

UNITED STATES OF AMERICA
Before the
SECURITIES AND EXCHANGE COMMISSION

SECURITIES EXCHANGE ACT OF 1934
Release No. 94685 / April 12, 2022

ADMINISTRATIVE PROCEEDING
File No. 3-20090

In the Matter of

BRIAN BUCKLEY,

Respondent.

**ORDER MAKING FINDINGS AND
IMPOSING REMEDIAL SANCTIONS
PURSUANT TO SECTION 15(b) OF THE
SECURITIES EXCHANGE ACT OF 1934**

I.

The Securities and Exchange Commission (“Commission”) deemed it appropriate and in the public interest to institute public administrative proceedings pursuant to Section 15(b) of the Securities Exchange Act of 1934 (“Exchange Act”) against Brian Buckley (“Respondent”).

II.

Respondent has now submitted an Offer of Settlement (the “Offer”) which the Commission has determined to accept. Solely for the purpose of these proceedings and any other proceedings brought by or on behalf of the Commission, or to which the Commission is a party, Respondent admits the Commission’s jurisdiction over him and the subject matter of these proceedings, and the findings contained in paragraph III. 2 below, and consents to the entry of this Order Pursuant to Section 15(b) of the Securities Exchange Act of 1934, Making Findings, and Imposing Remedial Sanctions (“Order”), as set forth below.

III.

On the basis of this Order and Respondent's Offer, the Commission finds that:

1. From February 2007 until May 2013, Respondent raised money in securities offerings by Arizona Investment Center ("AIC") as an investor relations executive at AIC. During that time, Respondent was not registered with the Commission in any capacity. Respondent, age 61, is a resident of Gilbert, Arizona.

2. On January 9, 2020, a final judgment was entered against Respondent, permanently enjoining him from future violations of Sections 5(a), 5(c), and 17(a) of the Securities Act of 1933 ("Securities Act"), Section 10(b) of the Exchange Act and Rule 10b-5 promulgated thereunder, and Section 15(a) of the Exchange Act, in the civil action entitled *Securities and Exchange Commission v. Mogler, et al.*, Civil Action Number 2:15-cv-01814, in the United States District Court for the District of Arizona.

3. The Commission's complaint alleged that AIC engaged in an \$18 million offering fraud when it offered and sold promissory notes in three separate unregistered securities offerings by numerous business entities promising returns from: (i) the acquisition and development of beachfront property in Mexico; (ii) operating recycling facilities; or (iii) acquiring foreclosed properties for resale. According to the Commission's complaint, however, AIC misappropriated investor funds and made Ponzi-like payments. The complaint also alleged that from February 2007 until May 2013, Buckley promoted the securities offerings to potential investors through seminars, presentations and webinars, provided potential investors with offering materials, and received approximately \$500,000 in commissions in connection with the sale of promissory notes through AIC offerings.

IV.

In view of the foregoing, the Commission deems it appropriate and in the public interest to impose the sanctions agreed to in Respondent's Offer.

Accordingly, it is hereby ORDERED pursuant to Section 15(b)(6) of the Exchange Act, that Respondent be, and hereby is barred from association with any broker, dealer, investment adviser, municipal securities dealer, municipal advisor, transfer agent, or nationally recognized statistical rating organization; and

Pursuant to Section 15(b)(6) of the Exchange Act Respondent be, and hereby is barred from participating in any offering of a penny stock, including acting as a promoter, finder, consultant, agent or other person who engages in activities with a broker, dealer or issuer for purposes of the issuance or trading in any penny stock, or inducing or attempting to induce the purchase or sale of any penny stock.

Any reapplication for association by the Respondent will be subject to the applicable laws and regulations governing the reentry process, and reentry may be conditioned upon a number of factors, including, but not limited to, compliance with the Commission's order and payment of any or all of the following: (a) any disgorgement or civil penalties ordered by a Court against the Respondent in any action brought by the Commission; (b) any disgorgement amounts ordered against the Respondent for which the Commission waived payment; (c) any arbitration award related to the conduct that served as the basis for the Commission order; (d) any self-regulatory organization arbitration award to a customer, whether or not related to the conduct that served as the basis for the Commission order; and (e) any restitution order by a self-regulatory organization, whether or not related to the conduct that served as the basis for the Commission order.

By the Commission.

Vanessa A. Countryman
Secretary