

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: Luzviminda Garin
AG Metals
American Global Holdings, Inc.
2692 Driftwood St.
Hayward, CA 94545

DESIST AND REFRAIN ORDER
(For violations of sections 25110 and 25401 of the Corporations Code)

The California Corporations Commissioner finds that:

1. At all relevant times. Luzviminda Garin (“Garin”) operated an entity named AG Metals in or around Hayward, California. AG Metals is claimed, on stationery used by Garin, to be a subsidiary of American Global Holdings, Inc., a California corporation located at 2692 Driftwood St., Hayward, California 94545.

2. In or about March of 2010, Garin and AG Metals offered and sold securities in the form of one or more documents termed “Contract of Agreement.” At least one of those documents purported to concern the delivery of heavy melting scrap from Kentucky to the port of New Orleans. This “Contract of Agreement” promised a 100% return of investment, and return of the full amount of principal, within 3 months to the “Investor.” Garin, AG Metals, and American Global Holdings, Inc. also accepted other sums of money as purported investments in AG Metals under the same or similar terms. Garin, AG Metals, and American Global Holdings, Inc. have failed to pay interest as promised and have failed to return any principal to investors.

3. The above-described securities were offered and sold in this state in issuer transactions. The Department of Corporations has not issued a permit or other form of qualification authorizing any person to offer and sell these securities in this state.

1 4. Garin filed a petition for bankruptcy under Chapter 13 in November 2007, which petition
2 was subsequently dismissed. Garin has failed to disclose to one or more investors the fact that she
3 filed this bankruptcy petition.

4 Based upon the foregoing findings, the California Corporations Commissioner is of the
5 opinion that the contracts of agreement and investment contracts issued by Garin, AG Metals, and
6 American Global Holdings, Inc. are securities subject to qualification under the California Corporate
7 Securities Law of 1968 (California Corporations Code section 25000 et seq.) and are being or have
8 been offered or sold without being qualified in violation of Corporations Code section 25110.
9 Pursuant to section 25532 of the Corporate Securities Law of 1968, Luzviminda Garin, AG Metals,
10 and American Global Holdings, Inc. are hereby ordered to desist and refrain from the further offer or
11 sale in the State of California of securities, including but not limited to contracts of agreement and
12 investment contracts, unless and until qualification has been made under the law or unless exempt.

13 Further, the California Corporations Commissioner is of the opinion that the securities that are
14 being or have been offered or sold by Garin, AG Metals, and American Global Holdings, Inc. have
15 been offered or sold in this state by means of written or oral communications which included an
16 untrue statement of a material fact or omitted to state a material fact necessary in order to make the
17 statements made, in the light of the circumstances under which they were made, not misleading, in
18 violation of section 25401 of the Corporate Securities Law of 1968. Pursuant to section 25532 of the
19 Corporate Securities Law of 1968, Luzviminda Garin, AG Metals, and American Global Holdings,
20 Inc. are hereby ordered to desist and refrain from offering or selling, or buying or offering to buy, any
21 security in the State of California, including but not limited to contracts of agreement and investment
22 contracts, by means of any written or oral communication which includes an untrue statement of a
23 material fact or omits to state a material fact necessary in order to make the statements made, in the
24 light of the circumstances under which they were made, not misleading.

25 ///

26 ///

27 ///

28

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

3 Dated: January 13, 2011
4 Los Angeles, California

PRESTON DuFAUCHARD
California Corporations Commissioner

6
7 By _____
8 ALAN S. WEINGER
9 Deputy Commissioner

10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28