

**ADMINISTRATIVE PROCEEDING
BEFORE THE
SECURITIES COMMISSIONER OF MARYLAND**

IN THE MATTER OF:

David Teitelbaum,

Respondent.

Case No. 2007-0599
IA No. 2007-2703

* * * * *

CONSENT ORDER

WHEREAS, the Securities Division of the Office of the Maryland Attorney General (the "Division"), pursuant to authority granted by Section 11-701 of the Maryland Securities Act, Corporations and Associations Article, Title 11, Annotated Code of Maryland (1999 Repl. Vol. & Supp. 2006) (the "Securities Act"), conducted an investigation of the investment adviser registration status of David Teitelbaum ("Respondent"); and

WHEREAS, the Division found that Respondent has never been registered as an investment adviser or investment adviser representative in Maryland; and

WHEREAS, the Division found that Respondent offered financial planning services to Maryland clients from 2001 through 2006; and

WHEREAS, on September 26, 2007, Respondent filed an application for registration of his investment advisory firm Money Balance, LLC; and

WHEREAS, without holding a hearing, without trial or adjudication of any issue of fact or law, and prior to the initiation of any formal proceeding, the Commissioner and Respondent have reached an agreement to resolve this matter; and

WHEREAS, Section 11-101(h)(1)(i) of the Securities Act defines "investment adviser" to mean a person who, for compensation:

- (1) Engages in the business of advising others, either directly or through publications or writings, as to the value of securities or as to the advisability of investing in, purchasing, or selling securities, or who, for compensation and as a part of a regular business, issues or promulgates analyses or reports concerning securities; or
- (2) Provides or offers to provide, directly or indirectly, financial and investment counseling or advice, on a group or individuals basis; or
- (3) Holds out as an investment adviser in any way, including indicating by advertisement, card, or letterhead, or in any other manner indicates that the person is, a financial or investment "planner", "counselor", "consultant", or any other similar type of adviser or consultant; and

WHEREAS, Section 11-401(b) of the Securities Act makes it unlawful for any person to transact business in this State as an investment adviser unless that person is registered as such; and

WHEREAS, Respondent consents to the terms of this Order as set forth below; and

WHEREAS, the Commissioner has determined that it is in the public interest to issue this Consent Order.

NOW, THEREFORE, THE COMMISSIONER FINDS:

I.
JURISDICTION

1. The Securities Commissioner has jurisdiction in this proceeding pursuant to Section 11-701.1 of the Securities Act.

II.
RESPONDENT

2. Respondent maintains a place of business and residence in Washington, DC. Respondent has never been registered as an investment adviser or investment adviser representative in Maryland. Respondent's investment advisory firm, Money Balance, LLC, is organized as a one member Limited Liability Company.

III.
FINDING OF FACTS

3. In 1996, Respondent began offering financial planning services to clients in Maryland. In 2001, Respondent's number of clients in Maryland increased to more than five (5) clients.

4. In May of 2006, the Department of Insurance, Securities and Banking of the Government of the District of Columbia questioned Respondent's unlicensed activity. At that time, Respondent, upon advice of an attorney, ceased all investment advisory activities in all jurisdictions, including Maryland.

5. From 2001 to 2006, Respondent provided investment advisory services, including financial planning services, to thirty two (32) Maryland clients. In exchange for those services, Respondent received approximately \$27,465 in investment advisory fees.

6. During the same time, Respondent was neither registered as an investment adviser or an investment adviser representative nor exempt from registration in Maryland.

7. To date, none of the Respondent's clients have complained to the Division.

IV.
CONCLUSIONS OF LAW

THE COMMISSIONER, THEREFORE, CONCLUDES AS A MATTER OF LAW:

10. Respondent violated Section 11-401(b) of the Securities Act by transacting business as an unregistered investment adviser from 2001 to the present.

V.
SANCTIONS

NOW, THEREFORE, IT IS HEREBY ORDERED, and Respondent expressly consents and agrees:

A. Respondent shall permanently cease and desist from acting as an unregistered investment adviser in violation of Section 11-401(b) of the Securities Act.

B. Contemporaneous with the signing of this Consent Order, Respondent shall pay a civil monetary penalty in the amount of \$ 1,800, representing unpaid registration fees for calendar years 2001 through 2006, and a fine of \$ 1,000.

C. Respondent shall in all future activities in Maryland comply fully with the Securities Act and regulations promulgated thereunder.

D. Upon execution of this Consent Order by the Commissioner, Respondent's investment adviser registration shall be made effective in this State.

If Respondent fails to comply with any term of this Consent Order, the Division may institute administrative or judicial proceedings against Respondent to enforce this Consent Order or to sanction Respondent for violating an Order of the Commissioner, and may take any other action authorized under the Securities Act or any other applicable law, including the issuance of fines or penalties as provided by the Securities Act. For purposes of determining those sanctions, the Finding of Fact and violations of the Securities Act set forth in this Consent Order shall be deemed admitted, and may be introduced into evidence against Respondent.

The terms of this Consent Order may only be modified by a subsequent order issued by the Commissioner.

DATE OF THIS ORDER:

January 7, 2008

SIGNED:

Melanie Senter Lubin
Melanie Senter Lubin
Securities Commissioner

CONSENTED TO:

DS
David Teitelbaum

On this 14th day of DECEMBER, 2007, personally appeared David Teitelbaum, signer of the foregoing Consent Order, who did duly acknowledge his signature to be his free act and deed.

Margery M. Mantooth
Notary Public

My Commission Expires: _____

Margery M. Mantooth
Notary Public, District of Columbia
My Commission Expires 5-31-2010

Seal: