TRAVIS J. ILES SECURITIES COMMISSIONER

CLINTON EDGAR
DEPUTY SECURITIES COMMISSIONER

Mail: P.O. BOX 13167 AUSTIN, TEXAS 78711-3167

Phone: (512) 305-8300 Facsimile: (512) 305-8310



# Texas State Securities Board

208 E. 10th Street, 5th Floor Austin, Texas 78701-2407 www.ssb.texas.gov BETH ANN BLACKWOOD CHAIR

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ALAN WALDROP MEMBER

MIGUEL ROMANO, JR. MEMBER

# IN THE MATTER OF § INVESTORS OF CRYPTO LLC AND DANIEL NEVES § Order No ENF-18-CDO-1759

TO: Investors of Crypto LLC 303 Greener Drive, Leander, Texas 78641

Daniel Neves 303 Greener Drive, Leander, Texas 78641

#### ORDER

Be it remembered that Investors of Crypto LLC (hereinafter referred to as "Respondent Investors of Crypto") and Daniel Neves (hereinafter referred to as "Respondent Neves") appeared before the Securities Commissioner of the State of Texas (hereinafter referred to as the "Securities Commissioner") and consented to the entry of this order (hereinafter referred to as the "Order") and the Findings of Fact and Conclusions of Law contained herein.

## **FINDINGS OF FACT**

- 1. Respondent Investors of Crypto and Respondent Neves (hereinafter referred to as "Respondents") have waived (a) their right to notice and a hearing in this matter, (b) their right to appear and present evidence in this matter, (c) their right to appeal this Order, and (d) all other procedural rights granted to them by The Securities Act, Tex. Rev. Civ. Stat. Ann. arts. 581-1 to 581-45 (West 2010 & Supp. 2017) (hereinafter referred to as the "Securities Act") and the Administrative Procedure Act, Tex. Gov't Code Ann. §§ 2001.001 to 2001.902 (West 2008 & Supp. 2017) (hereinafter referred to as the "Administrative Procedure Act").
- 2. Respondents have been offering investments in cryptocurrency investment programs to unaccredited investors.
- 3. Respondents have been offering these investments using public advertisements placed in an online financial services forum for residents of Austin, Texas, and through social media, including webpages maintained on Facebook and videos published on YouTube.
- 4. The investments include an investment referred to as the Cryptocurrency Investment Pool/Digital Asset Arrays (hereinafter referred to as the

"Cryptocurrency Investment Pool"), an investment referred to as Portfolio Management 101 (hereinafter referred to as the "Portfolio Management 101 Package"), a "corporate plan" referred to as the Cryptocurrency Corporate Investment Portfolio (hereinafter referred to as the "Cryptocurrency Corporate Investment Portfolio"), an investment referred to as Crypto Retirement Portfolio (hereinafter referred to as the "Crypto Retirement Portfolio") and investments in a day trading program (hereinafter referred to as the "Day Trading Program").

#### **REGISTRATION VIOLATIONS**

- 5. The investments in the Cryptocurrency Investment Pool, the Portfolio Management 101 Package, the Cryptocurrency Corporate Investment Portfolio, the Crypto Retirement Portfolio and the Day Trading Program have not been registered by qualification, notification or coordination, and no permit has been granted for their sale in Texas.
- 6. Respondents have not been registered with the Securities Commissioner as dealers or agents at any time material hereto.

#### COOPERATION

- 7. On February 10, 2018, Joe Rotunda, Director of the Enforcement Division, notified Respondents that the Enforcement Division determined they were violating the Securities Act.
- 8. On the same day, Respondents agreed to cooperate with the Enforcement Division.

#### **CONCLUSIONS OF LAW**

- 1. The investments in the Cryptocurrency Investment Pool, the Portfolio Management 101 Package, the Cryptocurrency Corporate Investment Portfolio, the Crypto Retirement Portfolio and the Day Trading Program are "securities" as that term is defined by Section 4.A of the Securities Act.
- 2. Respondents are violating Section 7 of the Securities Act by offering securities for sale in Texas at a time when the securities are not registered with the Securities Commissioner.
- 3. Respondents are violating Section 12 of the Securities Act by offering securities for sale in Texas without being registered pursuant to the provisions of Section 12 of the Securities Act.
- The forgoing violations constitute bases for the issuance of this Order pursuant to Section 23.A of the Securities Act.

### **ORDER**

- 1. It is therefore ORDERED that Respondents immediately CEASE AND DESIST from offering for sale and selling any security in Texas until the security is registered with the Securities Commissioner or is offered for sale pursuant to an exemption from registration under the Texas Securities Act.
- 2. It is further ORDERED that Respondents immediately CEASE AND DESIST from acting as securities dealers in Texas until Respondents are registered with the Securities Commissioner or are acting pursuant to an exemption from registration under the Texas Securities Act.

SIGNED AND ENTERED by the Securities Commissioner this 15th day of February 2018.

TRAVIS J. ILES

Securities Commissioner

Respondents:

Investors of Crypto, LLC

By: Dan Neves, Managing Member and Chief Executive Officer

Dan Neves

By: Dan Neves, individually

Approved as to Form:

Joe Rotunda

Director, Enforcement Division

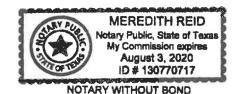
Rachael Luna

Enforcement Attorney, Enforcement Division

#### **ACKNOWLEDGMENT**

On the day of \_\_\_\_\_\_, 2018, Dan Neves personally appeared before me, executed the foregoing Order, and acknowledged that:

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



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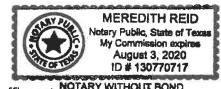
Notary Public in and for the State of Tuxas

My commission expires on August 3, 2020

#### **ACKNOWLEDGMENT**

On the day of , 2018, Investors of Crypto LLC, by and through Dan Neves, its Managing Member and Chief Executive Officer, appeared before me, executed the foregoing Order, and acknowledged that:

- 1. Dan Neves is duly authorized to enter the forgoing order on behalf of Investors of Crypto LLC,
- 2. Dan Neves has read the forgoing Order,
- 3. Investors of Crypto LLC has been fully advised of its rights under the Securities Act and the Administrative Procedure Act,
- Investors of Crypto LLC knowingly and voluntarily consents to the entry of the forgoing Order and the Findings of Fact and Conclusions of Law contained therein, and
- 5. Investors of Crypto LLC, by consenting to the entry of the foregoing order, has knowingly and voluntarily waived its rights as set forth therein.



[affix notary seal here]

Notary Public in and for the State of

My commission expires on August 3,2020