



STATE OF MISSOURI
OFFICE OF SECRETARY OF STATE

IN THE MATTER OF:)
)
STEVEN BUMBERA, CRD No. 4686154)
) Case No. AP-16-40
Respondent.)

CONSENT ORDER

SUMMARY OF ENFORCEMENT SECTION'S ALLEGATIONS

1. The Enforcement Section of the Missouri Securities Division of the Office of Secretary of State ("Enforcement Section"), through Enforcement Counsel Christina Peters, has alleged that Steven Bumbera ("Respondent" or "Bumbera"), violated Section 409.4-412, RSMo (Cum. Supp. 2013)¹ by failing to timely amend the Uniform Application for Securities Industry Registration or Transfer ("Form U4") to disclose Outside Business Activities and that this constitutes grounds to issue an order pursuant to Section 409.6-604.
2. Respondent and the Enforcement Section desire to settle the allegations and the matters raised by the Enforcement Section relating to the Respondent's alleged violations.

CONSENT TO JURISDICTION

3. Respondent and the Enforcement Section stipulate and agree that the Missouri Commissioner of Securities ("Commissioner") has jurisdiction over the Respondent and these matters pursuant to the Missouri Securities Act of 2003, Chapter 409, *et seq.*
4. Respondent and the Enforcement Section stipulate and agree that the Commissioner has authority to enter this Order pursuant to Section 409.6-604(h), which provides:

"The commissioner is authorized to issue administrative consent orders in the settlement of any proceeding in the public interest under this act."

¹ Unless otherwise noted, all statutory references are to the 2013 cumulative supplement to the Revised Statutes of Missouri.

WAIVER AND EXCEPTION

5. Respondent waives Respondent's right to a hearing with respect to this matter.
6. Respondent waives any right that Respondent may have to seek judicial review or otherwise challenge or contest the terms and conditions of this Order. Respondent specifically forever releases and holds harmless the Missouri Office of Secretary of State, Secretary of State, Commissioner, and their respective representatives and agents from any and all liability and claims arising out of, pertaining to, or relating to this matter.
7. Respondent stipulates and agrees with the Enforcement Section that, should the facts contained herein prove to be false or incomplete in a material way, the Enforcement Section reserves the right to pursue any and all legal or administrative remedies at its disposal.

CONSENT TO COMMISSIONER'S ORDER

8. Respondent and the Enforcement Section stipulate and agree to the issuance of this Consent Order without further proceedings in this matter, agreeing to be fully bound by the terms and conditions specified herein.
9. Respondent agrees not to take any action or to make or permit to be made any public statement creating the impression that this Order is without factual basis. Nothing in this paragraph affects Respondent's (a) testimonial obligations; (b) right to take legal or factual positions in connection with litigation, arbitration, or other legal proceeding in which the Commissioner is not a party; or (c) right to make public statements that are factual.
10. Respondent agrees that Respondent is not the prevailing party in this action since the parties have reached a good faith settlement.
11. Respondent neither admits nor denies the allegations made by the Enforcement Section, but consents to the Commissioner's Findings of Fact, Conclusions of Law, and Order as set forth below solely for the purposes of resolving this proceeding and any proceeding that may be brought to enforce the terms of this Consent Order.

COMMISSIONER'S FINDINGS OF FACT,
CONCLUSIONS OF LAW, AND ORDER

I. FINDINGS OF FACT

12. BA Engineering, LLC ("BAE") was organized on August 20, 2001 in Missouri. The registered agent of the company is listed as Steven Bumbera at 458 Lee Ave., Webster Groves, Missouri 63119. The purpose for the company was listed as "[i]nvesting in (rental property), Engineering Consultation."
13. Bumbera is a Missouri resident with an address of 602 W Kirkham Ave, Suite 100, St. Louis, MO 63119. Bumbera has been a Missouri registered broker-dealer agent with four different firms since August 2003 to present date, with a Central Registrations Depository

(“CRD”) number of 4686154.

14. On August 1, 2003, Bumbera filed his initial Form U4 to the CRD seeking to register as a broker-dealer agent in Missouri.
15. Disclosure Question 13 on Form U4 asks, “[a]re you currently engaged in any other business either as a proprietor, partner, officer, director, employee, trustee, agent or otherwise?”
16. From about August 2003 until April 2008, Bumbera answered “yes” to Disclosure Question 13 and listed BAE as an outside business activity on all U4 filings.
17. On April 30, 2008, Bumbera applied for a relicense on Form U4. At this time, Bumbera answered “no” to Disclosure Question 13 and did not specify any outside business activities.
18. Bumbera amended his Form U4 six times from June 2008 to May 2010 and on each amendment he answered “no” to Disclosure Question 13 and did not specify any outside business activities.
19. On June 30, 2010, Bumbera, again, applied for relicense on Form U4, and answered “yes” to Disclosure Question 13 because of his activities with Webster Investment Group, Inc. Bumbera did not disclose any activities with BAE.
20. Bumbera amended his Form U4 six times from July to September 2010. On each of these amendments, BAE was not disclosed as an outside business activity.
21. On March 14, 2011, Bumbera submitted an outside business activity request to his employing firm for BAE. The activity was described as referring clients to home refinancing opportunities.
22. On April 12, 2011, Bumbera’s firm disapproved BAE as an outside business activity. According to Bumbera he was not made aware of said disapproval.
23. Bumbera amended his Form U4 on March 9, 2012, on September 2, 2014, and on April 14, 2016. On each of these amendments, BAE was not disclosed as an outside business activity.
24. When completing his annual compliance questionnaires in the years 2012 and 2013, Bumbera answered “no” to the following questions:

Since joining [firm] or completing your last Questionnaire, whichever is later, have you shared commissions, paid or been paid as a cash solicitor or paid/received any compensation of any kind (commissions, finder fees, referral fees, etc.) with any other person or entity other than a current representative of [firm] who is properly registered in the state where the client resides, without prior written approval from the Compliance Department?

Are you involved in any business activity outside of [firm]? This

applies to all activities, including but not limited to outside RIA, DBA name, any activity generating revenue income, or any economic benefit not paid through [firm], mortgage related activities, trust activities, tax preparation, affiliation with a bank program, insurance sales, real estate investments, partnerships, board member, or any leadership position in any organization, etc.? Include all activities regardless of whether or not you are compensated any economic benefit in any manner?

Are you currently engaging in any outside business activity that [firm] has disapproved or prohibited or that you have termed on Service Express?

25. On March 22, 2016, during the course of a routine inspection at Bumbera's branch office, Bumbera states that he provided two Form 1099s for the years 2012 and 2013 indicating that BAE had received compensation.
26. On June 10, 2016, Bumbera's firm terminated Bumbera's registrations with the firm noting his participation in an outside business activity, in violation of firm policy.
27. On June 29, 2016, Bumbera, once again, sought relicensure on Form U4. At this time, Bumbera answered "no" to Disclosure Question 13 and did not specify any outside business activities.
28. On July 14, 2016, Bumbera amended his Form U4 and changed the answer to "yes" for Disclosure Question 13. He listed Webster Investment, Webster Professional Group, LLC., and BAE as outside business activities.

II. CONCLUSIONS OF LAW

29. The Commissioner finds Respondent failed timely to amend Form U4 to disclose outside business activities and that this conduct constitutes grounds to discipline Respondent pursuant to Section 409.4-412.
30. The Commissioner, after consideration of the stipulations set forth above and on the consent of Respondent and the Enforcement Section, finds and concludes that the Commissioner has jurisdiction over Respondent and this matter and that the following Order is in the public interest, necessary for the protection of public investors and consistent with the purposes intended by Chapter 409.

III. ORDER

NOW, THEREFORE, it is hereby Ordered that:

1. Respondent, his agents, employees and servants, and all other persons participating in the above-described violation with knowledge of this order are permanently enjoined and restrained from violating Section 409.4-412;

2. Respondent is ordered to pay two thousand dollars (\$2,000) to the Investor Education and Protection Fund. One thousand dollars (\$1,000) of this amount will be suspended provided the Respondent complies with the terms of this Consent Order for a period of four (4) years. The remaining one thousand dollars (\$1,000) shall be sent in four (4) equal installments of two hundred and fifty dollars (\$250), with the first payment being due thirty (30) days from the issuance of this order and the remaining three (3) payments to be sent every ninety (90) days thereafter. These payments will be sent to the Securities Division at 600 W. Main Street, Jefferson City, Missouri 65101, and shall be made payable to the **Missouri Secretary of State's Investor Education and Protection Fund**. The Division will send the money to the Missouri Secretary of State's Investor Education and Protection Fund;
3. All suspended payments in paragraph 2 and unpaid portions of amounts ordered above shall become due immediately upon the sooner of (1) Respondent's noncompliance with the terms of this Consent Order, or (2) a finding, after notice and opportunity for a hearing, by the Commissioner or a court of competent jurisdiction that Respondent has violated the Missouri Securities Act. Such immediately due payments shall be in addition to all other penalties then available under the law;
4. After four (4) years from the date of this Consent Order, provided Respondent has complied with all terms of this Consent Order, all suspended payments referenced in paragraph 2 above are waived; and
5. Respondent shall pay his own costs and attorneys' fees with respect to this matter.

SO ORDERED:

WITNESS MY HAND AND OFFICIAL SEAL OF MY OFFICE AT JEFFERSON CITY, MISSOURI THIS 12th DAY OF October, 2016.



JASON KANDER
 SECRETARY OF STATE
Andrew M. Hartnett


 ANDREW M. HARTNETT
 COMMISSIONER OF SECURITIES

Consented to by:

 THE ENFORCEMENT SECTION OF THE
 MISSOURI SECURITIES DIVISION
Christina A. Peters

 Christina A. Peters
 Enforcement Counsel

RESPONDENT



Steven Bumbera
602 W Kirkham Ave, Suite 100
St. Louis, MO 63119

10/11/15