

RICK SNYDER GOVERNOR STATE OF MICHIGAN DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS LANSING

SHELLY EDGERTON DIRECTOR

Complaint No. 325647

JASON CURTIS YOUNG CRD# 6041323

FINE PAYMENT INSTRUCTIONS

The FINE must be <u>received</u> by the Department on or before SEPTEMBER 13, 2017. The FINE must be paid by cashier's check or money order, with the Complaint No. clearly indicated on the check or money order, made payable to the State of Michigan, and sent to the address indicated below.

Once the FINE has been overdue for at least six months, it will be referred to the Michigan Department of Treasury for collection. Questions may be directed to Final Order Monitoring staff at (517) 241-9180.

To ensure the proper posting of the payment to your account, please mail the Fine Payment Processing Stub with your payment to:

Michigan Department of Licensing and Regulatory Affairs CORPORATIONS, SECURITIES & COMMERCIAL LICENSING BUREAU Final Order Monitoring – Securities & Audit Division P.O. Box 30018 – Lansing, MI 48909

FINE PAYMENT PROCESSING STUB

Please return this with your payment.

Make your check or money order drawn from a U.S. financial institution payable to the STATE OF MICHIGAN. Do not send cash.

> Agency C3 ACCOUNT Code 10117

Complaint No.: 325647		Due: September 13, 2017 Total Amount Due: \$1,000.00

STATE OF MICHIGAN DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS CORPORATIONS, SECURITIES & COMMERCIAL LICENSING BUREAU

In the matter of:

JASON CURTIS YOUNG CRD#6041323 Complaint No. 325647

Respondent.

Issued and entered This <u>1 71</u> day of March, 2017

<u>CONSENT ORDER RESOLVING</u> NOTICE AND ORDER TO CEASE AND DESIST

A. Relevant information and statutory provisions, under the Michigan Uniform Securities Act (2002) (the "Act"), 2008 PA 551, MCL 451.2101 *et seq.:*

- On April 18, 2016, the State of Michigan, Department of Licensing and Regulatory Affairs, Corporations, Securities & Commercial Licensing Bureau (the "Bureau") and the Director of the Bureau who serves as the Administrator of the Act (the "Administrator") issued a Notice and Order to Cease and Desist ("cease and desist order") to Jason Curtis Young ("Young").
- 2. The cease and desist order accused Young of violating the Act, specifically MCL 451.2402(1).
- 3. Young timely requested an administrative hearing, under MCL 451.2604(2) & (3), and subsequently cooperated with the Bureau in an attempt to resolve the matter by exchanging relevant documents and discussing outstanding issues, resulting in the Administrator ordering a settlement of this matter based on the terms and conditions set forth in the Stipulation below.
- 4. Young had the opportunity to seek the advice of legal counsel throughout the process of resolving the cease and desist order.
- 5. Young is registered under the Act in Michigan as an investment adviser representative through Tribune Financial, LLC (IARD#161252), but he is not registered as a securities agent under the Act in Michigan.
- 6. Young indicates that neither he nor any other entity under his direct supervision or control is engaging in agent or brokerage activities in connection with sole assignments of mortgage loans or membership interests

in SAMI Investments, LLC, and that his contract with SAMI Investments, LLC was terminated.

B. STIPULATION

Young and the Administrator (collectively, "the Parties") agree that the cease and desist order will be resolved with the following conditions:

- 1. Young neither admits nor denies the allegation set forth in the cease and desist order and agrees that he and any other entity under his direct supervision or control will comply with the Act at all times going forward, specifically MCL 451.2402(1).
- 2. The Administrator agrees to reduce the fine in the cease and desist order, and Young agrees to pay one One Thousand Dollars (\$1,000.00) fine to the Bureau within six months after the mailing date of this Consent Order. The fine must be paid by check or money order payable to the "State of Michigan," contain Young's identifying information (name and complaint no. 325647), and be mailed to:

Corporations, Securities & Commercial Licensing Bureau Final Order Monitoring – Securities & Audit Division P.O. Box 30018 Lansing, MI 48909

- 3. If any portion of the fine is overdue for at least six months, the Administrator may refer it to the Michigan Department of Treasury for collection action against Young. In addition, the Administrator reserves the right to pursue any other action or proceeding permitted by law to enforce payment of the fine.
- 4. The Parties acknowledge and agree that the Administrator retains the right to pursue any action or proceeding permitted by law to enforce compliance with the provisions of this Consent Order, and that failure to comply with this Consent Order may result in the reinstitution of the cease and desist order, pending any other action the Administrator chooses to take as a result of Young's failure to comply
- 5. The Parties further agree that this matter is a public record required to be published and made available to the public, consistent with section 11 of the Michigan Freedom of Information Act, 1976 PA 442, as amended, MCL 15.241. The Administrator currently publishes copies of orders issued under the Act to the Bureau's website and includes a summary of order content in monthly disciplinary action reports separately published on the Bureau's

Jason Curtis Young Consent Order Complaint No. 325647 Page 3 of 4

> website. The Administrator will also update its Form U6 filed with the CRD, which update will include that the matter was settled by Consent Order wherein Young neither admitted nor denied the violations alleged in the cease and desist order and agreed to pay a fine.

6. Young understands and intends that by signing this Stipulation, his is waiving the right, pursuant to the Act, the rules promulgated under that Act and the predecessor Act, and the Administrative Procedures Act, 1969 PA 306, MCL 24.201 *et seq.*, to prior notice and a hearing before an administrative law judge, at which the Bureau would be required to defend any disciplinary action taken under MCL 451.2604, by presentation of evidence and legal authority and at which Young would be entitled to appear with or without an attorney to cross-examine all witnesses presented by the Bureau and to present such testimony or other evidence or legal authority deemed appropriate.

Through their signatures, the Parties agree to the above terms and conditions.

Dated: 3/13/17

Jasbn Curtis Your spond

Acknowledged by:

Dated: ____

Signed:

Signed:

Timothy L. Teague Securities & Audit Division Director Corporations, Securities & Commercial Licensing Bureau website. The Administrator will also update its Form U6 filed with the CRD, which update will include that the matter was settled by Consent Order wherein Young neither admitted nor denied the violations alleged in the cease and desist order and agreed to pay a fine.

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Through their signatures, the Parties agree to the above terms and conditions.

Dated: _____ Signed:

gnea: _____

Jason Curtis Young, Respondent

Acknowledged by:

Dated: 3.15.17

Signed:

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Timothy L. Teague Securities & Audit Division Director Corporations, Securities & Commercial Licensing Bureau

Jason Curtis Young Consent Order Complaint No. 325647 Page 4 of 4

C. ORDER

The Administrator NOW, THEREFORE, ORDERS:

THE TERMS AND CONDITIONS IN THIS CONSENT ORDER ARE BINDING AND EFFECTIVE, IN ACCORD WITH THE FULLY EXECUTED STIPULATION CONTAINED HEREIN.

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Julia Dale, Administrator and Corporations, Securities & Commercial Licensing Bureau Director

STATE OF MICHIGAN DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS CORPORATIONS, SECURITIES & COMMERCIAL LICENSING BUREAU

In the Matter of:

Complaint No. 325647

JASON CURTIS YOUNG CRD#6041323

Respondent.

Issued and entered This _____ day of April, 2016

NOTICE AND ORDER TO CEASE AND DESIST

Julia Dale, the Director of the Corporations, Securities & Commercial Licensing Bureau (the "Administrator"), pursuant to her statutory authority and responsibility to administer and enforce the Michigan Uniform Securities Act (2002), 2008 PA 551, as amended, MCL 451.2101 *et seq.* ("Securities Act"), hereby orders Jason Curtis Young ("Respondent") to cease and desist from acting as an unregistered agent for SAMI Investments, LLC, contrary to the Securities Act. Respondent is also notified of the opportunity to request a hearing in this matter.

I. BACKGROUND

A. <u>The Respondent</u>

1. Jason Curtis Young is an individual who resides in the State of Michigan. He is registered as an investment adviser representative (CRD#6041323) through Tribune Financial, LLC (IARD#161252); however, he is not registered as an agent in pursuant to the Securities Act in Michigan.

B. Findings of Fact

- 1. The Bureau conducted an investigation of Respondent's Activities.
- 2. The investigation developed evidence that SAMI Investments, LLC contracted with Respondent and agreed to pay a commission of one percent annually for each dollar of its securities sold as a result of

Respondent's efforts. (See Exhibit 1, Notice & Order to Cease and Desist to SAMI Investments, LLC, CN 323701; Exhibit 2, Contract with SAMI Investments, LLC).

3. Respondent is not registered or exempt from registration as an agent pursuant to the Securities Act in Michigan.

II. <u>RELEVANT STATUTORY PROVISIONS</u>

1. Section 402(1) of the Securities Act, MCL 451.2402(1), states:

An individual shall not transact business in this state as an agent unless the individual is registered under this act as an agent or is exempt from registration as an agent under subsection (2).

2. Section 503(1) of the Securities Act, MCL 451.2503(1), states:

In a civil action or administrative proceeding under this act, a person claiming an exemption, exception, preemption, or exclusion has the burden to prove the applicability of the exemption, exception, preemption, or exclusion.

III. <u>CONCLUSIONS OF LAW</u>

1. Respondent Jason Young acted as an agent for SAMI Investments, LLC in the offer and sale of securities without the benefit of registration or a properly-claimed exemption, in violation of section 402(1) of the Securities Act, MCL 451.2402(1).

IV. <u>ORDER</u>

IT IS THEREFORE ORDERED, pursuant to section 604 of the Securities Act, MCL 451.2604, that:

- A. Respondent shall immediately CEASE AND DESIST from acting as an unregistered agent, contrary to the Securities Act.
- B. Pursuant to section 604(2) of the Securities Act, this Notice and Order to Cease and Desist is IMMEDIATELY EFFECTIVE.
- C. In her Final Order, the Administrator, under section 604(4) of the Securities Act, MCL 451.2604(4), intends to impose a civil fine of \$10,000.00 against Respondent.

Notice & Order to Cease & Desist Jason Curtis Young (CN 325647) D. Pursuant to section 508 of the Securities Act, MCL 451.2508, a person that willfully violates the Securities Act, or an order issued under the Securities Act, is guilty of a felony punishable by imprisonment for not more than 10 years or a fine of not more than \$500,000.00 for each violation, or both. An individual convicted of violating a rule or order under this act may be fined, but shall not be imprisoned, if the individual did not have knowledge of the rule or order.

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V. NOTICE OF OPPORTUNITY FOR HEARING

Section 604 of the Securities Act, MCL 451.2604, provides that Respondent has 30 days beginning with the first day after the date of service of this Notice and Order to Cease and Desist to submit a written request to the Administrator asking that this matter be scheduled for a hearing. If the Administrator receives a written request in a timely manner, the Administrator shall schedule a hearing within 15 days after receipt of the request. The written request for a hearing must be addressed to:

Corporations, Securities & Commercial Licensing Bureau Regulatory Compliance Division P.O. Box 30018 Lansing, MI 48909

VI. ORDER FINAL ABSENT HEARING REQUEST

A. Under section 604 of the Securities Act, MCL 451.2604, the Respondent's failure to submit a written request for a hearing to the Administrator within 30 days after the service date of this NOTICE AND ORDER TO CEASE AND DESIST shall result in this order becoming a FINAL ORDER by operation of law. The FINAL ORDER includes the imposition of the fines cited described in section IV.C., and the fine amounts set forth below will become due and payable to the Administrator within sixty (60) days after the date this order becomes final:

\$10,000.00 – Jason Curtis Young, under section 604 of the Securities Act, MCL 451.2604.

B. CIVIL FINE payments should be payable to the STATE OF MICHIGAN and contain identifying information (e.g., names and complaint numbers) and mailed to the following address:

Corporations, Securities & Commercial Licensing Bureau Final Order Monitoring P.O. Box 30018 Lansing, MI 48909

Notice & Order to Cease & Desist Jason Curtis Young (CN 325647)

- C. Failure to comply with the terms of this Order within the time frames specified may result in additional administrative penalties, including the summary suspension or continued suspension of all registrations held by Respondent under the Securities Act, the denial of any registration renewal, and/or the denial of any future applications for registration, until full compliance is made. Respondent may voluntarily surrender or withdraw a registration under the Securities Act; however, the surrender or withdrawal will not negate the summary suspension or continued suspension of the relevant registrations or any additional administrative proceedings if a violation of this Order or the Securities Act occurred.
- D. Failure to pay the civil fines within six (6) months after this Order becomes final may result in the referral of the civil fines to the Michigan Department of Treasury for collection action against Respondents.

CORPORATIONS, SECURITIES & COMMERCIAL LICENSING BUREAU

Julia Dale, Director, Corporations, Securities & Commercial Licensing Bureau

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Notice & Order to Cease & Desist Jason Curtis Young (CN 325647)