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

TO: David Scott Barber, Manager
Matin Investments, LLC
1436 2nd Street, Suite 181
Napa, California 94559
And
2933 Brookwood Drive
Napa, California 94558

DESIST AND REFRAIN ORDER
(For violations of sections 25110 and 25230 of the Corporations Code)

The California Corporations Commissioner finds that:

1. David Scott Barber is an owner and sole manager of Matin Investments, LLC, a California limited liability corporation. Matin Investments, LLC was first incorporated on April 24, 2008 but its corporate status was subsequently canceled. It filed for incorporation again on September 30, 2009 and its corporate status is currently “active” according to records of the California Secretary of State. Its registered business address with the California Secretary of State is 1436 2nd Street, Suite 181, Napa, California 94559 and it also listed 2933 Brookwood Drive, Napa, California 94558 as its business address on documents provided to investors and as the address for its agent for service of process, David Scott Barber.

2. In or about 2009, David Scott Barber and Matin Investments, LLC offered and sold investments which included “Investment Agreements” in Matin Investments, LLC to members of the general public. The Investment Agreements terms included that the investor would receive 2 shares of common stock in Matin Investments, LLC for every dollar invested, in addition to getting all the money invested paid back within 6 months with 15% interest and monthly payments to investors starting within 30 days after the investment is received. It also specified that Matin Investments, LLC would pay back the investment sooner if it could and that the investor would “receive the full 15% interest regardless of the payback period”. The investor was also to receive reduced fees if they opened an investment account

1 with Matin Investments, LLC.

2 3. The investments offered and sold by David Scott Barber and Matin Investments, LLC
3 including the “Investment Agreements” and stock in Matin Investments, LLC constitute securities.
4 The Department of Corporations has not issued a permit or other form of qualification authorizing
5 any person to offer and sell these securities in this state.

6 4. In or about 2009, David Scott Barber and Matin Investments, LLC solicited and accepted
7 funds in California to provide investment advice and “financial services” to clients of Matin
8 Investments, LLC. They purported to provide investment advice and financial services including
9 executing proprietary investment strategies on behalf of clients for investing in futures and securities
10 trading. According to promotional materials provided to prospective investors one “offering” called the
11 “monthly income accelerator” was claimed to have doubled all the investors’ money. Other promotional
12 materials claimed their “investment strategy” had a target of 33% per year return on investments.
13 Contrary to these representations, investors who purchased Investment Agreements and shares in Matin
14 Investments, LLC and who had Matin Investments, LLC and David Scott Barber execute investments
15 for them, lost their entire investment.

16 5. David Scott Barber and Matin Investments, LLC do not have an investment adviser certificate
17 issued by the California Department of Corporations or the Securities and Exchange Commission.

18 Based upon the foregoing findings, the California Corporations Commissioner is of the
19 opinion that David Scott Barber and Matin Investments, LLC offered and sold securities in the form of
20 “Investment Agreements” and stock in Matin Investments, LLC. Those securities have not been
21 qualified under the California Corporate Securities Law of 1968, in violation of section 25110 of the
22 Corporations Code. Pursuant to section 25532 of the Corporate Securities Law of 1968, David Scott
23 Barber and Matin Investments, LLC are hereby ordered to desist and refrain from the further offer or
24 sale of securities in the State of California, including but not limited to Investment Agreements and
25 stock in Matin Investments, LLC, unless and until qualification of those securities have been made
26 under the law or unless exempt.

27 Further, the California Corporations Commissioner is of the opinion that David Scott Barber
28 and Matin Investments, LLC have conducted business as an investment adviser in this state without first

1 applying for and securing from the commissioner a certificate authorizing him to do so, in violation of
2 section 25230 of the Corporations Code. Pursuant to section 25532 of the Corporate Securities Law of
3 1968, David Scott Barber and Matin Investments, LLC are hereby ordered to desist and refrain from
4 acting as an investment adviser in the State of California unless and until they have first applied for and
5 secured from the commissioner a certificate authorizing them to act as an investment adviser.

6 This Order is necessary, in the public interest, for the protection of investors and consistent
7 with the purposes, policies, and provisions of the Corporate Securities Law of 1968.

8
9 Dated: December 29, 2010
10 Los Angeles, California

PRESTON DuFAUCHARD
California Corporations Commissioner

11 By _____
12 ALAN S. WEINGER
13 Deputy Commissioner
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