

UNITED STATES OF AMERICA
Before the
SECURITIES AND EXCHANGE COMMISSION

SECURITIES EXCHANGE ACT OF 1934
Release No. 91511 / April 8, 2021

ADMINISTRATIVE PROCEEDING
File No. 3-20258

In the Matter of

John Alexander van Arem,

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 John Alexander van Arem (“Respondent” or “van Arem”).

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 him 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 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. From August 2016 through October 2018, van Arem acted as an unregistered broker or dealer by selling the securities of Thunderbird Power Corp. (“Thunderbird”). At all relevant times, van Arem was not registered as a broker or dealer nor was he associated with a registered broker or dealer, and he has never been registered with the Commission in any capacity.

2. On March 25, 2021, a judgment was entered by consent against van Arem, permanently enjoining him from future violations of Sections 5(a), 5(c), and 17(a)(1) and (3) of the Securities Act of 1933 (“Securities Act”) and Sections 10(b) and 15(a)(1) of the Exchange Act and Exchange Act Rule 10b-5(a) and (c), in the civil action entitled Securities and Exchange Commission v. Thunderbird Power, et al., Civil Action Number 20-cv-22901, in the United States District Court for the Southern District of Florida.

3. The Commission’s complaint alleged, among other things, that van Arem offered and sold Thunderbird’s securities to investors from August 2016 through October 2018. According to the complaint, Thunderbird’s securities offering was not registered with the Commission. The complaint alleged that van Arem, as a consultant to Thunderbird, established and supervised a network of sales agents to sell Thunderbird’s securities. It also alleges that van Arem himself: solicited investors to purchase Thunderbird securities; advised investors about the merits of the investment; participated in key events in the sales process; and received transaction-based compensation in the form of commissions.

IV.

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

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