

UNITED STATES OF AMERICA
Before the
SECURITIES AND EXCHANGE COMMISSION
Washington, D.C. 20549

SECURITIES EXCHANGE ACT OF 1934
Release No. 61527/February 17, 2010

ADMINISTRATIVE PROCEEDING
File No. 3-13748

In the Matter of	:	
	:	ORDER MAKING FINDINGS AND
THOMAS T. EMERTON, III	:	IMPOSING SANCTION BY DEFAULT
	:	

SUMMARY

This Order bars Thomas T. Emerton, III (Emerton), from association with any broker or dealer.

I. BACKGROUND

The Securities and Exchange Commission (Commission) instituted this proceeding with an Order Instituting Proceedings (OIP) on January 14, 2010, pursuant to Section 15(b) of the Securities Exchange Act of 1934 (Exchange Act). The OIP alleges that Emerton was enjoined from violations of the antifraud provisions of the federal securities laws. Emerton was served with the OIP in accordance with 17 C.F.R. § 201.141(a)(2)(i) on January 19, 2010, and his Answer to the OIP was due within twenty days of service of the OIP on him. See OIP at 2; 17 C.F.R. § 201.220(b). Emerton was advised that if he failed to file an Answer within the time provided, the undersigned would enter an order barring him from association with a broker or dealer. See Thomas T. Emerton, Admin. Proc. No. 3-13748 (A.L.J. Feb. 3, 2010) (unpublished); OIP at 2. Emerton failed to file an Answer or otherwise to defend the proceeding within the meaning of 17 C.F.R. § 201.155(a)(2). Accordingly, he is in default, and the undersigned finds that the allegations in the OIP are true as to him. See OIP at 2; 17 C.F.R. §§ 201.155(a), .220(f).

II. FINDINGS OF FACT

Emerton, 67 years old, is a resident of New Port Richey, Florida. Along with two other individuals, he controlled a private company called Global-Link Capital Markets, Ltd. (Global-Link) from at least March 2000 through at least April 2002. During this period, Emerton acted as an unregistered broker in transactions involving securities issued by U.S. Reservation Bank & Trust, a phony bank based in Arizona.

Emerton is permanently enjoined from future violations of Section 17(a) of the Securities Act of 1933 and Sections 10(b) and 15(a) of the Exchange Act and Rule 10b-5 thereunder. SEC v. Emerton, No. 02-CV-0581 (EHC) (D. Ariz. Nov. 2, 2006).

The wrongdoing underlying Emerton's injunction took place from at least March 2000 through at least April 2002. Emerton, along with multiple other defendants, including Global-Link, engaged in a fraudulent U.S. Reservation Bank & Trust securities offering that defrauded investors of approximately \$78 million.

III. CONCLUSIONS OF LAW

Emerton has been permanently enjoined "from engaging in or continuing any conduct or practice in connection . . . with the purchase or sale of any security" within the meaning of Sections 15(b)(4)(C) and 15(b)(6)(A)(iii) of the Exchange Act.

IV. SANCTION

Emerton will be barred from association with any broker or dealer. This sanction will serve the public interest and the protection of investors, pursuant to Section 15(b) of the Exchange Act. It accords with Commission precedent and the sanction considerations set forth in Steadman v. SEC, 603 F.2d 1126, 1140 (5th Cir. 1979). Emerton's unlawful conduct was recurring and egregious, extending over a period of more than two years. There are no mitigating circumstances.

V. ORDER

IT IS ORDERED that, pursuant to Section 15(b) of the Securities Exchange Act of 1934, THOMAS T. EMERTON, III, IS BARRED from association with any broker or dealer.

Carol Fox Foelak
Administrative Law Judge