

STATE OF NEVADA
OFFICE OF THE SECRETARY OF STATE
SECURITIES DIVISION

2250 LAS VEGAS BOULEVARD NORTH, SUITE 400
NORTH LAS VEGAS, NEVADA 89030

In the Matter of:

**BRAY CAPITAL GROUP LLC (CRD
#294339); and DAVID PATRICK BRAY, an
individual (CRD #4610996).**

Respondents.

ADMINISTRATIVE CONSENT ORDER

File No. CIC23-168

**TO: Bray Capital Group LLC
1489 W. Warm Springs Road, Suite 110
Henderson, NV 89014**

**David Patrick Bray
1489 W. Warm Springs Road, Suite 110
Henderson, NV 89014**



WHEREAS, BRAY CAPITAL GROUP LLC, CRD No. 294339, is a Nevada-based investment advisory firm located at 1489 W. Warm Springs Road, Suite 110, Henderson, NV 89014;

WHEREAS, DAVID PATRICK BRAY, CRD No. 4610996, (Respondent Bray), is a Nevada-based investor adviser representative for Bray Capital Group LLC;

WHEREAS, on August 31, 2023, the Nevada Securities Division (Division), pursuant to the Administrator's authority under NRS § 90.410, commenced an inspection of Respondents to determine their compliance with the Nevada Uniform Securities Act, the Investment Advisers Act of 1940, and the various rules and regulations promulgated thereunder;

WHEREAS, Respondents failed to enter into written investment advisory agreements with clients;

WHEREAS, it is a violation of 303 Nev. Reg. Admin. Regs. Sec. 5(2)(p) as amended by LCB File No. R018-21 (May 25, 2023) to fail to enter into written advisory agreements with clients;

1 WHEREAS, Respondents have advised the Division of their desire to resolve the above
2 failures to comply with the requirements of Nevada's Uniform Securities Act, on the terms specified
3 within this Administrative Consent Order;

4 WHEREAS, Respondents elect to permanently and expressly waive any right to a hearing
5 and appeal under the Act and/or to seek judicial review under the Nevada Administrative Procedure
6 Act, NRS Chapter 233B, with respect to this Order.

7 NOW THEREFORE, the Administrator, pursuant to the Act, hereby enters the following:

8 **ORDER**

9 Finding the following appropriate and in the public's interest, and on the basis of the
10 foregoing, Respondents consent to the entry of this Order,

11 **IT IS HEREBY ORDERED:**


- 12 1. Respondents will cease from violating the Act and will comply with said Act.
- 13 2. Respondents will pay the Nevada Secretary of State a civil penalty in the cumulative amount
14 of \$7,500.00.
- 15 3. Respondents shall submit a check made payable to the Secretary of State in the amount of
16 \$932.90 for its fee for the inspection of Respondents' records performed under NRS §
17 90.410. The \$932.90 inspection costs are to be submitted to the Division herewith upon
18 signing of this Order.
- 19 4. All amounts submitted under this section shall be remitted to:
20 Nevada Secretary of State
21 c/o Stacey Roter
22 2250 Las Vegas Boulevard North, Suite 400
23 North Las Vegas, NV 89030
- 24 5. In consideration, the Division will take no further enforcement action based upon the
25 circumstances covered by this investigation and Order and close its administrative
26 investigation of the Respondents in connection with the aforementioned activities.
- 27 6. Nothing in this Order shall be construed as a waiver of the Division's right to investigate
28 and pursue any violations by Respondents in connection with other activity not set forth
 herein.

- 1 7. Nothing in this Order is intended to limit or create for third parties any private remedies
2 against Respondents.
3 8. This Order shall be effective as of the date on which it is signed by the Administrator as set
4 forth below.

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6 IT IS SO ORDERED.

7 DATED this 17 day of May, 2024.

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10 BY ORDER OF THE ADMINISTRATOR
Office of the Secretary of State, Securities Division

11 
12 ERIN M. HOUSTON
13 Deputy Secretary for Securities
14 Securities Administrator
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CONSENT TO ENTRY OF ADMINISTRATIVE ORDER

Respondents Bray Capital Group LLC and David Patrick Bray, hereby acknowledge being served with a copy of this Order, have read the foregoing Order, are aware of their rights to a hearing and appeal in this matter, and have waived the same.

Respondents specifically acknowledge that a violation of this Order may constitute a felony pursuant to NRS 90.650.

Respondents admit the jurisdiction of the Securities Division of the Nevada Office of the Secretary of State and consent to entry of this Order by the Administrator of the Division as settlement of the issues contained within this Order.

Respondents state that no promise of any kind or nature, other than the consideration set forth in the Order, was made to them to induce them to enter into this Order and that they have entered into this Order voluntarily.

Dated this 10 day of May, 2024.



Bray Capital Group LLC
David Patrick Bray (Individually and as a
representative of Bray Capital Group LLC)