1	CLOTHILDE V. HEWLETT	FILED/ENDORSED	
2	Commissioner MARY ANN SMITH	APR 26 2023	
3	Deputy Commissioner	D. E.M.E.	
4	AMY J. WINN Assistant Chief Counsel	By: E. Medina Deputy Clerk	
5	VANESSA T. LU (State Bar No. 295217) Senior Counsel	1 7	
6	Department of Financial Protection and Innovation		
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8	Telephone: (213) 703-9181 Facsimile: (619) 209-3612		
9	Attorneys for Defendant		
10	SUPERIOR COURT OF CALIFORNIA		
11	SACRAMENTO COUNTY, CALIFORNIA		
12			
13	CORY CHAPMAN, an individual,) Case No. 34-2023-00336261	
14	Plaintiff,	JOINT STIPULATION AND REQUEST	
15	vs.	FOR ENTRY OF ORDER OF EXPUNGEMENT AND DISMISSAL;	
16) [PROPOSED] ORDER THEREON	
17	CALIFORNIA DEPARTMENT OF FINANCIAL PROTECTION AND)	
18	INNOVATION, and DOES 1 through 10,))	
19	inclusive,))	
20))	
21	Defendants.))	
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23		<u>'</u>	
24	This Joint Stipulation and Request for Entry of Order (Stipulation) is made by and between		
25	Plaintiff, CORY CHAPMAN (CHAPMAN) and Defendant, California Department of Financial		
26	Protection and Innovation (DFPI), (Parties), through their attorneys of record. The Parties stipulate		
27	as follows:		
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- 1. On March 16, 2023, CHAPMAN filed his Complaint for Expungement in Equitable Relief (Complaint). The Complaint was timely filed and served on DFPI on March 22, 2023.
- 2. The Complaint sought expungement of therein-described CHAPMAN registration record Occurrence Number 1962245 (Record), which appears on nationwide databases maintained by the Financial Industry Regulatory Authority (FINRA), specifically on the Central Registration Depository (CRD), Independent Adviser Public Disclosure (IAPD), Investment Adviser Registration Depository (IARD), and BrokerCheck.
- 3. The Record arose as a result of a complaint filed by Chapman's former employer The Retirement Group, LLC (CRD #148296) (TRG). TRG alleged that Chapman was involved with "selling away", i.e., selling securities without authorization from his supervising employer. TRG submitted a Form U5, which is a form submitted by an employer of an investment adviser representative (IAR) explaining the basis for termination of the IAR. This filing by TRG triggered a Form U5 termination event appearing on FINRA's IARD/CRD websites.
- 4. TRG does not oppose Chapman's request for expungement of the Record. (See TRG Declaration, attached.)
- 5. FINRA, the custodian of the Record, having no regulatory authority over investment advisors or their representatives; they simply maintain the database.
- 6. FINRA requires a court order before they will expunge any record from the databases they maintain for investment advisors and their representatives.
- 7. The Record can be expunged upon entry of an Order by this honorable Court directing expungement pursuant to its inherent equitable authority.
- 8. As the Record was submitted pursuant to California reporting requirements, DFPI is the appropriate party to this action.
- 9. Based on the facts and circumstances known to DFPI at this time, DFPI does not oppose expungement relief.

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10. Accordingly, the Parties request that the Court issue an order in the form of the Proposed				
Order attached hereto directing that	the Rec	ord be expunged and that this matter be dismissed with		
prejudice.				
11. No Party will be prejudion	1. No Party will be prejudiced in any way by the entry of the requested Order.			
12. The Parties understand a	. The Parties understand and agree that DFPI enters this Stipulation solely based upon			
information provided by CHAPMAN. DFPI may take further action, including withholding approval				
for FINRA's expungement of the Record(s), if DFPI discovers that CHAPMAN withheld or				
misrepresented information used for and relied on in this Stipulation.				
13. The Parties hereby agree to bear their own respective attorneys' fees, costs, and expenses				
incurred in connection with this action.				
14. The Parties further agree to toll the deadline for DFPI to file a pleading responsive to the				
Complaint pending entry of the stipulated Order.				
AGREED AND STIPULATED TO:				
Dated: April 18, 2023	By:	Christie Gaumer, Esq. Attorney for Plaintiff CORY CHAPMAN		
Dated: April 18, 2023		Mary Ann Smith, Esq. Attorney for Defendant Department of Financial Protection and Innovation		