

STATE OF WASHINGTON  
DEPARTMENT OF FINANCIAL INSTITUTIONS  
SECURITIES DIVISION

IN THE MATTER OF DETERMINING ) Order No.: S-15-1619-15-FO01  
Whether there has been a violation of the )  
Securities Act of Washington by: ) FINAL ORDER  
)  
)  
Travis Moegling; )  
Partner Fund, LLC; )  
)  
)  
Respondent. )

I. DIRECTOR'S CONSIDERATION

A. Procedural History. This matter has come before the Director of the Department of Financial Institutions of the State of Washington ("Director") pursuant to RCW 34.05.464. On April 29, 2015, the Director, through Securities Administrator, William M. Beatty, entered a Statement of Charges and Notice of Intent to Issue Order to Cease and Desist, to Impose Fines and to Charge Costs, S-15-1619-15-SC01, ("Statement of Charges") against Respondents Travis Moegling and Partner Fund, LLC. The Statement of Charges, together with a Notice of Opportunity to Defend and Opportunity for Hearing, and an Application for Adjudicative Hearing, were served on Respondents Travis Moegling and Partner Fund, LLC, by a commercial parcel delivery company (FedEx) on May 4, 2015. On or about May 18, 2015, Respondent Travis Moegling submitted an Application for Adjudicative Hearing, which was received on May 21, 2015.

On July 7, 2015, OAH issued a Notice of Prehearing Conference from ALJ Lisa N.W. Dublin. The Notice of Prehearing Conference contained the following language: **"You must call in to the conference. If you fail to call in, the administrative law judge may hold you in default and dismiss your appeal. RCW 34.05.440(2)."**

1 On July 20, 2015, the Department's representative, Assistant Attorney General Jong Lee, attended  
2 the prehearing conference by telephone, but Respondents Travis Moegling and Partner Fund, LLC failed to  
3 appear or otherwise contact OAH. On July 27, 2015, ALJ Lisa N.W. Dublin issued an Order Dismissing  
4 Appeal against Respondents Travis Moegling and Partner Fund, LLC and dismissed the Respondents'  
5 appeal.

6 Pursuant to RCW 34.05.464 and WAC 10-08-211, Respondents Travis Moegling and Partner Fund  
7 had twenty (20) days from the date of service of the Order of Default to file a Petition for Review.  
8 Respondents Travis Moegling and Partner Fund did not file a Petition for Review during the statutory  
9 period.

10 B. Record on Review. The record presented to the Director for his review and for entry of a  
11 final decision included the following:

- 12 1. Statement of Charges, with documentation of service;
- 13 2. Application for Adjudicative Hearing for Travis Moegling;
- 14 3. Notice of Prehearing Conference, dated July 7, 2015, with certificate of service; and
- 15 4. Order Dismissing Appeal, dated July 27, 2015, with certificate of service.

16 C. Factual Findings and Grounds for Order. Pursuant to RCW 34.05.461, the Director  
17 hereby adopts the Statement of Charges, which is attached hereto.

## 18 II. FINAL ORDER

19 Based upon the foregoing, and the Director having considered the record and being otherwise fully  
20 advised, NOW, THEREFORE:

21 A. IT IS HEREBY ORDERED that:

- 22 1. Respondents Travis Moegling and Partner Fund, LLC shall cease and desist from any  
23 further violations of RCW 21.20.140 and RCW 21.20.010, and Respondent Travis  
24 Moegling shall cease and desist from further violations of RCW 21.20.040.

1 2. Respondent Travis Moegling shall be liable for and shall pay a fine of \$15,000.

2 3. Respondent Travis Moegling shall be liable for and shall pay costs of \$1,000 for the  
3 investigation of the violations of the Securities Act of Washington, chapter 21.20. RCW.

4 B. Reconsideration. Pursuant to RCW 34.05.470, the Respondents have the right to file a  
5 Petition for Reconsideration stating the specific grounds upon which relief is requested. The Petition must  
6 be filed in the Office of the Director of the Department of Financial Institutions by courier at 150 Israel  
7 Road SW, Tumwater, Washington 98501, or by U.S. Mail at P.O. Box 41200, Olympia, Washington 98504-  
8 1200, within ten (10) days of service of the Final Order upon Respondents. The Petition for  
9 Reconsideration shall not stay the effectiveness of this order nor is a Petition for Reconsideration a  
10 prerequisite for seeking judicial review in this matter.

11 A timely Petition for Reconsideration is deemed denied if, within twenty (20) days from the date the  
12 petition is filed, the agency does not (a) dispose of the petition or (b) serve the parties with a written notice  
13 specifying the date by which it will act on a petition.

14 C. Stay of Order. The Director has determined not to consider a Petition to Stay the  
15 effectiveness of this order. Any such requests should be made in connection with a Petition for Judicial  
16 Review made under chapter 34.05 RCW and RCW 34.05.550.

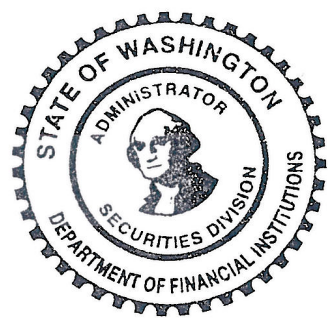
17 D. Judicial Review. Respondents have the right to petition the superior court for judicial  
18 review of this agency action under the provisions of chapter 34.05 RCW. For the requirements for filing a  
19 Petition for Judicial Review, see RCW 34.050.510 and sections following.

20 E. Non-compliance with Order. If you do not comply with the terms of this order, the  
21 Department may seek its enforcement by the Office of Attorney General to include the collection of fines  
22 and fees imposed herein.  
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F. Service. For purposes of filing a Petition for Reconsideration or a Petition for Judicial Review, service is effective upon deposit of this order in the U.S. mail, declaration of service attached hereto.

DATED this 18<sup>th</sup> day of August 2015



STATE OF WASHINGTON  
DEPARTMENT OF FINANCIAL INSTITUTIONS

SCOTT JARVIS, Director  
Washington State Department of Financial Institutions