

STATE OF NEW JERSEY
BUREAU OF SECURITIES
P.O. Box 47029
Newark, New Jersey 07101
(973) 504-3600

IN THE MATTER OF:

RealBitcoreMining,

Respondent.

**SUMMARY CEASE
AND DESIST ORDER**

Pursuant to the authority granted to Christopher W. Gerold, Chief of the New Jersey Bureau of Securities (“Bureau Chief”), under the Uniform Securities Law (1997), N.J.S.A. 49:3-47 to -89 (“Securities Law”) and certain regulations thereunder, and based upon documents and information obtained during the investigation by the New Jersey Bureau of Securities (“Bureau”), the Bureau Chief hereby finds that there is good cause and it is in the public interest to enter this Summary Cease and Desist Order (“Order”) against RealBitcoreMining. The Bureau Chief makes the following findings of fact and conclusions of law:

FINDINGS OF FACT

A. The Respondent

1. RealBitcoreMining conducts its business on the internet, principally by means of a website accessible at <https://realbitcoremining.com/m/> (the “RealBitcoreMining Website”). RealBitcoreMining holds itself out as an investment, a regulated cryptocurrency and foreign exchange trading platform. RealBitcoreMining purports to be located at “3238 Doctors Drive, Los Angeles, California, 90017 USA.” This address is also purportedly the address of similar websites reported as potential scams.

2. RealBitcoreMining is not and has never been registered in any capacity with the Bureau.

B. Cryptocurrency

3. Cryptocurrencies are digital assets created by companies or individuals that take the form of a virtual coin or token. Bitcoin is an example of one such cryptocurrency. There are thousands of other virtual coins or tokens currently in existence.

4. Virtual coins and tokens are primarily issued and distributed on a “blockchain” or a cryptographically-secured ledger which exists on the internet.




5. Virtual coins and tokens may be traded on online platforms, typically called cryptocurrency exchanges, and can be traded for other digital assets or fiat currencies, such as the U.S. Dollar or Euro.

C. RealBitcoreMining’s Securities

6. The RealBitcoreMining Website is accessible to the general public, including residents of New Jersey. On its website, RealBitcoreMining describes itself as “one of the best, most beneficial, brilliantly successful companies in the industry of forex trading and investing.”

7. RealBitcoreMining offers a variety of investment “plans” – albeit with practically no specific information. The investment “plans” range from \$500 to \$2,500 in price. RealBitcoreMining publishes the following graphics on the RealBitcoreMining Website to demonstrate its “Silver”, “Gold”, and “Premium” accounts (together the “RealBitcoreMining Securities”), respectively:

OUR INVESTMENT PLANS

 <p>SILVER ACCOUNT</p> <p>Minimum Deposit - \$500.00</p> <p>Profit - \$3000.00 and above</p>	 <p>GOLD ACCOUNT</p> <p>Minimum Deposit - \$1500.00</p> <p>Profit - \$9500.00 and Above</p>	 <p>PREMIUM ACCOUNT</p> <p>Minimum Deposit - \$2500.00</p> <p>Profit- \$16000.00 and Above</p>
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8. A section on the home page of the RealBitcoreMining Website states: “With our all New strategy on bitcoin and forex trades, we make up to 98% daily wins . . . We generate a profit of 3BTC daily which equals \$47,686 in today’s market.”

MORE ABOUT US

With our all New strategy on bitcoin and forex trades, we make up to 98% daily wins, we also have a bitcoin mining team working with our platform. We generate a profit of 3BTC daily which equals \$47,686 in today's market. Our company is SEC registered, fully licensed and Insured, your initial capital invest is 100% insured

9. This same section additionally claims RealBitCoreMining is registered with the “SEC”, and that investors’ initial capital investment is 100% insured.

10. However, RealBitcoreMining is not registered with the United States Securities and Exchange Commission (“SEC”), and not insured by either the Securities Investor Protection Corporation (“SIPC”), or the Federal Deposit Insurance Corporation (“FDIC”).

11. The RealBitcoreMining Website displays several testimonials from purported investors such as:



The program like realbitcoremining.com enables me to execute the kind of one-on-one business I've looking for. Its the kind of product that is taking our business to a different level.

RINDA SMITH

Real Estate Agent

UK



I've always liked good stylish programs, but never invested quite enough to have a good profit. Now, thanks to Realbitcoremining.com, we have a program we can be proud of.

PAUL WILLS

Pro Trader

USA



Your company is exactly what I was looking for – clear, clean, continuous, with a focus on clients. Thank you so much for your work.

ROSE POWELL

Bitcoin Analyst

CANADA



Easy, Fast And reliable. got my profits immediately after trading. Realbitcoremining is Awesome

JOHN JOSEPH

Model

SOUTH AFRICA

12. The photographs of the individuals accompanying the testimonials on the RealBitCoreMining Website are actually stock photographs and appear on various other websites, on the internet. Additionally, exactly the same testimonials are found on another website, www.filefxoption.com, another purported trading website.

13. The RealBitcoreMining Website does not provide any information regarding the identity of RealBitcoreMining's officers, directors, or management team, and does not indicate what credentials, qualifications or experience these individuals may have.

14. RealBitcoreMining and the RealBitcoreMining Website do not disclose to potential investors the risks associated with its plans, Forex trading, cryptocurrency trading, or any of the risks of the RealBitcoreMining Securities.

15. The RealBitcoreMining Plans are securities as defined by N.J.S.A. 49:3-49(m).

16. RealBitcoreMining offers the RealBitcoreMining Plans to the general public, including New Jersey residents.

17. The RealBitcoreMining Plans are neither registered with the Bureau, nor “federally covered,” nor exempt from registration, as required by the Securities Law.

18. RealBitcoreMining is not registered with the Bureau as a broker-dealer or in any capacity.

D. Omissions of Material Facts to Potential Investors by RealBitcoreMining in the Offer of the RealBitcoreMining Securities

19. In connection with the offer of securities RealBitcoreMining omits the following materials facts:

- a. The identity of its principals and management;
- b. How RealBitcoreMining invests investors’ money;
- c. The company’s financial statements, including its assets, liabilities, and profitability;
- d. The risks of investing in RealBitcoreMining;
- e. Any terms of service, user agreements, privacy policies, or other legal notices;
- f. Information about the payment of taxes on any gains or losses incurred; and
- g. That the RealBitcoreMining Securities are not registered with the Bureau as required by the Securities Law.

E. Untrue Statements of Material Facts and Omissions of Material Facts in Connection With the Offer of the RealBitcoreMining Securities

20. Although the RealBitcoreMining Website states: “Our company is SEC registered, fully licensed and insured, you initial capital invest is 100% insured,” it is not in fact registered with the SEC and not insured.

21. Additionally, the RealBitcoreMining Website displays several testimonials from purported clients, when in fact, the photographs are stock photos and the testimonials appear on at least one other website.

CONCLUSIONS OF LAW

22. The RealBitcoreMining Securities are “securities” as defined by N.J.S.A. 49:3-49(m).

23. RealBitcoreMining is offering securities that are neither registered with the Bureau, nor “federally covered,” nor exempt from registration, in violation of N.J.S.A. 49:3-60.

24. RealBitcoreMining is effecting or attempting to effect transaction in securities for the accounts of others or for its own account without registration as a broker-dealer in violation of N.J.S.A. 49:3-56.

25. In connection with the offer of the RealBitcoreMining Securities RealBitcoreMining is omitting to state material facts necessary in order to make the statements made in light of the circumstances under which they were made, not misleading to investors, in violation of N.J.S.A. 49:3-52(b).

26. N.J.S.A. 49:3-67 empowers the Bureau Chief to issue orders that are reasonably necessary to carry out the provisions of the Law.

27. N.J.S.A. 49:3-69(a)(1) empowers the Bureau Chief to issue a cease and desist order against persons engaged in prohibited activities, directing them to cease and desist from further illegal activity or doing acts in furtherance thereof.

28. RealBitcoreMining’s violations are continuous and ongoing, therefore making a cease and desist order in the public interest and an appropriate remedy.

ORDER

THEREFORE, it is on this 27th day of October 2021, **ORDERED** that:

29. RealBitcoreMining and any person, employee, officer, director, entity, agent, RealBitcoreMining representative, or independent contractor under RealBitcoreMining’s direction or control immediately **CEASE AND DESIST** from:

- i. offering for sale any security in New Jersey until the security is registered with the Bureau, is offered for sale pursuant to an exemption from registration under the Securities Law, or is a federally covered security;
- ii. acting as broker-dealers or agents in New Jersey until each is registered with the Bureau or are acting pursuant to an exemption from registration under the Securities Law;
- iii. making material misstatements of fact, or omitting to state material facts necessary in order to make the statements made, in light of the circumstances under which they are made, not misleading in connection with its offer and/or sale of securities in New Jersey; and
- iv. violating any other provisions of the Securities Law and any rules promulgated thereunder for the sale of any security in New Jersey.

30. All exemptions contained in N.J.S.A. 49:3-50 subsection (a) paragraph 9, 10, and 11 and subsection (b) are hereby **DENIED** as to RealBitcoreMining.

31. All exemptions to the registration requirements provided by N.J.S.A. 49:3-56(b), N.J.S.A. 49:3-56(c) and N.J.S.A. 49:3-56(g) are hereby **DENIED** as to RealBitcoreMining.

Christopher W. Gerold

Christopher W. Gerold
Chief, New Jersey Bureau of Securities

NOTICE OF RIGHT TO HEARING

Pursuant to N.J.S.A. 49:3-69(a)(1)(i) the Bureau Chief shall entertain on no less than three days' notice a written application to lift the Order to Cease and Desist on written application of the person subject thereto and in connection therewith may, but need not, hold a hearing and hear testimony, but shall provide to the person subject thereto a written statement of the reasons for the Order to Cease and Desist.

Pursuant to N.J.S.A. 49:3-69(a)(1)(ii), upon service of notice of the Order to Cease and Desist issued by the Bureau Chief, the person subject thereto shall have up to 15 days to respond to the Bureau in the form of a written answer and written request for a hearing. The Bureau Chief shall, within five days of receiving the answer and request for a hearing, either transmit the matter to the Office of Administrative Law for a hearing or schedule a hearing at the Bureau of Securities.

Orders issued pursuant to N.J.S.A. 49:3-69 shall be subject to an application to vacate upon 10 days' notice, and a preliminary hearing on the Order shall be held in any event within 20 days after it is requested, and the filing of a motion to vacate the Order shall toll the time for filing an answer and written request for a hearing.

Pursuant to N.J.S.A. 49:3-69(a)(1)(iii), if any person subject to the Order fails to respond by filing a written answer and written request for a hearing with the Bureau or moving to vacate the order within the 15 day prescribed period, that person shall have waived the opportunity to be heard. The Order will be a Final Order and shall remain in effect until modified or vacated.

NOTICE OF OTHER ENFORCEMENT REMEDIES

You are advised that the Uniform Securities Law provides several enforcement remedies, which are available to be exercised by the Bureau Chief, either alone or in combination. These remedies include, in addition to this action, the right to seek and obtain injunctive and ancillary relief in a civil enforcement action, N.J.S.A. 49:3-69, and the right to seek and obtain civil penalties in an administrative or civil action, N.J.S.A. 49:3-70.1.

You are further advised that the entry of the relief requested does not preclude the Bureau Chief from seeking and obtaining other enforcement remedies against you in connection with the claims made against you in this action.