

STATE OF OREGON
DEPARTMENT OF CONSUMER AND BUSINESS SERVICES
DIVISION OF FINANCE AND CORPORATE SECURITIES

In the Matter of:

Case No. S-15-0009

THOMAS F. HARAN III,

Respondent.

FINAL ORDER TO CEASE AND
DESIST, FINAL ORDER DENYING
EXEMPTIONS, AND FINAL ORDER
ASSESSING CIVIL PENALTY
ENTERED BY CONSENT

The Director of the Department of Consumer and Business Services for the State of Oregon (hereinafter “the Director”), acting in accordance with the Oregon Securities Law, Oregon Revised Statutes (“ORS”) 59.005 to 59.451, 59.991 and 59.995, has conducted an investigation into the business activities in Oregon of Thomas F. Haran III (“Haran”).

Haran wishes to resolve and settle this matter with the Director.

Now, therefore, as evidenced by the signature(s) subscribed on this Order, Haran hereby CONSENTS to entry of this Order.

I. FINDINGS OF FACT

The Director FINDS that:

1. Thomas F. Haran III is an Oregon resident residing in Dallas, Oregon.
2. On or about January 2015, Haran placed or caused to be placed an

advertisement on <http://salem.craigslist.org>, identified as post 4830070171 (hereinafter referred to as “the Craigslist ad”), which provided as follows:

Financial Advisor (outside salem) [sic]

If you have some money to invest and are looking for great financial advice as to what stocks to buy and setting up a great portfolio, I'm the one you want.

Division of Finance and Corporate Securities
Labor and Industries Building
350 Winter Street NE, Suite 410
Salem, OR 97301-3881
Telephone: (503) 378-4387





1 Great, proven personal track record.
2 My portfolio has surpassed most funds over the years.
3 Fees are based upon size of the portfolio you set up and actual time I spend
4 consulting.
5 Whether [you're] new to investing in stocks or a veteran, my service will
6 be worth it.
7 I'll tell you the truth, not like most brokerage firms that are just out to
8 enhance their portfolios.
9 And if you are in a PERS fund, I know you've lost money over the years.
10 The time to act is now ... start making money off your investments!!!
11 Contact me for a free initial consultation. Tom ... 503-623-6573
12
13 3. On February 5, 2015, an investigator for the Division of Finance and
14 Corporate Securities ("Division") telephoned the number listed in the Craigslist ad, 503-
15 623-6573, and asked to speak with Tom. The investigator did not state that he was an
16 investigator for the Division. The individual answering the phone identified himself as
17 Tom and confirmed that he had placed the Craigslist ad. Tom offered to assist the
18 investigator in selecting investments including advising him to purchase stocks and real
19 estate because they were "stable" investments. Tom solicited the investigator to pay him
20 \$100 to begin the process, and \$25 per month for Tom to manage the investigator's
21 portfolio and provide long-term assistance or direction in managing the investigator's
22 portfolio. The investigator told Tom that he was interested in his proposal, and Tom gave
23 the investigator another telephone number to use when calling back.
24 4. The telephone number listed in the Craigslist ad was one assigned to Haran,
25 with a residential address in Dallas, Oregon.
26 5. At all times relevant to this order, Haran was not licensed to act as an
investment adviser in the state of Oregon.
6. Haran cooperated with the Division investigation of this matter and promptly



1 removed the advertisement when advised that it was illegal. Haran purportedly did not
2 enroll any clients in response to the advertisement.

4 II. CONCLUSIONS OF LAW

5 The Director CONCLUDES that:

6 7. In placing the Craigslist ad in January 2015, Haran acted as a “state
7 investment adviser” in Oregon as defined under ORS 59.015(20)(a)(A) because he, for
8 compensation, engaged in or offered to engage in the business of advising others, either
9 directly or by mail or through publication or writing, as to the value of securities or as to
10 the advisability of investing in, purchasing or selling securities.

11 8. In offering services to the Division investigator on or about February 5, 2015,
12 Haran acted as a “state investment adviser” in Oregon as defined under ORS
13 59.015(20)(a)(A) because he, for compensation, engaged in or offered to engage in the
14 business of advising others, either directly or by mail or through publication or writing, as
15 to the value of securities or as to the advisability of investing in, purchasing or selling
16 securities.

17 9. Haran committed two violations of ORS 59.165(6)(a) because he transacted
18 business in Oregon as a “state investment adviser” when he was not licensed to do so.

20 III. ORDERS

21 Now, therefore, the Director issues the following ORDERS:

22 Order to Cease and Desist

23 10. As authorized by ORS 59.245(4), the Director orders Haran and any affiliated
24 and/or successor individual, business or corporation to CEASE AND DESIST from
25 violating any provision of the Oregon Securities Law or the administrative rules
26 promulgated thereunder.

Division of Finance and Corporate Securities
Labor and Industries Building
350 Winter Street NE, Suite 410
Salem, OR 97301-3881
Telephone: (503) 378-4387



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Order Denying Securities and Transaction Exemptions

11. Under ORS 59.045(2), Haran and any affiliated and/or successor business or corporation are permanently DENIED the use of securities and transaction exemptions that would otherwise be available to them under ORS 59.025 and ORS 59.035.

Order Assessing Civil Penalty

12. Pursuant to the authority of ORS 59.995, the Director may assess a CIVIL PENALTY in an amount of not more than \$20,000 (twenty thousand dollars) per violation against any person who violates provisions of the Oregon Securities Law, ORS chapter 59, or rules adopted thereunder.

13. The Director, in accordance with ORS 59.995, ORDERS Haran to pay a CIVIL PENALTY of \$10,000 (ten thousand dollars) for two violations of ORS 59.165(6)(a).

Suspension of Civil Penalty

14. The Director SUSPENDS the civil penalties assessed above, so long as Haran complies with all terms of this Order and all requirements of the Oregon Securities Law; PROVIDED HOWEVER, that the suspended portion of the civil penalties shall be immediately due and payable upon a determination by the Director that Haran has violated any term of this Order or any provision of the Oregon Securities Law.

15. The entry of this Order in no way limits further remedies which may be available to the Director under Oregon law.

SO ORDERED this 29th day of March, 2015.

PATRICK M. ALLEN, Director
Department of Consumer and Business Services

/s/ David Tatman
David C. Tatman, Administrator
Division of Finance and Corporate Securities

