

STATE OF NEBRASKA
Department of Banking & Finance

In the Matter of)	
)	FINDINGS OF FACT
Precision Securities, LLC)	CONCLUSIONS OF LAW
16885 Via Del Campo Court, Suite 120)	AND
San Diego, California)	CONSENT ORDER

THIS MATTER comes before the Nebraska Department of Banking and Finance (“Department”), by and through its Director, pursuant to its authority under the Securities Act of Nebraska, Neb. Rev. Stat. §§ 8-1101 to 8-1123 (Reissue 2012; Cum. Supp. 2014) (“Act”). Pursuant to Neb. Rev. Stat. § 8-1115 (Reissue 2012), the Department has investigated the acts of Precision Securities, LLC, 16885 Via Del Campo Ct., Suite 120, San Diego, California (“Precision”). As a result of such investigation, and being fully advised and informed in the matter, the Director and Precision enter into the following Findings of Fact, Conclusions of Law and Consent Order (“Order”).

FINDINGS OF FACT

1. Precision is a limited liability company organized pursuant to the laws of California. At all times relevant hereto, Precision was not registered as a broker-dealer in Nebraska.
2. On November 6, 2014, Precision filed an application for registration as a broker-dealer in Nebraska through the Central Registration Depository (“CRD”).
3. As part of its review of the application, the Department contacted Wedbush Securities, Inc. (“Wedbush”), Precision’s clearing-broker. According to information supplied by Wedbush, Precision effected seventy-seven online trades from a Nebraska resident between November 6, 2014, and November 24, 2014.

4. After learning of the trades from Wedbush, the Department contacted Precision. A filing firm representing Precision confirmed that twenty-seven additional trades had occurred between November 25, 2014 and December 8, 2014, for a total of one hundred four trades. According to Precision's representative, the trades occurred because "(s)omewhere in the process of accepting a new account application from a resident of Nebraska there was a miscommunication that the firm was already approved." Precision's representative confirmed that it had restricted the account to liquidations as of December 8, 2014.

5. Precision represented to the Department that neither the account nor the trades were solicited and that the individual who opened the account was an active trader. Precision further represents that the violation was unintentional and not intended to mislead the Department.

CONCLUSIONS OF LAW

1. Neb. Rev. Stat. § 8-1101(2) (Cum. Supp. 2014) defines broker-dealer as "any person engaged in the business of effecting transactions in securities for the account of others or for his or her own account."

2. Neb. Rev. Stat. § 8-1103(1) (Reissue 2012) provides that it shall be unlawful for any person to transact business in this state as a broker-dealer unless registered or exempt from registration under the Act.

3. The facts set forth in Findings of Fact Nos. 1 through 4 constitute Precision acting as a broker-dealer without registration, in violation of Neb. Rev. Stat. § 8-1103(1). Each trade constitutes a separate violation of the Act.

4. Neb. Rev. Stat. § 8-1108.01(4) (Reissue 2012) provides that the Director may, after giving reasonable notice and an opportunity for a hearing under this section, impose a fine not to

exceed twenty-five thousand dollars per violation, in addition to costs of the investigation, upon a person found to have engaged in any act or practice which would constitute a violation of the Act or any rule, regulation, or order issued under the act.

5. Under the Act's statutory framework, the Director has legal and equitable authority to fashion significant protective remedies.

6. It is in the best interest of Precision, and it is in the public's best interest, for Precision and the Director to mutually resolve the issues included herein.

STIPULATIONS

In connection with this Consent Order, Precision and the Director stipulate to the following:

1. The Department has jurisdiction as to all matters herein.
2. This Consent Order shall resolve all matters between the Department and Precision in connection with the Findings of Fact listed above. Should future circumstances warrant, the facts from this matter may be considered in a future administrative action by the Department.

Precision further represents as follows:

1. Precision is aware of its right to a hearing on these matters at which it may be represented by counsel, present evidence, and cross-examine witnesses. The right to such a hearing, and any related appeal, is irrevocably waived.
2. Precision is acting free from any duress or coercion of any kind or nature.
3. This Consent Order is executed to avoid further proceedings and constitutes an admission of violations of the Act solely for the purpose of this Consent Order and for no other purpose.

CONSENT ORDER

IT IS THEREFORE ORDERED that:

1. Within ten days after the effective date of this Consent Order, Precision shall pay a fine of Seven Thousand Five Hundred Dollars (\$7,500.00) for its violations of the Act. Said fine shall be paid by one check payable to the Department within ten days after the effective date of this Consent Order.

2. Precision's application for registration as a broker-dealer shall be approved within five business days after the Department's receipt of such fine. Such registration shall expire on December 31, 2015, pursuant to Neb. Rev. Stat. § 8-1103 (Reissue 2012), unless renewed.

3. In the event Precision fails to comply with any of the provisions of this Consent Order, the Department may commence such action regarding Precision as it deems necessary and appropriate in the public interest.

4. The effective date of this Consent Order shall be the date of the Director's signature.

DATED this 12th day of March, 2015.

PRECISION SECURITIES, LLC.



Shawn P. Turner, President
16885 Via Del Campo Court, Suite 120
San Diego, California 92127
(858) 673-6653

DATED this 17 day of March, 2015.

STATE OF NEBRASKA
DEPARTMENT OF BANKING AND FINANCE



By: Mark Quandahl
Mark Quandahl, Director

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