#### JOHN MORGAN SECURITIES COMMISSIONER

# RONAK V. PATEL DEPUTY SECURITIES COMMISSIONER

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208 E. 10th Street, 5th Floor Austin, Texas 78701-2407 www.ssb.state.tx.us BETH ANN BLACKWOOD

DERRICK MITCHELL MEMBER

E. WALLY KINNEY

DAVID A. APPLEBY MEMBER

ALAN WALDROP MEMBER

IN THE MATTER OF	§
LANCE A. BELL	§
D/B/A JB AND COMPANY	§

Order No. ENF-14-CDO-1735

TO: Lance A. Bell d/b/a JB and Company 3997 Siena Lane, Frisco, Texas 75033

#### AGREED CEASE AND DESIST ORDER

Be it remembered that Lance A. Bell d/b/a JB and Company ("Respondent Bell"), individually, appeared before the Securities Commissioner of Texas ("Securities Commissioner") and consented to the entry of this Order and the Findings of Fact and Conclusions of Law contained herein.

## FINDINGS OF FACT

- 1. Respondent Bell has waived (a) Respondent Bell's right to notice and a hearing in this matter; (b) Respondent Bell's right to appear and present evidence in this matter; (c) Respondent Bell's right to appeal this order; and (d) all other procedural rights granted to Respondent Bell by The Securities Act, Tex. Rev. Civ. Stat. Ann. arts. 581-1 to 581-43 (West 2010 & Supp. 2013)(the "Texas Securities Act"), and the Administrative Procedure Act, Tex. Gov't Code Ann. §§ 2001.001 to 2001.902 (West 2008 & Supp. 2013).
- 2. Respondent Bell maintains a last known address at 3997 Siena Lane, Frisco, Texas 75033.
- 3. At all times material hereto, Respondent Bell did business as JB and Company.
- 4. Respondent Bell rendered investment advice for a fee to a Texas resident beginning on or about September 2013 and ending on or about February 2014.
- 5. Respondent Bell was not registered with the Securities Commissioner as a dealer, agent, investment adviser or investment adviser representative at any time material hereto.

### **CONCLUSIONS OF LAW**

- 1. Respondent Bell was an "investment adviser" as defined by Section 4.N. of the Texas Securities Act.
- 2. Respondent Bell violated Section 12 of the Texas Securities Act by rendering services as an investment adviser in Texas without being registered pursuant to the provisions of Section 12 of the Texas Securities Act.
- 3. The foregoing violation constitutes a basis for the issuance of an Agreed Cease and Desist Order pursuant to section 23.A of the Texas Securities Act.

### **ORDER**

It is therefore ORDERED that Respondent Bell immediately CEASE AND DESIST from rendering investment advice for a fee in Texas until Respondent Bell is registered with the Securities Commissioner as an investment adviser or investment adviser representative or an available exemption from registration is utilized.

ASIGNED AND ENTERED by the Securities Commissioner this \_\_\_\_\_\_\_ day of \_\_\_\_\_\_, 2014.

JOHN MORGAN / Securities Commissioner

# Respondent:

Lance A. Bell

By: Lance A. Bell d/b/a JB and Company, Individually

Approved as to Form:

Joseph J. Rotunda Director

Enforcement Division

Attorney

**Enforcement Division** 

#### **ACKNOWLEDGEMENT**

On the 14th day of \_\_\_\_\_\_, 2014, Lance A. Bell d/b/a JB and Company ("Respondent Bell") personally appeared before me, executed the foregoing Order and acknowledged that:

- 1. Respondent Bell has read the foregoing Order;
- 2. Respondent Bell has been fully advised of his rights under the Texas Securities Act and the Administrative Procedure Act;
- 3. Respondent Bell knowingly and voluntarily consents to the entry of the foregoing Order and the Findings of Fact and Conclusions of Law contained therein; and
- 4. Respondent Bell, by consenting to the entry of the foregoing Order, has knowingly and voluntarily waived his rights as set forth therein.

Sandra Z-Baker Notary Public in and for

the State of \_\_\_\_\_\_\_

My commission expires on:  $\frac{9}{9}$ 

[affix notary seal here]

SANDRA L BAKER NOTARY PUBLIC