

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

STATE OF CALIFORNIA
BUSINESS, TRANSPORTATION AND HOUSING AGENCY
DEPARTMENT OF CORPORATIONS

TO: AFLFX
AFLFX.com

DESIST AND REFRAIN ORDER
(For violations of sections 29520 and 29536 of the Corporations Code)

The California Corporations Commissioner finds that:

1. AFLFX and AFLFX.com are entities of unknown origin and form. They maintain a presence only on the Internet at AFLFX.com. These entities are unlicensed and are engaged in the illegal offer and sale of commodities in violation of the California Commodities Law.
2. AFLFX and AFLFX.com falsely claim to be a division of Advantage Futures LLC, a licensed commodities firm registered with the Commodity Futures Trading Commission as a registered commodity trading advisor, a registered commodity pool operator and a registered futures commission merchant and is an approved National Futures Association member (NFA ID #327359).
3. AFLFX and AFLFX.com claim to be located at the address of Advantage Futures LLC., when in fact their physical location is unknown.
4. The registrant of the domain name of AFLFX.com is Domains by Proxy, Inc. and the registrar is GoDaddy.com, Inc.
5. AFLFX and AFLFX.com tell their customers to wire transfer funds to accounts that are unrelated to the legitimate Advantage Futures LLC. The fraudulent accounts are at Bank of America, 102 E. Las Tunas Drive, San Gabriel California 91776 and are account numbers 0422074146 and 0422469572.
6. AFLFX and AFLFX.com also use email contact information of account@aflfx.com, support@aflfx.com, ib@aflfx.com, info@aflfx.com and sales@aflfx.com and are addresses

1 that are unrelated to the legitimate Advantage Futures LLC.

2 7. AFLFX and AFLFX.com are illegally offering to sell commodities contracts, or offering to
3 enter into, or are entering into transactions, as sellers or purchasers of foreign currencies, in the state
4 of California.

5 8. The foreign currencies purchased or sold, or offered to be purchased, or sold under the
6 commodity contracts are commodities within the meaning of Section 29504 of the California
7 Commodity Law of 1990.

8 9. Through the website www.AFLX.com, AFLFX and AFLFX.com solicited commodity
9 investments.

10 10. AFLFX and AFLFX.com willfully made untrue statements of material facts to investors that:

11 a. AFLFX and AFLFX.com are registered with the Commodity Futures Trading
12 Commission.

13 b. AFLFX and AFLFX.com are a division of Advantage Futures LLC.

14 Based upon the foregoing, the California Corporations Commissioner is of the opinion that
15 the investment accounts for trading in foreign currency, offered and sold by AFLFX and AFLFX.com
16 were offered and sold in this state in violation of 29520 of the California Commodity Law of 1990.
17 The California Corporations Commissioner is also of the opinion that, in connection with these offers
18 and sales, AFLFX and AFLFX.com willfully made untrue statements of material facts necessary in
19 order to make the statements made, in light of the circumstances under which they were made, not
20 misleading in violation of section 29536 of the California Commodity Law of 1990.

21 Pursuant to Section 29542 of the California Commodity Law of 1990, AFLFX and
22 AFLFX.com are hereby ordered to desist and refrain from the further sale or purchase or offer to sell
23 or purchase any commodity under any commodity contract or under any commodity option, or the
24 further offer to enter into, or enter into, as seller or purchaser any commodity contract or any
25 commodity option, in the State of California, unless exempt.

26 Pursuant to Section 29542 of the California Commodity Law of 1990, AFLFX and
27 AFLFX.com are hereby ordered to desist and refrain from the further offer or sale of any commodity
28 under any commodity contract or under any commodity option, in the State of California, by

1 employing any untrue statement of material fact or omitting to state a material fact necessary in order
2 to make statements made, in light of the circumstances under which they were made, not misleading.

3 This Order is necessary, in the public interest, for the protection of investors and consistent
4 with the purposes, policies and provisions of the California Commodity Law of 1990.

5 Dated: April 26, 2010
6 Los Angeles, California

8 PRESTON DUFAUCHARD
9 California Corporations Commissioner

10 _____
11 ALAN S. WEINGER
12 Deputy Commissioner
13 Enforcement Division
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28