

1 **STATE OF CALIFORNIA**
2 **BUSINESS, CONSUMER SERVICES AND HOUSING AGENCY**
3 **DEPARTMENT OF FINANCIAL PROTECTION AND INNOVATION**

4 TO: MyPassiveGlobalInvestment.com
5 24 Spring Street
6 Tyburnia, London, W2 3RF
7 United Kingdom

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

10 The Commissioner of Financial Protection and Innovation (Commissioner) finds that:

11 1. The Department of Financial Protection and Innovation (Department) regulates the
12 offer and sale of securities in California under the Corporate Securities Law of 1968 (Cal. Corp. Code
13 §§ 25000-25707) (CSL).

14 2. At all relevant times, MyPassiveGlobalInvesment.com is and was a business entity of
15 unknown type with a purported principal place of business at 24 Spring Street, Tyburnia, London,
16 W2 3RF, United Kingdom. MyPassiveGlobalInvesment.com operated the website
17 www.mypassiveglobalinvesment.com.

18 3. Beginning at least as early as 2022, MyPassiveGlobalInvesment.com offered and sold
19 securities in the form of investment contracts in California through general solicitations on its
20 website. MyPassiveGlobalInvesment.com referred to these investment contracts as “Investment
21 Plans.”

22 4. MyPassiveGlobalInvesment.com held itself out as an investment services company.
23 The purported purpose of the securities offerings was for MyPassiveGlobalInvesment.com to use
24 investor funds to engage in trading cryptocurrency and foreign currency exchange (“forex”), which in
25 turn would generate returns for investors who purchased Investment Plans.

26 5. MyPassiveGlobalInvesment.com’s Investment Plans promised to pay a weekly rate of
27 return to investors, ranging from 10% to 40%, depending on the amount of money that the investor
28 deposited on the MyPassiveGlobalInvesment.com platform. The Investment Plans were publicly
available to investors and consumers in California via MyPassiveGlobalInvesment.com’s website:

1 www.mypassiveglobalinvestment.com.

2 6. After investors created their accounts on the MyPassiveGlobalInvestment.com website,
3 investors could log into their account using their username and password to monitor their purported
4 balance and returns, deposit funds, and request withdrawals.

5 7. MyPassiveGlobalInvestment.com also had an affiliate program that operated in the
6 manner of a pyramid scheme. The affiliate program promised to pay investors to recruit new
7 investors. According to this affiliate program, investors would be paid a commission based on the
8 amount of funds deposited by the investors that they recruited.

9 8. In fact, MyPassiveGlobalInvestment.com was luring investors into what is known as a
10 High Yield Investment Program (HYIP). HYIPs are unregistered investments typically run by
11 unlicensed individuals – and are often frauds. The hallmark of an HYIP scam is the promise of high
12 returns on an annual (or even monthly, weekly, or daily) basis at little or no risk to the investor.
13 Another key element of most HYIPs is a referral program, in which the HYIP offers referral
14 commissions or bonuses to investors to recruit new investors. This usually leads to investors sharing
15 information about the HYIP with their friends and family and promoting HYIPs on social media.
16 HYIPs rarely disclose the identities of the individuals operating the HYIP.

17 9. The Investment Plans offered by MyPassiveGlobalInvestment.com were securities that
18 were neither qualified nor exempt from the qualification requirement under the CSL. The Department
19 has not issued a permit or other form of qualification authorizing MyPassiveGlobalInvestment.com to
20 sell these securities in California.

21 10. In connection with the offer or sale of these securities,
22 MyPassiveGlobalInvestment.com made untrue statements of material fact and material omissions to
23 potential investors, including but not limited to the following:

- 24 a. failing to disclose that the offer or sale of its Investment Plans was not qualified in
25 California;
- 26 b. failing to disclose the identities of the individuals operating and/or managing
27 MyPassiveGlobalInvestment.com;

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- 1 c. stating that after depositing funds on MyPassiveGlobalInvestment.com’s platform, “there
- 2 is nothing to do except watch your earnings grow,” without disclosing any potential risk
- 3 of losses;
- 4 d. falsely claiming to be registered as a United Kingdom, and using a fraudulent United
- 5 Kingdom “company number”; and
- 6 e. falsely claiming that “[a]ll withdrawals are...paid within 24 hours.”

7 Based on the foregoing findings, the Commissioner is of the opinion that the securities offered
8 or sold by MyPassiveGlobalInvestment.com were subject to qualification under the CSL and have
9 been or are being offered or sold without first being qualified in violation of Corporations Code
10 section 25110.

11 Pursuant to Corporations Code section 25532, MyPassiveGlobalInvestment.com is hereby
12 ordered to desist and refrain from the further offer or sale of securities in California, including but not
13 limited to investment contracts known as Investment Plans, unless and until the qualification
14 requirements of the CSL have been met.

15 In addition, the Commissioner is of the opinion that MyPassiveGlobalInvestment.com offered
16 or sold securities in California by means of oral or written communications which included untrue
17 statements of material facts or omitted to state material facts necessary in order to make the
18 statements made, in the light of the circumstances under which they were made, not misleading, in
19 violation of Corporations Code section 25401.

20 Pursuant to Corporations Code section 25532, MyPassiveGlobalInvestment.com is hereby
21 ordered to desist and refrain from offering or selling or buying or offering to buy any security in
22 California, including but not limited to investment contracts known as Investment Plans, by means of
23 any written or oral communication which includes an untrue statement of a material fact or omits to
24 state a material fact necessary in order to make the statements made, in the light of the circumstances
25 under which they were made, not misleading.

26 Pursuant to Corporations Code section 25403, any person who controls or induces another
27 person to violate a provision of the CSL, or any person who provides substantial assistance to another
28 person in violation of the CSL, shall be liable for the violations.

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

3 Dated: January 3, 2023
4 Sacramento, California

CLOTHILDE V. HEWLETT
Commissioner of Financial Protection and Innovation



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6 By _____
7 MARY ANN SMITH
8 Deputy Commissioner
9 Enforcement Division
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