

STATE OF NORTH DAKOTA

SECURITIES DEPARTMENT

In the Matter of Rash Enterprises, LLC,)	CEASE AND DESIST ORDER,
a North Dakota limited liability company,)	ORDER FOR CIVIL PENALTY,
Taylor Rash, and Tom Doll,)	ORDER FOR RESCISSION,
)	AND
Respondents.)	NOTICE OF RIGHT TO
)	REQUEST A HEARING

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THE SECURITIES COMMISSIONER OF THE STATE OF NORTH DAKOTA
TO: RASH ENTERPRISES, LLC, a North Dakota limited liability company,
TAYLOR RASH, and TOM DOLL, RESPONDENTS.

The North Dakota Securities Commissioner has a reasonable basis to believe that the Respondents have engaged in, are engaging in, or are about to engage in, acts, practices or transactions, as more fully described below, which are prohibited under Chapter 10-04 of the North Dakota Century Code (N.D.C.C.). It is necessary and appropriate in the public interest and for the protection of investors to restrain these acts, practices, or transactions of the Respondents.

1. Respondent, Rash Enterprises, LLC, is a North Dakota limited liability company operated and controlled by Respondents, Taylor Rash, (hereinafter, "Rash") and Tom Doll, (hereinafter, "Doll"), with its principal place of business at 2706 Rock Island Place, Suite 2, Bismarck, North Dakota. Rash Enterprises, LLC, is not now and has never been registered as an issuer-dealer or broker-dealer in North Dakota.

2. Respondent Rash is a North Dakota resident who, for all times relevant to this matter, operated and controlled Rash Enterprises, LLC, as its President and Registered Agent.
3. On or about July 17-18, 2017, Respondent, Rash Enterprises, LLC, through its agents, Respondents Rash and Doll, offered for sale and sold a 5% ownership interest in Rash Enterprises, LLC, to Jamie L. Levingston in Bismarck, North Dakota, for the principal sum of \$25,000. Respondents Rash and Doll are not now and have never been registered as an agent with the North Dakota Securities Department.
4. The membership units in the limited liability company described in paragraph 3 are "securities" as defined in N.D.C.C. § 10-04-02(19).
5. The membership units offered for sale and sold by Respondents were not registered with the Securities Department under N.D.C.C. §§ 10-04-07, 10-04-07.1, 10-04-08, or 10-04-08.1; are not an exempt security under N.D.C.C. § 10-04-05; and were not offered for sale or sold in an exempt transaction under N.D.C.C. § 10-04-06; and are not a federal covered security or have not been properly filed as a federal covered security under N.D.C.C. § 10-04-08.4. The offer and sale of the subject investment was made in violation of N.D.C.C. § 10-04-04 and Respondents engaged in one violation of N.D.C.C. § 10-04-04.
6. The transaction referenced above was conducted at a time when Rash Enterprises, LLC, was not registered as an issuer-dealer or broker-dealer with the Securities Department. Respondent Rash Enterprises, LLC, engaged in one violation of N.D.C.C. § 10-04-10(1).

7. Respondents Rash and Doll were not registered as an agent with the Securities Department at the time of this transaction. Respondents Rash and Doll each engaged in one violation of N.D.C.C. § 10-04-10(2).
8. Pursuant to N.D.C.C. § 10-04-16 (1), the Securities Commissioner has the authority to Order that a person Cease and Desist from violations of the Securities Act, to rescind transactions made in violation of the Securities Act, and to assess civil penalties in an amount not to exceed \$10,000 for each violation of the Securities Act or a total of \$40,000 based on the violations described above. The violations described above are sufficient grounds for the Commissioner to assess civil penalties against the Respondents pursuant to N.D.C.C. § 10-04-16 (1).
9. Upon information and belief, Respondents have engaged in additional offers and sales of securities to other North Dakota investors.
10. This Order is issued in the public interest, and for the protection of investors.

NOW, THEREFORE, IT IS ORDERED, pursuant to N.D.C.C. § 10-04-16, that the Respondents shall immediately **CEASE AND DESIST**:

1. From offering for sale or selling in North Dakota the subject securities, or any other securities however denominated, unless and until such securities have been registered with the Securities Department.
2. From offering for sale or selling securities, or effecting transactions in securities, in North Dakota unless and until they have registered with the Securities Department as issuer-dealers, broker-dealers or agents.

This order does not prohibit the offer or sale of securities through exempt securities transactions under N.D.C.C. § 10-04-06, nor does it prohibit registered broker-

dealers and agents from offering or selling exempt securities under N.D.C.C. § 10-04-05 or federal covered securities offered pursuant to a notice filing made to the Securities Department pursuant to N.D.C.C. § 10-04-08.4.

YOU ARE NOTIFIED that any willful violation of this order is a Class B Felony pursuant to N.D.C.C. § 10-04-18(1). Pursuant to N.D.C.C. § 12.1-32-01(3), a Class B Felony is punishable by a \$20,000 fine and 10 years' imprisonment, with respect to a natural person. Pursuant to N.D.C.C. § 12.1-32-01.1(2), a Class B Felony is punishable by a \$70,000 fine with respect to an organization.

YOU ARE FURTHER NOTIFIED that, pursuant to N.D.C.C. § 12.1-09-03, a person is guilty of a criminal offense if that person intentionally "alters, destroys, mutilates, conceals, or removes a record, document, or thing with intent to impair its verity or availability" in an official proceeding. As such, intentional destruction of any documents related to this matter may result in criminal prosecution.

ORDER FOR AND NOTICE OF CIVIL PENALTY

YOU ARE NOTIFIED that the above-cited violations are sufficient grounds for the imposition of civil penalties pursuant to N.D.C.C. § 10-04-16(1), in an amount not to exceed \$10,000 for each violation. IT IS ORDERED, THAT:

- 1. Respondent Rash Enterprises, LLC shall pay a civil penalty of \$20,000 to the North Dakota Securities Department based on the violations discussed above. \$15,000 of the civil penalty assessed under this paragraph shall be suspended and shall not be due and payable provided the Respondent completes rescission of the**

transaction described in paragraph 3 of the findings within thirty days of the date of this Order, with the complainant's losses to be calculated pursuant to N.D.C.C. § 10-04-17. Failure to make timely payment to complainant shall result in a default of this provision and the entire civil penalty of \$20,000 shall be due and payable to the Department.

2. Respondent Taylor Rash shall pay a civil penalty of \$5,000 to the North Dakota Securities Department based on the violations discussed above.
3. Respondent Tom Doll shall pay a civil penalty of \$5,000 to the North Dakota Securities Department based on the violations discussed above.

The civil penalties assessed herein are due and payable immediately upon the entry of this Order, except to the extent that a hearing has been timely requested by the Respondents. If a hearing is requested, the Securities Commissioner expressly reserves the authority to modify this provision and to assess additional civil penalties, not to exceed \$10,000 per violation, regarding the violations outlined above or any other violations subsequently discovered. The Commissioner reserves the authority to direct any penalties to the North Dakota Investor Restitution Fund (Fund # 262), for the purpose of repaying aggrieved investors, as appropriate.

ORDER FOR RESCISSION

The Securities Commissioner further Orders that the Respondents shall make rescission of the transaction described in paragraph 3 of the findings within thirty days of the date of this Order, for the full amount paid for the securities, plus interest at the statutory rate, pursuant to the provisions of N.D.C.C. §§ 10-04-16(1) and 10-04-17.


The complainant, Jamie L. Levingston, is an intended third party beneficiary of this provision, and may seek to enforce his interests under this paragraph.

NOTICE OF RIGHT TO REQUEST A HEARING

YOU ARE NOTIFIED that pursuant to N.D.C.C. § 10-04-12 you may request a hearing before the Securities Commissioner if such a request is made in writing WITHIN FIFTEEN (15) DAYS AFTER THE RECEIPT OF THIS ORDER. The Respondents have the right to be represented by legal counsel at the hearing.

IN TESTIMONY WHEREOF, witness my hand and seal this 15th day of December, 2017.





Karen J. Tyler, Securities Commissioner
North Dakota Securities Department
600 East Boulevard Ave.
State Capitol – Fifth Floor
Bismarck, ND 58505-0510
(701) 328-2910

STATE OF NORTH DAKOTA
SECURITIES DEPARTMENT

In the Matter of Rash Enterprises, LLC,)
a North Dakota limited liability company,)
Taylor Rash, and Tom Doll,)
Respondents.)

AFFIDAVIT OF SERVICE
BY MAIL

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I, Jacqui Ferderer, being first duly sworn, state that I am a citizen of the United States over the age of twenty-one years and not a party to or interested in the above-entitled proceeding.

On this 18th day of December, 2017, I deposited in the Central Mailing Bureau of the United States Post Office Department in the State Capitol in Bismarck, North Dakota, a true and correct copy of each of the following documents:

**CEASE AND DESIST ORDER, ORDER FOR AND NOTICE OF CIVIL PENALTY,
ORDER FOR RESCISSION, AND NOTICE OF RIGHT
TO REQUEST A HEARING**

Copies of the above documents were securely enclosed in an envelope with postage duly prepaid, sent via certified mail, return receipt requested, addressed to each of the following:


Taylor Rash
4201 High Creek Road
Bismarck, ND 58503-0235

(Individually and as Registered Agent for Respondent, Rash Enterprises, LLC)

Rash Enterprises, LLC
Attn: Taylor Rash, Registered Agent
2706 Rock Island Place, Suite 2
Bismarck, ND 58504-7738

Tom Doll
4403 Borden Harbor Dr. SE
Mandan, ND 58554-7964

To the best of my knowledge, information and belief, the addresses given above
are the last known addresses of the parties intended to be served.


Jacqui Ferderer

Subscribed and sworn to before me this 18 day of December, 2017.



Diane Lillis, Notary Public
Burleigh County, North Dakota
My commission expires 4/26/2020

