

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

In the Matter of:

Case No. S-15-0062

JAN P. OELZE, JR;

Respondent.

FINAL ORDER TO CEASE AND
DESIST, FINAL ORDER ASSESSING
CIVIL PENALTY AND CONSENT TO
ENTRY OF ORDER

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 investigated the activities of Jan P. Oelze, Jr. (“Respondent”).

Respondent has cooperated with the Director’s investigation and wishes to resolve this matter with the Director;

Now, therefore, as evidenced by the signature subscribed herein, Respondent hereby CONSENTS to entry of this Order.

FINDINGS OF FACT

The Director FINDS that:

1. Respondent began working as a securities representative for Global Alternative Investment Services, Inc. on or around May 24, 2010. The Central Registration Depository (“CRD”) number for Respondent is #1619502.
2. In order to become licensed as a securities salesperson in Oregon, Respondent was required to complete the CRD Uniform Application for Securities Industry Registration or Transfer (“Form U4”). The Form U4 includes Disclosure Reporting Pages (“DRP”), wherein Respondent was required to disclose certain information identified

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1 therein, including, but not limited to, the “Financial Disclosure” information set forth in
2 Sections 14K through 14M of the DRP. Respondent, as a licensee, has a responsibility to
3 keep the information in the DRP continually updated.

4 3. Respondent completed the Form U4, including the Financial Disclosure
5 section of the DRP, and became licensed as a securities salesperson on or about May 12,
6 2000. Respondent registered with the Oregon Department of Consumer and Business
7 Services, Division of Finance and Corporate Securities (“DFCS”) on or about May 27,
8 2010.

9 4. Section 14M of the DRP in Form U4 asks: “Do you have any unsatisfied
10 judgments or liens against you?”

11 5. On July 1, 2010, the U.S. Internal Revenue Service filed a tax lien against the
12 Respondent in an amount over \$50,000.

13 6. Respondent did not file an amendment to his Oregon license application,
14 including disclosure of the above-described tax lien, in response to Section 14M of CRD
15 Form U4, until April 8, 2014, more than 30 days from the date of occurrence.

17 CONCLUSIONS OF LAW

18 The Director CONCLUDES that:

19 7. At all times material to this Order, Respondent has been licensed as a
20 “salesperson” in Oregon, as defined by ORS 59.015(18)(a).

21 8. Respondent, as a licensed salesperson, is required to amend his license
22 application on Form U4 “when there are material changes in the information contained in
23 the original application.” ORS 59.175(6); OAR 441-175-0105(3)(c).

24 9. In accordance with OAR 441-175-0105(2), Respondent is required to amend
25 his Oregon license application within 30 days of the occurrence of any material changes
26 in the information contained in the original application or any amendments thereto.



1 10. Section 14M of the CRD Form U4, “Financial Disclosure,” requires that a
2 licensed salesperson disclose the existence of any “unsatisfied judgments or liens”
3 entered against the licensee.

4 11. The existence of an unsatisfied judgment or lien against a licensee is a
5 “material change” of the information contained in the original application, as that term is
6 used in ORS 59.175(6) and OAR 441-175-0105(2).

7 12. Respondent failed to amend his Oregon salesperson license application, or any
8 amendments thereto, and to update the CRD Form U4 and DRP within 30 days of the
9 occurrence of certain material changes, specifically the filing of a tax lien against
10 Respondent on or about July 1, 2010, thereby violating ORS 59.175(6) and OAR 441-
11 175-0105(2).

12
13 **ORDERS**

14 The Director issues the following ORDER and PROPOSED ORDER:

15 *Final Order to Cease and Desist*

16 13. In accordance with ORS 59.245, Respondent is hereby ORDERED to CEASE
17 AND DESIST from:

18 A. Failing to file required amendments to his Oregon salesperson license
19 application for the purpose of disclosing any material changes to the information
20 contained in the application, as required by ORS 59.175(6) and OAR 441-175-0105(2);
21 and

22 B. Violating any provision of Oregon Revised Statutes chapter 59 or Oregon
23 Administrative Rules chapter 441.

24 *Final Order Assessing Civil Penalty*

25 14. In accordance with ORS 59.995, the Director may assess CIVIL PENALTIES
26 in an amount not to exceed \$20,000 per violation against persons who violate the Oregon



1 Securities Law. In the case of a continuing violation, each day's continuance is a separate
2 violation, but the maximum penalty for any continuing violation shall not exceed
3 \$100,000.

4 15. In accordance with ORS 59.995(1), the Director hereby proposes to assess a
5 CIVIL PENALTY against Respondent in the total amount of \$5,000 (five thousand
6 dollars) for violation of ORS 59.175(6) and OAR 441-175-0105(2), in failing to timely
7 amend his Oregon salesperson license application to disclose the filing of a tax lien
8 against him on or about July 1, 2010.

9 Suspension of Civil Penalty

10 16. The Director SUSPENDS the collection of \$4,000 of the civil penalties
11 assessed above, so long as Respondent complies with all terms and conditions of this
12 Order and all requirements of the Oregon Securities Law. If Respondent complies with
13 the terms of this Order and the Director has not initiated an enforcement action for new
14 violations of the Oregon Securities Law during the three-year period from the effective
15 date of this Order, the Director WAIVES the collection of the suspended CIVIL
16 PENALTY assessed herein.

17 17. The Director reserves the right to immediately take enforcement action,
18 pursuant to the procedures set forth in ORS 183.745, to impose the suspended CIVIL
19 PENALTY if Respondent violates any term of this Order.

20 SO ORDERED this 14th day of October, 2015.

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

23 /s/ David Tatman

24 David C. Tatman, Administrator
25 Division of Finance and Corporate Securities

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