

UNITED STATES OF AMERICA
Before the
SECURITIES AND EXCHANGE COMMISSION

SECURITIES EXCHANGE ACT OF 1934
Release No. 72144 / May 9, 2014

ADMINISTRATIVE PROCEEDING
File No. 3-15560

In the Matter of

SHAWN H. MOORE,

Respondent.

**CORRECTED ORDER MAKING FINDINGS,
AND IMPOSING REMEDIAL SANCTIONS
PURSUANT TO SECTION 15(b)(6) OF THE
SECURITIES EXCHANGE ACT OF 1934**

I.

The Securities and Exchange Commission (“Commission”) deems it appropriate and in the public interest to enter this Order Making Findings, and Imposing Remedial Sanctions Pursuant to Sections 15(b)(6) of the Securities Exchange Act of 1934 (“Exchange Act”) against Shawn H. Moore (“Respondent” or “Moore”).

II.

Following the institution of these proceedings on October 9, 2013, Respondent 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 consents to the Commission’s jurisdiction over him and the subject matter of these proceedings and to the entry of this Order Making Findings, and Imposing Remedial Sanctions Pursuant to Section 15(b)(6) of the Securities Exchange Act of 1934 as to Shawn H. Moore (“Order”), as set forth below.

III.

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

Summary

These proceedings arise out of an investigation conducted by the Division of Enforcement (“Division”).

Respondent

1. Moore, 47, is a resident of Draper, Utah. Moore previously was employed by VesCor Capital Corp (“VesCor”), a company that owned or was affiliated with approximately 150 entities. Moore was identified as a manager of some of those entities. From at least January 2000 until February 2008, the Commission alleges Moore acted as an unregistered broker or dealer in violation of the federal securities laws by soliciting investors to purchase investment contracts issued by VesCor for first trusts deed notes in real property owned by VesCor, guaranteeing between 10.5% and 16% return on their investments. Moore maintained investment records for many VesCor investors, was involved in the preparation of investor documents such as prospectuses and monthly investment statements, and balanced investor payment reports with accounting reports on a monthly basis. Between January 2000 and February 2008, Moore earned at least \$325,773 in performance bonuses, some of which were shown as commissions and consulting fees from VesCor for the money he raised from investors. Moore has never been registered with the Commission or any other regulatory agency.

2. On November 18, 2008, the State of Utah charged Moore with four counts of securities fraud in violation of Utah Code Ann. § 61-1-1 (a second-degree felony), four counts of sales of securities by an unlicensed agent in violation of Utah Code Ann. § 61-1-3(1) (a third-degree felony), and one count of pattern of unlawful activity in violation of Utah Code Ann. § 76-10-1601 (a second-degree felony) in State of Utah v. Shawn H. Moore, Criminal No. 081908861 (3rd Dist. Utah). On February 6, 2013, Moore was convicted of five second-degree felony counts, including four counts of securities fraud and one count of pattern of unlawful activity, and four third-degree felony counts of the sale of securities by an unlicensed agent.

3. The counts of the criminal information to which Moore was found guilty alleged, among other things, that Moore defrauded eight investors and obtained money by means of materially false and misleading statements in connection with the fraudulent sale of unregistered promissory notes while Moore was not registered as a broker or dealer.

IV.

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

Accordingly, it is hereby ORDERED pursuant to Section 15(b)(6) of the Exchange Act that Moore be, and hereby is:

barred from association with any broker, dealer, investment adviser, municipal securities dealer, and transfer agent; and

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 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, the satisfaction of any or all of the following: (a) any disgorgement ordered against the Respondent, whether or not the Commission has fully or partially waived payment of such disgorgement; (b) any arbitration award related to the conduct that served as the basis for the Commission order; (c) 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 (d) 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.

Jill M. Peterson
Assistant Secretary