

1 12PRESTON DUFAUCHARD
California Corporations Commissioner
2 ALAN S. WEINGER
Deputy Commissioner
3 JOYCE TSAI
Corporations Counsel
4 DEPARTMENT OF CORPORATIONS
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Telephone: (619) 525-4043
6

7 Attorneys for Complainant

8
9 BEFORE THE DEPARTMENT OF CORPORATIONS
OF THE STATE OF CALIFORNIA

10 In the Matter of)
11)
12 THE CALIFORNIA CORPORATIONS)
COMMISSIONER,)
13)
Complainant,)
14 v.)
15)
16 FIRST FIDELITY ASSET GROUP, LLC;)
FIRST FIDELITY GROUP, LTD.; JOSEPH)
17 LEKAR; SIMON SHAW; and STEFAN)
MISIRACA,)
18 Respondents.)

ORDER IMPOSING PENALTIES AND
ANCILLARY RELIEF

19
20 To: First Fidelity Asset Group, LLC
First Fidelity Group, Ltd.
21 78970 Del Monte Circle
La Quinta, CA 92253
22 and
23 8350 Wilshire Blvd. Suite 200
Beverly Hills, CA 90211
24
25 Joseph Lekar
78970 Del Monte Circle
26 La Quinta, CA 92253
27
28 Simon Shaw
Stefan Misiraca
8350 Wilshire Blvd. Suite 200
Beverly Hills, CA 90211

1 Preston DuFauchard, the California Corporations Commissioner (“Commissioner”) of the
2 Department of Corporations (“Department”), finds that:

3 1. On April 5, 2011, the Commissioner issued his Notice of Intention to Issue Order
4 Levying Administrative Penalties Pursuant to Corporations Code Section 25252 and Claim for
5 Ancillary Relief Pursuant to Corporations Code Section 25254; and Statement in Support of Order
6 Levying Administrative Penalties Pursuant to Corporations Code Section 25252; Claim for Ancillary
7 Relief Pursuant to Corporations Code Section 25254; and Desist and Refrain Order against First
8 Fidelity Asset Group, LLC; First Fidelity Group, Ltd.; Joseph Lekar; Simon Shaw; and Stefan
9 Misiraca (collectively, “Respondents”).

10 2. Respondents were served on August 12, 2011, pursuant to Corporations Code section
11 25550, by serving the Commissioner and sending notice of the service and a copy of the documents
12 via certified mail to the Respondents at their last known addresses.

13 3. Respondents did not file a notice of defense or otherwise request a hearing.

14 NOW THEREFORE, GOOD CAUSE SHOWING, the Commissioner having found that
15 Respondents have willfully violated Corporations Code sections 25110 and 25401, Respondents are
16 hereby ordered, jointly and severally, to pay to the Commissioner the sum of \$4,500.00 in
17 administrative penalties.

18 Further, Respondents are hereby ordered, jointly and severally, to pay to the Commissioner
19 full restitution consisting of the investors’ investment principal in an amount of \$200,000.00, plus
20 the legal rate of interest accumulated on the investment principal, in the amount of \$51,579.45, for a
21 total amount of \$251,579.45.00.

22 Further, Respondents are hereby ordered, jointly and severally, to pay to the Commissioner
23 attorney’s fees, investigative expenses, and costs in an amount of \$3,000.00.

24 Dated: December 8, 2011

PRESTON DUFAUCHARD
California Corporations Commissioner

25
26 By: _____
27 ALAN S. WEINGER
28 Deputy Commissioner