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

6 In the Matter of:

Case No. S-15-0083

7 RICHARD E. BLANCO,

8 Respondent.

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

9 The Director of the Department of Consumer and Business Services for the State
10 of Oregon (hereinafter “the Director”), acting in accordance with the Oregon Securities
11 Law, Oregon Revised Statutes (“ORS”) 59.005 to 59.451, 59.991 and 59.995, and
12 Oregon Administrative Rules (“OAR”) chapter 441, has investigated the securities
13 salesperson (“salesperson”) license application, and the amendments thereto, of
14 Richard E. Blanco (“Respondent”).

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

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

19
20 FINDINGS OF FACT

21 The Director FINDS that:

- 22 1. Respondent is licensed in Oregon to work as a salesperson for a broker-dealer.
23 The Central Registration Depository (“CRD”) number for Respondent is #728248.
24 2. In order to become licensed as a salesperson in Oregon, Respondent was
25 required to complete the CRD Uniform Application for Securities Industry Registration
26 or Transfer (“Form U-4”). The Form U-4 includes Disclosure Reporting Pages (“DRP”),





1 wherein Respondent was required to disclose certain information identified therein,
2 including, but not limited to, the “Financial Disclosure” information set forth in Question
3 14M of the application. Respondent, as a licensee, has a responsibility to keep the
4 information in the application, including the information in the DRP, continually updated.

5 3. As part of the salesperson licensing process in Oregon, Respondent completed
6 a Form U-4, including the Financial Disclosure section of the form, on or about
7 April 21, 2015. Respondent became licensed in Oregon as a salesperson on or about May
8 13, 2015.

9 4. Question 14M of the Form U-4 asks: “Do you have any unsatisfied judgments
10 or liens against you?”

11 5. In January 2013, an IRS tax lien (hereinafter, "the tax lien") was filed against
12 the Respondent. On February 4, 2013, the Respondent learned of the tax lien. On
13 February 7, 2013, the tax lien was released.

14 6. Respondent did not disclose the above-described tax lien on his Oregon
15 license application, in response to Question 14M of Form U-4, until more than 30 days
16 from the date of occurrence.

18 CONCLUSIONS OF LAW

19 The Director CONCLUDES that:

20 7. Respondent is licensed as a “salesperson” in Oregon, as defined by ORS
21 59.015(18)(a).

22 8. Respondent, as a licensed salesperson, is required to amend his license
23 application on Form U-4 “when there are material changes in the information contained
24 in the original application.” ORS 59.175(6); OAR 441-175-0105(3)(c).

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



1 in the information contained in the original application or any amendments thereto.

2 10. Question 14M of the Form U-4, “Financial Disclosure,” requires that a
3 licensed salesperson disclose the existence of any unsatisfied lien.

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

6 12. Respondent failed to timely file an amendment to his Oregon salesperson
7 license application within 30 days of the occurrence of a material change, in violation
8 ORS 59.175(6) and OAR 441-175-0105(2).

9
10 **ORDERS**

11 The Director issues the following ORDERS:

12 *Final Order to Cease and Desist*

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

15 A. Failing to timely file a required amendment to his Oregon salesperson license
16 application after a material change to the information contained in the application, as
17 required by ORS 59.175(6) and OAR 441-175-0105(2); and

18 B. Violating any provision of Oregon Revised Statutes chapter 59 or Oregon
19 Administrative Rules chapter 441.

20 *Final Order Assessing Civil Penalty*

21 14. In accordance with ORS 59.995, the Director may assess CIVIL PENALTIES
22 in an amount not to exceed \$20,000 per violation against persons who violate the Oregon
23 Securities Law. In the case of a continuing violation, each day’s continuance is a separate
24 violation, but the maximum penalty for any continuing violation shall not exceed
25 \$100,000.

26 15. In accordance with ORS 59.995(1), the Director hereby ORDERS Respondent



1 to pay a CIVIL PENALTY in the total amount of \$5,000 for violations of ORS 59.175(6)
2 and OAR 441-175-0105(2).

3 16. The Director SUSPENDS the collection of \$4,000 of the civil penalty
4 assessed above, so long as Respondent complies with all terms and conditions of this
5 Order and all requirements of the Oregon Securities Law. If Respondent complies with
6 the terms of this Order and the Director has not initiated an enforcement action for new
7 violations of the Oregon Securities Law during the three-year period from the effective
8 date of this Order, the Director WAIVES the collection of the suspended CIVIL
9 PENALTY assessed herein.

10 17. Respondent must pay \$1,000 of the civil penalty at signing, prior to the entry
11 of this Order.

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

15 19. This Order does not contain findings that respondent violated an Oregon law
16 or rule that prohibits fraudulent, manipulative, or deceptive conduct.

17 20. This Order is a “Final Order” under ORS 183.310(6)(b). Subject to that
18 provision, the entry of this Order does not limit other remedies that are available to the
19 Director under Oregon law.

20 SO ORDERED this 8th day of October , 2015.

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

23
24 /s/ David Tatman
25 David C. Tatman, Administrator
26 Division of Finance and Corporate Securities

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CONSENT OF RICHARD E. BLANCO TO ENTRY OF ORDER

I, Richard E. Blanco, state that I am a resident of the State of Colorado, that I have read the foregoing Order and that I know and fully understand the contents hereof; that the factual allegations stated herein are true and correct; that I have been advised of my right to a hearing, and that I have been advised of my right to be represented by counsel in this matter; that I voluntarily consent to the entry of this Order without any force or duress, expressly waiving any right to a hearing in this matter; that I understand that the Director reserves the right to take further actions against me to enforce this Order or to take appropriate action upon discovery of other violations of the Oregon Securities Law by me; and that I will fully comply with the terms and conditions stated herein.

I understand that this Order is a public document.

/s/ Richard E. Blanco
Richard E. Blanco

State of Colorado

County of Jefferson

Subscribed and affirmed before me by Richard E. Blanco this 23rd day of September, 2015.

/s/ Megan A Rogers
Signature of Notary Public

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