

**ADMINISTRATIVE PROCEEDING**

**BEFORE THE**

**SECURITIES COMMISSIONER OF SOUTH CAROLINA**

**IN THE MATTER OF:**

**ORDER TO CEASE AND DESIST**

**M&T Capital Group, Inc. and Marquis  
Rashawn Jones,**

**File No. 13084**

**Respondents.**

**WHEREAS**, the Securities Division of the Office of the Attorney General of the State of South Carolina (the "Division") has been authorized and directed by the Securities Commissioner of South Carolina (the "Securities Commissioner") to administer the provisions of

S.C. Code Ann. § 33-1-101 and the South Carolina Uniform Securities Act of 2005 (the

"Act"); and

**WHEREAS**, the Division received information regarding alleged securities-related

II. RESPONDENTS

2. At all times relevant to this Order, Respondent M&T Capital was a Florida corporation with an address of 3804 B Kansas Avenue, Charleston, South Carolina 29404.

3. At all times relevant to this Order, Respondent Jones was a South Carolina resident with

4. Respondent M&T Capital was incorporated on or about September 4, 2010.

5. Respondent M&T Capital was dissolved on or about September 27, 2013.

6. At all times relevant to this Order, Respondent Jones was the president, registered agent

12. Based upon the Respondents' representations, on or about May 8, 2013, the Investor wired to the Respondents seven thousand seven hundred seventy-five dollars and twenty-four cents (\$7,775.24) (the "Second Investment Program")

Program, the Investor's investment was used for the personal expenses of the

20 Pursuant to S.C. Code Ann. § 35-1-102(20) investment contracts, stocks and certificates

of interest or participation in profit-sharing agreements, *inter alia*, constitute securities.

21 Pursuant to S.C. Code Ann. § 35-1-102(4) "broker-dealer" means a person engaged in

the business of effecting transactions in securities for the account of others or for the person's own account.

22 Pursuant to S.C. Code Ann. § 35-1-401(a), it is unlawful for a person to transact business in this State as a broker-dealer unless the person is registered under this chapter.

29. Respondent M&T Capital, on at least two occasions, employed or associated with an unregistered agent who transacted business on behalf of Respondent M&T Capital while that agent was not registered.
30. The Respondents, on at least two occasions and in connection with the offer, sale, or purchase of a security, directly or indirectly (1) employed a device, scheme, or artifice to defraud; (2) made an untrue statement of a material fact or omitted to state a material fact necessary in order to make the statements made, in light of the circumstances under which they were made, not misleading; or (3) engaged in an act, practice, or course of business that operated or would operate as a fraud or deceit upon another person, in violation of S.C. Code Ann. § 35-1-501.
31. It is in the public interest, for the protection of investors, and consistent with the purposes of the Act that the Respondents be ordered to cease and desist from engaging in the above-enumerated practices, which constitute violations of the Act and pay an appropriate civil penalty for their wrongdoing.

**V. CEASE AND DESIST ORDER**

**NOW THEREFORE**, pursuant to S.C. Code Ann. § 35-1-604(a)(1), it is hereby **ORDERED** that:

- a. Respondent M&T Capital Group, Inc. and every successor, affiliate, control person, agent, servant, and employee of M&T Capital, and every entity owned, operated, or indirectly or directly controlled by or on behalf of M&T Capital **CEASE AND DESIST** from transacting business in this State in violation of the Act, and, in particular, §§ 35-1-401, 35-1-402, and 35-1-501 thereof;
- b. Respondent Marquis Jones **CEASE AND DESIST** from transacting business in this

State in violation of the Act, and, in particular, §§ 35-1-402 and 35-1-501 thereof;

- c. Respondent Marquis Jones pay a civil penalty in the amount of forty thousand dollars (\$40,000) if this Order becomes effective by operation of law, or, if Jones seeks a hearing and any legal authority resolves this matter, pay a civil penalty in an amount not to exceed \$10,000 for each violation of the Act by Jones, and the actual cost of investigation or proceeding; and
- d. Respondent M&T Capital Group, Inc. pay a civil penalty in the amount of sixty thousand

seeks a hearing and any legal authority resolves this matter, pay a civil penalty in an

In the written Answer, the Respondent, in addition

to the above, has submitted a copy of the Respondent's written Answer to the

Commissioner of the Superior Court of the State of New Jersey, in and to which

the Respondent has also submitted a copy of the Respondent's written Answer to the

Commissioner of the Superior Court of the State of New Jersey, in and to which

the Respondent has also submitted a copy of the Respondent's written Answer to the

Commissioner of the Superior Court of the State of New Jersey, in and to which

the Respondent has also submitted a copy of the Respondent's written Answer to the

Commissioner of the Superior Court of the State of New Jersey, in and to which

the Respondent has also submitted a copy of the Respondent's written Answer to the

Commissioner of the Superior Court of the State of New Jersey, in and to which

the Respondent has also submitted a copy of the Respondent's written Answer to the

Commissioner of the Superior Court of the State of New Jersey, in and to which

the Respondent has also submitted a copy of the Respondent's written Answer to the

Commissioner of the Superior Court of the State of New Jersey, in and to which

the Respondent has also submitted a copy of the Respondent's written Answer to the

Commissioner of the Superior Court of the State of New Jersey, in and to which

the Respondent has also submitted a copy of the Respondent's written Answer to the

Commissioner of the Superior Court of the State of New Jersey, in and to which

the Respondent has also submitted a copy of the Respondent's written Answer to the

Commissioner of the Superior Court of the State of New Jersey, in and to which

the Respondent has also submitted a copy of the Respondent's written Answer to the

Commissioner of the Superior Court of the State of New Jersey, in and to which

the Respondent has also submitted a copy of the Respondent's written Answer to the

STATE OF SOUTH CAROLINA  
OFFICE OF THE ATTORNEY GENERAL  
SECURITIES DIVISION

CERTIFICATE OF SERVICE AND

I hereby certify that I served upon the individual(s) mentioned herein a true and correct copy of the document indicated above and dated February 23, 2017. In addition, I have filed a true and correct copy of said document with the Securities Commission of the State of South Carolina and by placing a copy of said document in the United States Postal Service's certified return receipt registered first class postage prepaid and addressed to:

Marquis Rashay  
Individually & as Owner of  
Market Capital Group, Inc.  
1707 Parkside Drive  
Columbia, South Carolina 29204

William Columbia, South Carolina

WILLIAM COLUMBIA  
1707 Parkside Drive  
Columbia, South Carolina 29204  
(803) 734-4731

Signed and attested to before me on

February 23, 2017 at Columbia, South Carolina

Notary Public in and for the State of South Carolina

My Commission Expires on

February 23, 2017

Notary Public in and for the State of South Carolina

My Commission Expires on

February 23, 2017

Notary Public in and for the State of South Carolina

My Commission Expires on

February 23, 2017

Notary Public in and for the State of South Carolina

My Commission Expires on

February 23, 2017

Notary Public in and for the State of South Carolina

My Commission Expires on

February 23, 2017

Notary Public in and for the State of South Carolina

My Commission Expires on

February 23, 2017

Notary Public in and for the State of South Carolina

REPUBLIC OF THE PHILIPPINES  
DEPARTMENT OF EDUCATION  
BUREAU OF EDUCATION

Division Office - [Illegible]  
[Illegible]  
[Illegible]

[Illegible text]

[Illegible text]

[Illegible text]

[Illegible text]

[Illegible text]

[Illegible text]

DOE  
LINA