

# GOVERNOR RICK SCOTT

## WEEKLY AGENCY REPORT

### OFFICE OF FINANCIAL REGULATION

WEEK ENDING AUGUST 22, 2013

#### Successes for Week Ending August 22, 2013

#### 1. Licensing and Registration

- Division of Securities
  - Applications Received: 1,065
  - Applications Approved: 1,093
  - Applications Denied/Withdrawn: 10
  
- Division of Consumer Finance
  - Applications Received: 254
  - Applications Approved: 241
  - Applications Denied/Withdrawn: 18
  
- Division of Financial Institutions
  - Applications Received: 1
  - Applications Approved: 1
  - Applications Denied/Withdrawn: 0

#### 2. Regulatory Sanctions

##### Permanent Bar and \$470,000 Fine against a Broker Dealer Agent for Fraud

On August 13, 2013, the Division of Securities entered a Final Order against Kevin Leslie Moyer permanently barring him from future registration with the Office, after he failed to request a hearing. The Final Order follows an Administrative Complaint which alleged Mr. Moyer engaged in fraudulent securities transactions. Kevin Leslie Moyer was permanently barred from licensure and/or registration with the Office. A \$470,000 administrative fine was assessed.

##### Denial of Associated Person

On August 15, 2013, the Division of Securities entered a Final Order against Kevin Clayton Fifield, denying his application for registration as an associated person, after he failed to request a hearing. The Final Order follows a Notice of Intent to Deny which alleged Mr. Fifield made a material misrepresentation or misstatement on his application for registration.

#### 3. Enforcement Actions

##### Orlando Area Man Sentenced to Prison for Investment Scam

On August 15, 2013, Gurudeo Persaud, owner of White Elephant Trading Company (WETCO), located in Orlando, Fla. was sentenced to three years in federal prison to be followed by two years of supervised release. Persaud was also ordered to pay \$948,340 in restitution. Persaud had previously pled guilty to one count of mail fraud. The joint FBI/OFR investigation revealed that from July 2007 to January 2010, Persaud, through WETCO, raised over \$1,000,000 from 14 investors through fraudulent pretenses and representations. Persaud promised investors risk free returns of 6%-18% annually. Persaud, however, failed to disclose that his trading strategy was based on lunar cycles and the gravitational pull between the moon and the earth. The investigation further determined that Persaud engaged in a Ponzi scheme and misappropriated approximately \$415,000 of investor funds for his personal use. Persaud's activity came to light In June 2012 when the SEC filed a civil suit against Persaud and WETCO.

## **New Issues**

### **1. Outreach Activities**

On August 15 and 16, 2013, Commissioner Drew J. Breakspear gave the keynote address and a member of the Division of Financial Institutions participated as part of a regulatory panel, at the 28<sup>th</sup> Annual Florida Bank Director's Forum. The Forum is a two day conference held in Palm Coast, Florida, which provides bank directors and executive officers with pertinent and timely information dedicated to helping them gain a better understanding of the duties, responsibilities and liabilities involved in a banking leadership role.