in Wammel Group. Defendants deny the remaining allegations contained in Paragraph 33 of the Complaint.

34. Relief Defendants lack sufficient knowledge or information to form a belief about the truth of the allegations that BUCF transferred investor funds to Wammel Group, without investors' consent or knowledge. Relief Defendants admit the remaining allegations contained in Paragraph 34 of the Complaint.

35. Relief Defendants admit that the investment revenues were less than the sums it distributed to BUCF. Relief Defendants deny the allegations contained in Paragraph 35 of the Complaint.

36. Relief Defendants admit the allegations contained in Paragraph 36 of the Complaint.

37. Relief Defendants admit the allegations contained in Paragraph 37 of the Complaint but deny that Wammel Group accounts contained ill-gotten gains obtained from investors.

38. Relief Defendants lack sufficient knowledge or information to form a belief about the truth of the allegations contained in Paragraph 38 of the Complaint.

39. Relief Defendants lack sufficient knowledge or information to form a belief about the truth of the allegations contained in Paragraph 39 of the Complaint.

40. Relief Defendants lack sufficient knowledge or information to form a belief about the truth of the allegations contained in Paragraph 40 of the Complaint.

41. Relief Defendants lack sufficient knowledge or information to form a belief about the truth of the allegations contained in Paragraph 41 of the Complaint.

42. Relief Defendants lack sufficient knowledge or information to form a belief about the truth of the allegations contained in Paragraph 42 of the Complaint.

43. Relief Defendants lack sufficient knowledge or information to form a belief about the truth of the allegations contained in Paragraph 43 of the Complaint.

44. Relief Defendants lack sufficient knowledge or information to form a belief about the truth of the allegations contained in Paragraph 44 of the Complaint.

45. Relief Defendants lack sufficient knowledge or information to form a belief about the truth of the allegations contained in Paragraph 45 of the Complaint.

46. Relief Defendants lack sufficient knowledge or information to form a belief about the truth of the allegations contained in Paragraph 46 of the Complaint.

47. Relief Defendants lack sufficient knowledge or information to form a belief about the truth of the allegations contained in Paragraph 47 of the Complaint. Relief Defendants admit that neither Wammel nor Wammel Group has been involved in the mortgage industry during the relevant period nor did they offer to sell investments therein.

48. Relief Defendants deny the allegations contained in Paragraph 48 of the Complaint.

49. Relief Defendants admit that Wammel Group's performance in the options marked varied. Relief Defendants also admit that Wammel Group made money from other investments using money from BUCF. Relief Defendants lack sufficient knowledge or

information to form a belief about the truth of the allegations that Wammel Group's options trading and other investments deviate from BUCF's purported short-term mortgage lending business. Relief Defendants deny the remaining allegations contained in Paragraph 49 of the Complaint.

50. Relief Defendants lack sufficient knowledge or information to form a belief as to the truth of the allegations that BUCF investors were promised 30% returns. Relief Defendants deny the remaining allegations contained in Paragraph 50 of the Complaint.

51. Relief Defendants lack sufficient knowledge or information to form a belief about the truth of the allegations contained in Paragraph 51 of the Complaint.

52. Relief Defendants lack sufficient knowledge or information to form a belief about the truth of the allegations contained in Paragraph 52 of the Complaint.

53. Relief Defendants lack sufficient knowledge or information to form a belief about the truth of the allegations contained in Paragraph 53 of the Complaint.

54. Relief Defendants lack sufficient knowledge or information to form a belief about the truth of the allegations contained in Paragraph 54 of the Complaint.

55. Relief Defendants lack sufficient knowledge or information to form a belief about the truth of the allegations contained in Paragraph 55 of the Complaint.

56. Paragraph 56 contains no factual allegations to which a response is required.

57. Relief Defendants lack sufficient knowledge or information to form a belief about the truth of the allegations contained in Paragraph 57 of the Complaint.

58. Relief Defendants lack sufficient knowledge or information to form a belief about the truth of the allegations contained in Paragraph 58 of the Complaint.

59. Relief Defendants lack sufficient knowledge or information to form a belief about the truth of the allegations contained in Paragraph 59 of the Complaint.

60. Relief Defendants lack sufficient knowledge or information to form a belief about the truth of the allegations contained in Paragraph 60 of the Complaint.

61. Relief Defendants lack sufficient knowledge or information to form a belief about the truth of the allegations contained in Paragraph 61 of the Complaint.

62. Paragraph 62 contains no factual allegations to which a response is required.

63. Relief Defendants lack sufficient knowledge or information to form a belief about the truth of the allegations contained in Paragraph 63 of the Complaint.

64. Relief Defendants lack sufficient knowledge or information to form a belief about the truth of the allegations contained in Paragraph 64 of the Complaint.

65. Relief Defendants lack sufficient knowledge or information to form a belief about the truth of the allegations contained in Paragraph 65 of the Complaint.

WHEREFORE, Relief Defendants pray that Plaintiff take nothing by this suit, that Relief Defendants recovers costs of court without delay, and for such other and further relief, both at law and in equity, to which Relief Defendants are justly entitled.

Respectfully submitted,

/s/ Toby M. Galloway

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CERTIFICATE OF SERVICE

I certify that on June 8, 2017, a copy of the foregoing document has been served on all parties via electronic service:

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