

BEFORE THE
STATE OF WISCONSIN
DEPARTMENT OF FINANCIAL INSTITUTIONS
DIVISION OF SECURITIES

In the Matter of

PETITION FOR ORDER

SUMARIAGLOBAL, LLC,
PREMCHAND H. SHAH, KEVIN
McCARTHY and MATTHEW
THOMPSON,

File No. S-225076(EX)

Respondents.

The staff of the State of Wisconsin, Department of Financial Institutions, Division of Securities ("the Division"), has conducted an investigation in this matter pursuant to Wis. Stat. §551.602, and as a result thereof alleges as follows:

1. SumariaGlobal, LLC ("Sumaria") is a California limited liability company organized on October 15, 2008 with a last known address of 515 South Flower Street, 36th Floor, Los Angeles, California 90017.
2. Premchand H. Shah ("Shah") is an individual born in December 1957, who is an owner, manager and/or controlling person of Sumaria, whose last known business address is at Sumaria.
3. Kevin McCarthy ("McCarthy") is an individual who is an agent of Sumaria and Shah, with a last known business address at Sumaria.
4. Matthew Thompson ("Thompson") is an individual who is an agent of Sumaria and Shah, with a last known address at Sumaria.
5. During April 2012, acting on behalf of Sumaria and Shah, Thompson offered interests in the Sumaria deed of trust short sale investment scheme to a person in Wisconsin, using materials created by McCarthy.
6. According to the Sumaria offering materials created by McCarthy that Thompson sent to the person in Wisconsin, the scheme operated as follows: The investor funds are placed into escrow. The escrow company records the trust deed in the amount of the principal with 10% interest with the county clerk, then sends the trust deed to the investor and the funds are released. The materials state "That interest adds up to **30% per year**, secured and guaranteed." (emphasis in original). In the Letter of Intent, investors commit to keep the funds invested for 12 months, with new trust deeds issued which include the additional interest, but they have the option to withdraw at 120 day intervals after that.
7. The Sumaria trust deed investment program is an investment contract, and therefore a security defined by Wis. Stat. § 551.102(28)(d).
8. The Sumaria investment contracts have never been registered for offer and sale in Wisconsin pursuant to Wis. Stats. Ch. 551.

9. All Respondents have violated Wis. Stat. § 551.301 by offering unregistered securities to at least one person in Wisconsin.

10. In connection with the offer of the securities described above, Thompson transacted business in Wisconsin as an "agent" for Sumaria and Shah, as that term is defined by Wis. Stat. § 551.102(2).

11. At no time has Thompson been registered as a securities agent pursuant to Wis. Stats. Ch. 551.

12. Thompson has violated Wis. Stat. § 551.402(1) by transacting business in Wisconsin as a securities agent without being registered.

13. Sumaria and Shah have violated Wis. Stat. § 551.402(4) by employing an unregistered agent to represent them in Wisconsin.

14. In connection with the offer of Sumaria investment contracts to the person in Wisconsin, all Respondents failed to disclose that the Pennsylvania Securities Commission issued a Cease and Desist Order against Sumaria on February 10, 2012.

15. By failing to disclose the Pennsylvania order, Respondents omitted to disclose a material fact necessary to make the statement made, in light of the circumstances under which they were made, not misleading, in violation of Wis. Stat. § 551.501(2).

16. Division staff requested specific information and documents from the Respondents about their securities-related transactions, but to date have received no response, despite the due date for the response having passed.

Therefore, the staff of the Division petitions the Administrator of the Division of Securities for the issuance of the attached Orders pursuant to Wis. Stats. Ch. 551.

Dated this 15th day of January, 2013.



Mark E. Dorman
Examiner



Leslie M. Van Buskirk
Attorney Supervisor

BEFORE THE
STATE OF WISCONSIN
DEPARTMENT OF FINANCIAL INSTITUTIONS
DIVISION OF SECURITIES

In the Matter of
SUMARIAGLOBAL, LLC,

CEASE & DESIST ORDER
(SUMMARY)

File No. S-225076(EX)

Respondent.

Based upon the attached Petition for Order, I have reason to believe that any further offer or sale of unregistered securities by or on behalf of the Respondent would be fraudulent to purchasers, and I find that this action is necessary and appropriate in the public interest and for the protection of investors;

Therefore, pursuant to Wis. Stat. § 551.604(2),

IT IS ORDERED THAT:

- a. SumariaGlobal, LLC, its agents, servants, employees, and every entity and person directly or indirectly controlled or organized by or on its behalf, shall cease and desist from making or causing to be made to any person or entity in Wisconsin any further offers or sales of securities unless and until such securities qualify as covered securities or are registered under Wis. Stats. Ch. 551, or successor statute.
- b. All exemptions from registration set forth at Wis. Stats. Ch. 551, or successor statute, that might otherwise apply to any offer or sale of any security of or by SumariaGlobal, LLC, its successors, affiliates, controlling persons, and every entity and person directly or indirectly controlled or organized by or on its behalf, are hereby revoked.
- c. SumariaGlobal, LLC, its successors, affiliates, controlling persons, officers, agents, servants, employees, and every entity and person directly or indirectly controlled or hereafter organized by or on its behalf, are prohibited from employing an agent to represent them in Wisconsin unless the agent is registered under Wis. Stats. Ch. 551, or successor statute, or excepted from the registration requirement.
- d. SumariaGlobal, LLC, its successors, affiliates, controlling persons, officers, agents, servants, employees, and every entity and person directly or indirectly controlled or hereafter organized by or on its behalf, shall cease and desist from violating Wis. Stat. § 551.501, or successor statute.

EXECUTED at Madison, Wisconsin, this 15~~th~~ day of January, 2013.

(SEAL)



Patricia D. Struck
Administrator
Division of Securities

NOTICE:

Under Wis. Stat. § 551.604(2), this Order is effective on the date issued. Any person subject to the Order may request a hearing in the form of a written petition for hearing as provided in Wis. Admin. Code § DFI-Sec. 8.01. If no hearing is requested within 30 days of service, this Order will become final by operation of law. Further, any willful violation of an Order issued under Wis. Stats. Ch. 551 is a criminal offense punishable under Wis. Stat. § 551.508.

BEFORE THE
STATE OF WISCONSIN
DEPARTMENT OF FINANCIAL INSTITUTIONS
DIVISION OF SECURITIES

In the Matter of

PREMCHAND H. SHAH,

Respondent.

CEASE & DESIST ORDER
(SUMMARY)

File No. S-225076(EX)

Based upon the attached Petition for Order, I have reason to believe that any further offer or sale of unregistered securities by or on behalf of the Respondent would be fraudulent to purchasers, and I find that this action is necessary and appropriate in the public interest and for the protection of investors;

Therefore, pursuant to Wis. Stat. § 551.604(2),

IT IS ORDERED THAT:

- a. Premchand H. Shah, his agents, servants, employees, and every entity and person directly or indirectly controlled or organized by or on his behalf, shall cease and desist from making or causing to be made to any person or entity in Wisconsin any further offers or sales of securities unless and until such securities qualify as covered securities or are registered under Wis. Stats. Ch. 551, or successor statute.
- b. All exemptions from registration set forth at Wis. Stats. Ch. 551, or successor statute, that might otherwise apply to any offer or sale of any security of or by Premchand H. Shah, his agents, servants, employees, and every entity and person directly or indirectly controlled or organized by or on his behalf, are hereby revoked.
- c. Premchand H. Shah, his successors, affiliates, controlling persons, officers, agents, servants, employees, and every entity and person directly or indirectly controlled or hereafter organized by or on his behalf, are prohibited from employing an agent to represent him in Wisconsin unless the agent is registered under Wis. Stats. Ch. 551, or successor statute, or excepted from the registration requirement.
- d. Premchand H. Shah, his successors, affiliates, controlling persons, officers, agents, servants, employees, and every entity and person directly or indirectly controlled or hereafter organized by or on his behalf, shall cease and desist from violating Wis. Stat. § 551.501, or successor statute.

EXECUTED at Madison, Wisconsin, this 15th day of January, 2013.

(SEAL)



Patricia D. Struck
Administrator
Division of Securities

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BEFORE THE
STATE OF WISCONSIN
DEPARTMENT OF FINANCIAL INSTITUTIONS
DIVISION OF SECURITIES

In the Matter of

KEVIN MCCARTHY,

Respondent.

CEASE & DESIST ORDER
(SUMMARY)

File No. S-225076(EX)

Based upon the attached Petition for Order, I have reason to believe that any further offer or sale of unregistered securities by or on behalf of the Respondent would be fraudulent to purchasers, and I find that this action is necessary and appropriate in the public interest and for the protection of investors;

Therefore, pursuant to Wis. Stat. § 551.604(2),

IT IS ORDERED THAT:

- a. Kevin McCarthy, his agents, servants, employees, and every entity and person directly or indirectly controlled or organized by or on his behalf, shall cease and desist from making or causing to be made to any person or entity in Wisconsin any further offers or sales of securities unless and until such securities qualify as covered securities or are registered under Wis. Stats. Ch. 551, or successor statute.
- b. All exemptions from registration set forth at Wis. Stats. Ch. 551, or successor statute, that might otherwise apply to any offer or sale of any security of or by Kevin McCarthy, his agents, servants, employees, and every entity and person directly or indirectly controlled or organized by or on his behalf, are hereby revoked.
- c. Kevin McCarthy, his successors, affiliates, controlling persons, officers, agents, servants, employees, and every entity and person directly or indirectly controlled or hereafter organized by or on his behalf, shall cease and desist from violating Wis. Stat. § 551.501, or successor statute.

EXECUTED at Madison, Wisconsin, this 15th day of January, 2013.

(SEAL)



Patricia D. Struck
Administrator
Division of Securities

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BEFORE THE
STATE OF WISCONSIN
DEPARTMENT OF FINANCIAL INSTITUTIONS
DIVISION OF SECURITIES

In the Matter of

MATTHEW THOMPSON,

Respondent.

CEASE & DESIST ORDER
(SUMMARY)

File No. S-225076(EX)

Based upon the attached Petition for Order, I have reason to believe that any further offer or sale of unregistered securities by or on behalf of the Respondent would be fraudulent to purchasers, and I find that this action is necessary and appropriate in the public interest and for the protection of investors;

Therefore, pursuant to Wis. Stat. § 551.604(2),

IT IS ORDERED THAT:

- a. Matthew Thompson, his agents, servants, employees, and every entity and person directly or indirectly controlled or organized by or on his behalf, shall cease and desist from making or causing to be made to any person or entity in Wisconsin any further offers or sales of securities unless and until such securities qualify as covered securities or are registered under Wis. Stats. Ch. 551, or successor statute.
- b. All exemptions from registration set forth at Wis. Stats. Ch. 551, or successor statute, that might otherwise apply to any offer or sale of any security of or by Matthew Thompson, his agents, servants, employees, and every entity and person directly or indirectly controlled or organized by or on his behalf, are hereby revoked.
- c. Matthew Thompson is prohibited from transacting business as a securities agent in Wisconsin unless registered under Wis. Stats. Ch. 551, or successor statute, or excepted from the registration requirement.
- d. Matthew Thompson, his successors, affiliates, controlling persons, officers, agents, servants, employees, and every entity and person directly or indirectly controlled or hereafter organized by or on his behalf, shall cease and desist from violating Wis. Stat. § 551.501, or successor statute.

EXECUTED at Madison, Wisconsin, this 15~~th~~ day of January, 2013.

(SEAL)



Patricia D. Struck
Administrator
Division of Securities

NOTICE:

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