

STATE OF NEW HAMPSHIRE

DEPARTMENT OF STATE

BUREAU OF SECURITIES REGULATION

IN THE MATTER OF:

REB Financial, and
Robert E. Bossdorf,
Respondents

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ORDER TO CEASE AND DESIST

COM2013-000007

NOTICE OF ORDER

This Order commences an adjudicative proceeding under the provisions of RSA 421-B:26-a.

LEGAL AUTHORITY AND JURISDICTION

Pursuant to RSA 421-B:23, the Secretary of State has the authority to issue and cause to be served an order requiring any person appearing to him to be engaged or about to be engaged in any act or practice constituting a violation of RSA 421-B or any rule or order thereunder, to cease and desist from violations of RSA 421-B.

Pursuant to RSA 421-B:24, I, any person who willfully violates a cease and desist order issued pursuant to RSA 421-B:23 shall be guilty of a class B felony.

Pursuant to RSA 421-B:10, I(a) and RSA 421-B:10, I(b)(2), the Secretary of State has the authority to deny, suspend, or revoke any license or application of a broker-dealer or investment advisor if he finds that it is in the public interest and that the broker-dealer or investment advisor has willfully violated or failed to comply with any provisions of RSA 421-B, or the Securities Act of 1933, the Securities Exchange Act of 1934, or any rule under any of such statutes.

Pursuant to RSA 421-B:10, VI, the Secretary of State may, upon hearing and in lieu of, or in addition to any order to suspend or revoke any license, assess an administrative fine up to \$2,500.00 for each violation of the New Hampshire Securities Act.

Pursuant to RSA 421-B:26, V, the Secretary of State may, in addition to any other penalty provided by RSA 421-B, upon notice and hearing, enter an order of rescission, restitution, or disgorgement directed to a person who has violated RSA 421-B.

NOTICE OF RIGHT TO REQUEST A HEARING

The above named respondents have the right to request a hearing on this order to cease and desist, as well as the right to be represented by counsel. Any such request for a hearing shall be in writing, shall be signed by the respondents, or by the duly authorized agent of the above named respondents, and shall be delivered either by hand or certified mail, return receipt requested, to the Bureau of Securities Regulation, Department of State, 25 Capitol Street, Concord, New Hampshire 03301.

Under the provisions of RSA 421-B:23, I, if respondents fail to request a hearing relative to this order within 30 calendar days of receipt of this order, respondent shall be deemed in default, and this order shall, on the thirty-first day, become permanent.

Upon request for a hearing being received by the Bureau of Securities Regulation, in the manner and form indicated above, a hearing shall be held not later than ten days after such request is received by the Bureau, and within a reasonable time after such hearing, the Secretary of State, or such other person authorized by statute, shall issue a further order vacating or modifying this order, or making it permanent, as the circumstances require.

STATEMENT OF ALLEGATIONS

The allegations contained in the Staff Petition for Relief dated May 10, 2013 (a copy of which is attached) are incorporated by reference hereto.

ORDER

WHEREAS, finding it necessary and appropriate and in the public interest, and for the protection of investors and consistent with the intent and purposes of the New Hampshire securities laws, and

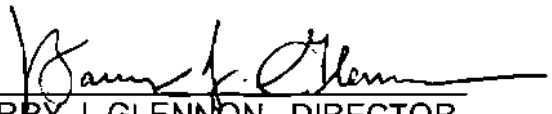
WHEREAS, finding that the allegations contained in the Staff Petition, if proved true and correct, form the legal basis of the relief requested,

It is hereby ORDERED, that:

1. The Respondents are hereby ordered to immediately cease and desist from further violations of RSA 421-B;
2. Pursuant to RSA 421-B:23, the Respondents shall deliver its customer list to the Bureau, and said list shall include every customer name, address, account number and location of each account.
3. The Respondents shall, jointly and severally pay administrative fines and penalties totaling \$75,000.
4. All licensing and registration privileges are denied.

Failure on the part of the Respondents to request a hearing within 30 days of the date of receipt of this Order shall result in a default judgment being rendered, including imposition of fines and penalties upon the defaulting Respondents.

SIGNED,
WILLIAM M. GARDNER
SECRETARY OF STATE
BY HIS DESIGNEE:


BARRY J. GLENNON, DIRECTOR,
N.H. BUREAU OF SECURITIES

Dated: 5-10-2013

**STAFF PETITION FOR RELIEF
IN THE MATTER OF:**

and Robert E. Bossdorf

No.COM2013-000007

1. REB Financial (hereinafter "REBF"), is a business entity with a principal office listed at 160 Brown's Ridge Road, Ossipee, NH 03864. The mailing address is PO Box 438, Ossipee, NH 03864. Records from the State of New Hampshire, Secretary of State, indicate that REBF is not a registered business. Robert Eric Bossdorf (hereinafter "REB") is the principle of REBF. REBF is in the business of offering and disseminating investment advice for a fee and trading securities according to statements received from two customers of REBF, (hereinafter referred to as investor #1 and investor #2).
2. On or about May 8th, 2013, the Bureau received a written complaint that REBF and REB had customer advisory accounts, that they were disseminating investment advice and trading in securities for customers. The complaint also alleges that the accounts were not being managed and that excessive fees were being charged. Upon investigating, the Bureau discovered that REBF and REB are not licensed in New Hampshire as an investment adviser firm, an investment advisor representative or broker-dealer or broker-dealer agent.
3. As a follow-up to the complaints, the Bureau investigated and went to the REBF place of business. REB confirmed that he had eight to ten customer

advisory accounts, that he disseminated investment advice and traded for a fee through various on-line financial entities that trade securities such as Vanguard and Ameritrade. It was also discovered that REB has the passwords to on-line trading accounts and makes trades in those accounts for a fee.

4. Investors 1 and 2 have reported that REB told them that he was qualified to conduct the activities described above as an advisor and securities trader. A search of Bureau records indicates that REBF and REB are not currently qualified and that there is no recent licensing of REBF or REB.
5. Upon information received, this conduct has been going on back for at least five years and possibly longer.

STATEMENTS OF LAW

II. The Bureau hereby petitions the Director and makes the following statements of law under the New Hampshire Revised Statutes Annotated, RSA 421-B, and regulations thereunder (hereinafter referred to as the Act):

1. REBF and REB, are each a "Person" within the meaning of RSA 421-B:2.
2. REBF is operating as an investment advisory firm and broker-dealer as defined by RSA 421-B:2. REB is operating as an investment advisor representative and broker-dealer agent as defined by RSA 421-B:2.
3. Pursuant to RSA 421-B:3, it is unlawful for any person, in connection with the offer, sale, or purchase of any security, directly or indirectly: To make any untrue statement of a material fact or to omit to state a material fact necessary in order to make the statements made, in the light of the circumstances under which they are made, not misleading. REB violated this section by failing to disclose that he was not licensed to conduct advisory or securities trading business. REB also violated this section when he stated that he was qualified to conduct his advisory and securities trading business.
4. Pursuant to RSA 421-B:6, it is unlawful for any person to transact business in this state as an investment advisory firm, investment advisor representative or broker-dealer and broker-dealer agent unless such person is licensed under RSA 421-B or exempt from licensing. REBF and REB, are in violation of this section for transacting business in securities in New Hampshire as an unlicensed investment advisory firm, investment advisor

representative and broker-dealer and broker-dealer agent by making trades in securities in on-line accounts for customers for a fee.

5. Pursuant to RSA 421-B:17,V, and RSA 421-B:11,I-b(a) and (c), the burden of proving an exemption, preemption, or an exception from a definition is upon the person claiming it. REBF and REB have not established any valid exemption from proper licensing.
6. Pursuant to RSA 421-B:23, whenever it appears to the secretary of state that any person has engaged or is about to engage in any act or practice constituting a violation of this chapter or any rule under this chapter, he shall have the power to issue and cause to be served upon such person an order requiring the person to cease and desist from violations of this chapter. REBF and REB, are subject to this section for failing to disclose that they were not licensed and for misrepresenting that they were qualified to conduct advisory and securities trading business.
7. Pursuant to RSA 421-B:26,III, any person who, either knowingly or negligently, violates any provisions of this chapter may, upon hearing, and in addition to any other penalty provided for by law, be subject to such suspension, revocation or denial of any registration or license, or an administrative fine not to exceed \$2,500, or both. Each of the acts specified shall constitute a separate violation. REBF and REB are subject to a suspension, revocation, or denial, and a fine for violations of RSA 421-B:3 and 421-B:6.

RELIEF REQUESTED

III. The Bureau makes the following requests for relief in the above-referenced matter as permitted under the Act.

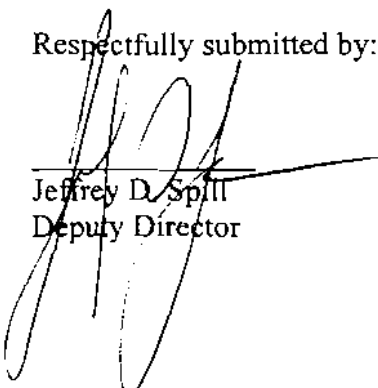
1. Find as fact the statements contained in section I of the Statements of Fact.
2. Make conclusions of law relative to the statements contained in section II of the Statements of Law.
3. Pursuant to RSA 421-B:23, issue an order to cease and desist against REBF and REB, for violations under the Act pursuant to RSA 421-B:23 and order REBF and REB to turn over its customer list to the Bureau pursuant to RSA 421-B:22 including name, address, account number and location of the account.
4. Assess administrative fines and penalties of \$2,500 per violation against REBF and REB totaling \$75,000 jointly and severally for the above-referenced violations under the Act.

5. Issue an order denying or barring any license and registration privileges of the Respondents pursuant to RSA 421-B:26,III.
6. Take any other just and equitable relief as permitted under the Act including but not limited to rescission, restitution, or disgorgement.

RIGHT TO AMEND

The Bureau's staff reserves the right to amend this Petition for Relief and requests that the Director of Securities Regulation take further enforcement action.

Respectfully submitted by:



Jeffrey D. Spill
Deputy Director

5/10/13

Date