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**STATE OF WASHINGTON
DEPARTMENT OF FINANCIAL INSTITUTIONS**

IN THE MATTER OF DETERMINING
whether there has been a violation of the
Securities Act of Washington by:

William Spencer Howard III;
Raymond Francis Purdon,

Respondents.

Order Number S-09-154-11-FO01

FINAL ORDER AS TO RAYMOND
FRANCIS PURDON

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I. DIRECTOR'S CONSIDERATION

A. Procedural History. This matter has come before the Director of the Department of Financial Institutions of the State of Washington (Director) pursuant to RCW 34.05.464. On March 1, 2011, the Director, through Securities Administrator William M. Beatty, entered a Statement of Charges and Notice of Intent to Enter Order to Cease and Desist, Deny Future Registrations, Impose Fines, and Recover Costs, S-09-154-10-SC01, hereinafter referred to as the "Statement of Charges," against William Spencer Howard III and Raymond Francis Purdon. The Statement of Charges, together with a Notice of Opportunity to Defend and Opportunity for Hearing, and an Application for Adjudicative Hearing, were served on Respondent Purdon, via his attorney at the time, on March 7, 2011. An Application for Adjudicative Hearing was submitted for Respondent Purdon, dated March 9, 2011, requesting a hearing.

On May 6, 2011, the Department made a request to the Office of Administrative Hearings (OAH) to assign an Administrative Law Judge (ALJ) to schedule and conduct a hearing on the Statement of Charges. On May 25, 2011, OAH issued a Notice of Prehearing Conference. On June 2,

1 2011, the Department's representative, Assistant Attorney General Charles Clark, and Respondent
2 Purdon attended the prehearing conference by telephone. Respondent Purdon appeared pro se.

3 On June 3, 2011, OAH issued a Notice of Hearing and Order Following Prehearing Conference
4 of June 2, 2011, hereinafter referred to as the "Notice of Hearing." The Notice of Hearing set forth a
5 case schedule, including a status conference. The Notice of Hearing contained the following language:

6 **"IF YOU DO NOT PARTICIPATE IN ANY STAGE OF THE PROCEEDINGS OR IF YOU**
7 **FAIL TO APPEAR AT YOUR HEARING YOU MAY BE HELD IN DEFAULT AND MAY**
8 **AUTOMATICALLY LOSE YOUR CASE. RCW 34.05.440"**

9 On September 20, 2011, Assistant Attorney General Charles Clark attended the status
10 conference by telephone, but Respondent Purdon failed to appear or otherwise contact OAH. On this
11 date, OAH issued a Notice of Status Conference by Telephone, which scheduled another status
12 conference. The Notice of Status Conference by Telephone contained the following language:

13 ***"Default: If you fail to appear or participate in the status conference, hearing, or any other***
14 ***scheduled stage of these proceedings, you may lose you right to a hearing as described in RCW***
15 ***35.05.440."***

16 On October 5, 2011, Assistant Attorney General Charles Clark attended the status conference
17 by telephone, but Respondent Purdon again failed to appear or otherwise contact OAH. On this date,
18 ALJ Thomas P. Rack issued an Order of Default and dismissed Respondent Purdon's request for
19 hearing.

1 Pursuant to RCW 34.05.440, Respondent Purdon had seven (7) days from the date of service of
2 the Order of Default to file a Motion to Vacate Default. Respondent Purdon did not file a Motion to
3 Vacate Default during the statutory period.

4 B. Record Presented. The record presented to the Director for his review and for entry of
5 a final decision included the following:

- 6 1. Statement of Charges and Notice of Opportunity to Defend and Opportunity for
7 Hearing, with documentation of service;
- 8 2. Application for Adjudicative Hearing for Raymond Francis Purdon;
- 9 3. Request to OAH for assignment of an ALJ;
- 10 4. Notice of Prehearing Conference, dated May 25, 2011, with certificate of service;
- 11 5. Notice of Hearing and Order Following Prehearing Conference of June 2, 2011,
12 dated June 3, 2011, with certificate of service;
- 13 6. Notice of Status Conference by Telephone, dated September 20, 2011, with
14 certificate of service; and
- 15 7. Order of Default, dated October 5, 2011, with certificate of service.

16 C. Factual Findings and Grounds for Order. Pursuant to RCW 34.05.461, the Director
17 hereby adopts the Statement of Charges, which is attached hereto.

18 II. FINAL ORDER

19 Based upon the foregoing, and the Director having considered the record and being otherwise
20 fully advised, NOW, THEREFORE:

21 A. IT IS HEREBY ORDERED that:

- 22 1. Raymond Francis Purdon shall cease and desist from any further violations of RCW
23 21.20.010.

2. Any future securities registration applications of Raymond Francis Purdon as an investment adviser, broker-dealer, investment adviser representative, or securities salesperson shall be denied.
3. Raymond Francis Purdon shall be liable for and shall pay a fine of \$10,000.
4. Raymond Francis Purdon shall be liable for and shall pay costs of \$500 for the investigation of his violations of the Securities Act of Washington, chapter 21.20 RCW.

B. Reconsideration. Pursuant to RCW 34.05.470, the Respondent has the right to file a Petition for Reconsideration stating the specific grounds upon which relief is requested. The Petition must be filed in the Office of the Director of the Department of Financial Institutions by courier at 150 Israel Road SW, Tumwater, Washington 98501, or by U.S. Mail at P.O. Box 41200, Olympia, Washington 98504-1200, within ten (10) days of service of the Final Order upon the Respondent. The Petition for Reconsideration shall not stay the effectiveness of this order nor is a Petition for Reconsideration a prerequisite for seeking judicial review in this matter.

A timely Petition for Reconsideration is deemed denied if, within twenty (20) days from the date the petition is filed, the agency does not (a) dispose of the petition or (b) serve the parties with a written notice specifying the date by which it will act on a petition.

C. Stay of Order. The Director has determined not to consider a Petition to Stay the effectiveness of this order. Any such requests should be made in connection with a Petition for Judicial Review made under chapter 34.05 RCW and RCW 34.05.550.

D. Judicial Review. The Respondent has the right to petition the superior court for judicial review of this agency action under the provisions of chapter 34.05 RCW. For the requirements for filing a Petition for Judicial Review, see RCW 34.050.510 and sections following.

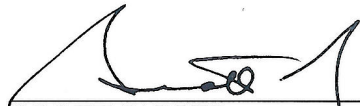
1 E. Non-compliance with Order. If you do not comply with the terms of this order, the
2 Department may seek its enforcement by the Office of Attorney General to include the collection of
3 fines and fees imposed herein.

4 F. Service. For purposes of filing a Petition for Reconsideration or a Petition for
5 Judicial Review, service is effective upon deposit of this order in the U.S. mail, declaration of service
6 attached hereto.

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8 DATED this 26th day of December, 2011.



STATE OF WASHINGTON
DEPARTMENT OF FINANCIAL INSTITUTIONS


SCOTT JARVIS
Washington State Department of Financial Institutions