

**UNITED STATES OF AMERICA**  
**Before the**  
**SECURITIES AND EXCHANGE COMMISSION**

**INVESTMENT ADVISERS ACT OF 1940**  
**Release No. 6158 / October 5, 2022**

**ADMINISTRATIVE PROCEEDING**  
**File No. 3-21200**

**In the Matter of**

**FUSION ANALYTICS INVESTMENT  
PARTNERS, LLC,**

**Respondent.**

**ORDER INSTITUTING  
ADMINISTRATIVE PROCEEDINGS  
PURSUANT TO SECTION 203(e) 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(e) of the Investment Advisers Act of 1940 (“Advisers Act”) against Fusion Analytics Investment Partners, LLC (“FAIP” or “Respondent”).

**II.**

In anticipation of the institution of these proceedings, Respondent has 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, and without admitting or denying the findings herein, except as to the Commission’s jurisdiction over it and the subject matter of these proceedings and the findings contained in paragraph III.2 below, which are admitted, Respondent consents to the entry of this Order Instituting Administrative Proceedings Pursuant to Section 203(e) 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. FAIP was formed as a Delaware limited liability company in 2006, and its principal place of business was in Coral Springs, Florida. Since 2010, FAIP has been registered with the Commission as an investment adviser under Section 203 of the Advisers Act.

2. On September 29, 2022, a final judgment was entered by consent against FAIP, permanently enjoining it from future violations of Sections 17(a)(2) and 17(a)(3) of the Securities Act of 1933 and Sections 206(1) and 206(2) of the Advisers Act, in the civil action entitled Securities and Exchange Commission v. Fusion Analytics Investment Partners, LLC, Civil Action Number 0:21-cv-61721, in the United States District Court for the Southern District of Florida.

3. The Commission's complaint alleged that from 2010 to 2016, FAIP, through its holding company Fusion Analytics Holdings, LLC ("Fusion Holdings") and its principal owner, Michael Conte, raised approximately \$1.4 million through the offer and sale of promissory notes to 10 individual retail investors and advisory clients, most of whom were retired and elderly, without disclosing material facts regarding FAIP's declining financial condition. Fusion Holdings defaulted on most of the notes, and many were renegotiated by Conte without fully disclosing FAIP's continuing financial decline.

### 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(e) of the Advisers Act that the registration of FAIP as an investment adviser is hereby revoked.

By the Commission.

Vanessa A. Countryman  
Secretary