



LINKS AND WEBSITES TO REFERENCE

Disclaimer: The following are links to resources which state-registered investment advisers may find useful. These references are provided for informational purposes only. The NC Department of the Secretary of State shall under no circumstances be liable for any actions taken or omissions made in reliance on any information contained on these sites, or for any other consequences of any such reliance.

REGULATORY COMMUNITY

- 1) NC Department of the Secretary of State www.sosnc.gov
 Securities Division <https://www.sosnc.gov/Sec/>
 Business Registration Division (f/k/a Corporations) https://www.sosnc.gov/divisions/business_registration
 Securities Division general email secdiv@sosnc.gov
- 2) Securities and Exchange Commission www.sec.gov
- 3) North American Securities Administrators Association (NASAA) www.nasaa.org
- 4) NASAA initiative for investors and industry re: seniors www.ServeOurSeniors.org
- 5) National Adult Protective Services Association www.napsa-now.org
- 6) Investment Adviser Registration Depository www.iard.com
 IARD Renewal Calendar <https://www.iard.com/renewal-program>
- 7) NC Department of Revenue www.ncdor.com
- 8) Federal Trade Commission www.ftc.gov
- 9) US Department of Labor www.dol.gov

BAILEY DECISION re: RETIREMENT

<https://www.ncdor.gov/bailey-decision-concerning-federal-state-and-local-retirement-benefits>

CRYPTOCURRENCY and OPPORTUNITY ZONES

- 10) NC administrative actions: https://www.sosnc.gov/divisions/securities/admin_action

- 11) SEC public statement 2011: <https://www.sec.gov/news/public-statement/statement-clayton-2017-12-11>
- 12) No-Action 2018 re: holdings: <https://www.sec.gov/divisions/investment/noaction/2018/cryptocurrency-011818.htm>
- 13) Digital asset transactions: <https://www.sec.gov/news/speech/speech-hinman-061418>
- 14) FinHub: <https://www.sec.gov/finhub>
- 15) Howey Coins Travel Network: <https://www.howeycoins.com>
- 16) Howey test: <https://coincenter.org/files/2019-03/clayton-token-response.pdf>

PRIVACY AND FINANCIAL ABUSE

- 17) Interagency Guidance re: Financial Abuse: <https://www.sec.gov/news/press/2013/elder-abuse-guidance.pdf>
- 18) FINRA Rule 2165 Financial Exploitation of Adults: <http://www.finra.org/industry/notices/17-11>

LIST OF PROFESSIONAL DESIGNATIONS

<https://www.finra.org/investors/professional-designations>

SECURITIES AND EXCHANGE COMMISSION (SEC)

19) Division of Investment Management

- SLOA as custody: <https://www.sec.gov/investment/im-guidance-2017-01.pdf>
- SLOA No Action Itr: <https://www.sec.gov/divisions/investment/noaction/2017/investment-adviser-association-022117-206-4.htm>
- SEC FAQs re: custody: https://www.sec.gov/divisions/investment/custody_faq_030510.htm
- All No Action Itrs: <https://www.sec.gov/divisions/investment/im-noaction.shtml>

20) Investor Alerts <https://www.sec.gov/investor/alerts>

Leveraged/Inverse ETFs: <https://www.sec.gov/investor/pubs/leveragedetfs-alert.htm>

21) Office of Compliance Inspections and Examinations

- Risk Alert: **Advertising (2/2017)** <https://www.sec.gov/ocie/Article/risk-alert-5-most-frequent-ia-compliance-topics.pdf>
- Risk Alert: **Advertising (9/2017)** <https://www.sec.gov/ocie/Article/risk-alert-advertising.pdf>
- Risk Alert: **Due diligence** <https://www.sec.gov/about/offices/ocie/adviser-due-diligence-alternative-investments.pdf>

22) Investor Publications

Mutual Funds/ETFs:
<https://www.sec.gov/reportspubs/investor-publications/investorpubsinwsmfhtm.html>

- 23) Electronic Media <https://www.sec.gov/rules/interp/34-42728.htm>
- 24) Testimonials/Social Media <https://www.sec.gov/investment/im-guidance-2014-04.pdf>
- 25) Fiduciary duty <https://www.sec.gov/news/speech/2012-spch103112cvdhtm>
- 26) Fiduciary duty <https://www.sec.gov/rules/interp/2019/ia-5248.pdf>
- 27) COVID-19 scams <https://www.sec.gov/sec-coronavirus-covid-19-response>
- 28) Speech to Compliance Pros <https://www.sec.gov/news/speech/2012-spch103112cvdhtm>
- 29) Springer Inv Management <https://www.sec.gov/litigation/complaints/2019/comp-pr2019-274.pdf>
- 30) Sales Practices/Derivatives <https://www.sec.gov/news/press-release/2019-242>
- 31) Clover Capital No Action letter:
<https://www.sec.gov/divisions/investment/noaction/clovercapital102886.htm>
- 32) Facebook/Cambridge Analytica: <https://www.sec.gov/litigation/complaints/2019/comp-pr2019-140.pdf>

SENIOR-SPECIFIC RESOURCES

- 33) NASAA initiative for investors and industry re: seniors www.ServeOurSeniors.org
- 34) National Adult Protective Services Association www.napsa-now.org
- 35) Senior Safe Act Press Release 5/23/19 with other links <https://www.sec.gov/news/press-release/2019-75>
- 36) Senior Safe Act Fact Sheet <http://www.nasaa.org/wp-content/uploads/2019/05/Senior-Safe-Act-Fact-Sheet.pdf>

529 PLANS

- 37) SEC Investor Publications: An Introduction to 529 Plans with other links:
<https://www.sec.gov/reportspubs/investor-publications/investorpubsintro529htm.html>
- 38) FINRA Fees and Expenses Comparison Tool for 529 Plans:
https://tools.finra.org/529_calculator/main

COVID SPECIFIC INFO

- 39) COVID-19 scams-SEC <https://www.sec.gov/sec-coronavirus-covid-19-response>
- 40) Early w/d re COVID/NASAA <https://www.nasaa.org/55064/covid-19-related-early-withdrawals-from-retirement-accounts/?qoid=investor-advisories>
- 41) US Treasury <https://home.treasury.gov/policy-issues/cares>

DISCIPLINARY ACTIONS

- 42) Ladenburg Thalmann Asset Management Inc. (*F-Squared*)
<https://www.sec.gov/litigation/admin/2016/ia-4501.pdf>
- 43) Demitrios Hallas 6/23/14, FINRA ID 2012031943701
<https://www.sec.gov/litigation/litreleases/2017/lr23955.htm>

- 44) Morgan Stanley 2/14/17 <https://www.sec.gov/news/pressrelease/2017-46.html>
- 45) Edward T. McFarlane 5/18/17, FINRA ID 2016050393901
https://www.finra.org/sites/default/files/fda_documents/2016050393901_FDA_VA702183.pdf
- 46) Raymond Lucia, Sr (*Buckets O' Money*), 9/03/15, SEC Release 34-75837
<https://www.sec.gov/litigation/opinions/2015/34-75837.pdf>
- 47) Wells Fargo 2/24/20 <https://www.sec.gov/news/press-release/2020-43>
- 48) FINRA Disciplinary Actions Online
<https://www.finra.org/industry/finra-disciplinary-actions-online>
- 49) Securities Division administrative actions organized by year
https://www.sosnc.gov/divisions/securities/admin_action

GOVERNING LAW

- 50) North Carolina Investment Advisers Act: https://www.sosnc.gov/home/administrative_rules
- 51) North Carolina Administrative Code:
<https://www.ncleg.net/gascripts/Statutes/StatutesTOC.pl?Chapter=0078C>

CYBERSECURITY

- 52) North Carolina Secretary of State Securities Division Cybersecurity Initiative:
https://www.sosnc.gov/divisions/securities/cyber_security
- 53) National Institute of Standards and Technology (NIST) Framework for Improving Critical Infrastructure Cybersecurity: <https://www.nist.gov/cyberframework>
- 54) North American Securities Administrators' (NASAA) "Cybersecurity Checklist for Investment Advisers (2017)": <https://www.nasaa.org/industry-resources/investment-advisers/nasaa-cybersecurity-checklist/>
- 55) Financial Industry Regulatory Authority's (FINRA) "Checklist for a Small Firm's Cybersecurity Program": <https://www.finra.org/rules-guidance/key-topics/cybersecurity#checklist>
- 56) US Securities and Exchange Commission's (SEC) "Spotlight on Cybersecurity, the SEC and You: <https://www.sec.gov/spotlight/cybersecurity>
- 57) International Organization of Securities Commissions' (IOSCO) "Cyber Task Force Final Report":
<https://www.iosco.org/library/pubdocs/pdf/IOSCOPD633.pdf>