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10 BEFORE THE DEPARTMENT OF BUSINESS OVERSIGHT
11 OF THE STATE OF CALIFORNIA

12 In the Matter of:

CRD NO.: 139935

13 THE COMMISSIONER OF BUSINESS
14 OVERSIGHT,

15 Complainant,

ORDER SUMMARILY REVOKING
INVESTMENT ADVISER CERTIFICATE

16 v.

(CORPORATIONS CODE SECTION 25242)

17 DANIEL BRUCE JOHNSON, doing business
18 as JOHNSON CAPITAL MANAGEMENT, an
19 individual,

20 Respondent.

21 TO: Mr. Daniel Bruce Johnson
22 doing business as Johnson Capital Management
23 10261 NW Pacific Coast Highway
24 Seal Rock, OR 97376

25 Jan Lynn Owen, Commissioner of Business Oversight (Commissioner) of the Department of
26 Business Oversight (DBO) finds that:

27 1. At all relevant times, Daniel Bruce Johnson, doing business as Johnson Capital
28 Management, (Johnson) held a valid and unrevoked investment adviser certificate issued by the

1 Commissioner on August 9, 1993, pursuant to Corporations Code section 25230. Johnson is an
2 investment adviser business located at 10261 NW Pacific Coast Highway, Seal Rock, Oregon 97376.
3 Johnson is a sole proprietor.

4 2. On or about October 2, 2018, the Commissioner sent an online examination to Johnson
5 at the email designated by Johnson on the Investment Adviser Registration Depository (IARD). The
6 Commissioner informed Johnson that the online examination must be completed and submitted by
7 November 16, 2018.

8 3. The Commissioner sent four emails, dated October 15, 2018, October 26 or 29, 2018,
9 November 5, 2018, and November 12, 2018, at Johnson's designated email address, reminding
10 Johnson of the November 16, 2018 deadline to complete and submit the online examination.

11 4. Despite the Commissioner's efforts, Johnson failed to timely complete and submit the
12 online examination by the November 16, 2018 deadline.

13 5. Corporations Code section 25241 requires every investment adviser licensed by the
14 Commissioner to maintain books and records, file reports with the Commissioner, and submit to
15 examination by the Commissioner, as the Commissioner deems necessary or appropriate in the
16 public interest or for the protection of investors. To date, Johnson failed to submit the online
17 examination.

18 6. On or about November 26, 2018, the Commissioner sent a notice to Johnson, at the
19 email address designated by Johnson on IARD, advising Johnson of the December 17, 2018 deadline
20 to pay his 2019 annual renewal fee. The Commissioner informed Johnson that failure to pay the
21 2019 annual renewal fee will result in summary revocation of Johnson's investment adviser
22 certificate.

23 7. Despite the Commissioner's efforts, Johnson failed to pay his 2019 annual renewal fee
24 by the December 17, 2018 deadline.

25 8. On or about January 22, 2019, the Commissioner sent an email to Johnson, at Johnson's
26 designated email address, advising Johnson that he failed to pay his 2019 annual renewal fee. The
27 Commissioner informed Johnson that failure to pay the 2019 annual renewal fee within 10 days from
28 the date of the email will result in summary revocation of Johnson's investment adviser certificate.

1 9. Corporations Code section 25608 requires every investment adviser licensed by the
2 Commissioner to pay an annual renewal fee. To date, Johnson failed to pay the annual renewal fee.

3 NOW THEREFORE, GOOD CAUSE SHOWING, it is hereby ORDERED under the
4 provisions of Corporations Code section 25242, subdivision (c), that Daniel Bruce Johnson’s, doing
5 business as Johnson Capital Management, investment adviser certificate is summarily revoked for
6 violations of sections 25241 and 25608. This revocation precludes Daniel Bruce Johnson, doing
7 business as Johnson Capital Management, from engaging in normal investment adviser activities that
8 solicit or facilitates new business, including for existing clients. This revocation does not preclude
9 Daniel Bruce Johnson, doing business as Johnson Capital Management, from engaging in activities
10 necessary to the winding down of the business such as liquidating transactions, transferring
11 accounts, forwarding any checks received to clearing firms, responding to regulatory inquiries, and
12 otherwise fielding client/customer inquiries for account servicing or document requests, among other
13 things. This order is effective immediately.

14 This order is necessary, in the public interest, for the protection of investors and consistent
15 with the purposes, policies, and provisions of the Corporate Securities Law of 1968.

16 Dated: April 25, 2019

17 JAN LYNN OWEN
18 Commissioner of Business Oversight

19
20 By: _____
21 MARY ANN SMITH
22 Enforcement Division
23 Department of Business Oversight
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