

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

**SECURITIES EXCHANGE ACT OF 1934**  
**Release No. 91243 / March 2, 2021**

**ADMINISTRATIVE PROCEEDING**  
**File No. 3-20236**

**In the Matter of**

**ROSS MCLELLAN,**

**Respondent.**

**ORDER INSTITUTING  
ADMINISTRATIVE PROCEEDINGS  
PURSUANT TO SECTION 15(b) OF THE  
SECURITIES EXCHANGE ACT OF 1934,  
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 15(b) of the Securities Exchange Act of 1934 (“Exchange Act”) against Ross McLellan (“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, Respondent admits the Commission’s jurisdiction over him and the subject matter of these proceedings, and findings contained in paragraph III.2 below, and Respondent consents to the entry of this Order Instituting Administrative Proceedings 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. During 2010 and 2011, McLellan was employed at State Street Corporation ("State Street") a financial institution based in Boston, Massachusetts, as an Executive Vice President and the Global Head of State Street's Portfolio Solutions Group. In this role McLellan supervised all Transition Management employees in both the United States and Europe and was responsible for the global line of business at State Street. McLellan was also President and Member of the Executive Management Group for broker-dealer State Street Global Markets, LLC, a State Street subsidiary. McLellan was registered with the broker-dealer when affiliated with State Street Global Markets LLC from November 1997 to November 2011. McLellan, age 49, is a United States citizen and resident of Hingham, Massachusetts.

2. On June 26, 2018, McLellan was convicted of one count of conspiracy to commit securities fraud and wire fraud, two counts of securities fraud, and two counts of wire fraud before the United States District Court for the District of Massachusetts in *United States v. Ross McLellan et al.*, Crim. No. 1:16-cr-10094 (LTS). On October 18, 2018, a judgment in the criminal case was entered against McLellan. He was sentenced to a term of 18 months' imprisonment.

3. The March 31, 2016 criminal indictment alleges that between February 2010 and September 2011 McLellan engaged in a scheme to add commissions to securities trades performed for at least six clients of State Street's "transition management" business, which helps institutional clients to move their investments between asset managers or to otherwise restructure large investment portfolios. These commissions were charged in addition to fees the clients had expressly agreed to pay the bank, and McLellan took steps to conceal the commissions from the clients.

### IV.

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

Accordingly, it is hereby ORDERED pursuant to Section 15(b)(6) of the Exchange Act, that Respondent McLellan 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

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