

UNITED STATES OF AMERICA
Before the
SECURITIES AND EXCHANGE COMMISSION

INVESTMENT ADVISERS ACT OF 1940
Release No. 6097 / August 25, 2022

ADMINISTRATIVE PROCEEDING
File No. 3-21007

In the Matter of

SWAPNIL J. REGE,

Respondent.

ORDER INSTITUTING
ADMINISTRATIVE PROCEEDINGS
PURSUANT TO SECTION 203(f) OF THE
INVESTMENT ADVISERS ACT OF 1940,
MAKING FINDINGS, AND IMPOSING
REMEDIAL SANCTIONS

I.

The Securities and Exchange Commission (“Commission”) deems it appropriate and in the public interest that public administrative proceedings be, and hereby are, instituted pursuant to Section 203(f) of the Investment Advisers Act of 1940 (“Advisers Act”) against Swapnil J. Rege (“Rege” or “Respondent”).

II.

In anticipation of the institution of these proceedings, Respondent has submitted an Offer of Settlement (“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, and without admitting or denying the findings herein, except as to the Commission’s jurisdiction over Respondent and the subject matter of these proceedings and the findings contained in Section III.2 below, which are admitted, Respondent consents to the entry of this Order Instituting Administrative Proceedings Pursuant to Section 203(f) of the Investment Advisers Act of 1940, 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. Rege, 47 years old, is a resident of Monmouth Junction, New Jersey. From March 2015 through April 2017, Rege was associated with an investment adviser registered with the Commission. On July 18, 2019, in In the Matter of Swapnil Rege, Administrative Proceeding File Number 3-19257, the Commission issued an order instituting administrative and cease-and-desist proceedings, making findings, and imposing remedial sanctions and a cease-and-desist order ("2019 Commission Order"). The 2019 Commission Order required Rege to cease-and-desist from committing or causing any violations and any future violations of Sections 206(1), 206(2), and 206(4) of the Advisers Act and Rule 206(4)-8 thereunder. The 2019 Commission Order also, among other things, barred Rege from association with any investment adviser, broker, dealer, municipal securities dealer, municipal advisor, transfer agent, or nationally recognized statistical rating organization with a right to apply for reentry after three years to the appropriate self-regulatory organization, or if there is none, to the Commission.

2. On August 23, 2022, a final judgment was entered by consent against Rege, permanently enjoining him from future violations of Sections 203(f), 206(1), and 206(2) of the Advisers Act, and from future violations of the 2019 Commission Order, in the civil action entitled Securities and Exchange Commission v. Swapnil J. Rege, et al., Civil Action Number 3:21-CV-19313-ZNQ-TJB, filed in the United States District Court for the District of New Jersey.

3. The Commission's complaint in the civil action alleged that, from at least July 2019 through October 2021, Rege, while acting as an investment adviser, misused and misappropriated client funds, made false oral and written statements to clients indicating that client funds were fully invested and earning returns, and otherwise engaged in conduct which operated as a fraud and deceit on his clients. The Commission's complaint further alleged that Rege failed to disclose to clients that the 2019 Commission Order barred him from association with any investment adviser with a right to reapply after three years. The Commission's complaint alleged that, by virtue of the foregoing conduct, Rege violated Sections 206(1) and 206(2) of the Advisers Act, and thereby was also in violation of the cease-and-desist order in the 2019 Commission Order. The Commission's complaint also alleged that Rege violated Section 203(f) of the Advisers Act by continuing to act as and associate with an investment adviser after being barred from such association by the Commission in the 2019 Commission Order.

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 203(f) of the Advisers 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.

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