

## **ENFORCEMENT AND INVESTOR PROTECTION DEPARTMENT**

## **SEC ADVISORY**

## This is to inform the public that <u>HOUSE OF FOREX / H. FLORES BUSINESS</u> <u>CONSULTANCY SERVICES</u> is NOT AUTHORIZED TO SOLICIT INVESTMENTS FROM THE PUBLIC.

This Advisory is prompted by reports received and information gathered by the Commission that individuals or group of persons, are enticing the public, through social media platform, to invest in HOUSE OF FOREX / H. FLORES BUSINESS CONSULTANCY SERVICES.



As posted on its website and as advertised by **HOUSE OF FOREX / H. FLORES BUSINESS CONSULTANCY SERVICES** in its social media account, the company is allegedly engaged in the trading of foreign exchange currencies.

Accordingly, the would-be investors may choose among the following plans with its corresponding amount of minimum investment:



The investment offerings of **HOUSE OF FOREX / H. FLORES BUSINESS CONSULTANCY SERVICES** constitutes solicitation of investments from the public as the investors are enticed to invest money.

**HOUSE OF FOREX / H. FLORES BUSINESS CONSULTANCY SERVICES** offers seven (7) ways to earn:

- 1. Basic Trader for 30% interest investment for 30 days.
- 2. Bronze Trader for 40% interest investment for 30 days.
- 3. **Silver Trader** for **50% interest** investment for 30 days.
- 4. Gold Trader for 50% interest investment for 25 days.
- 5. Platinum Trader for 50% interest investment for 25 days.
- 6. VIP Trader for 60% interest investment for 25 days.
- 7. **10% Commission** depending on the total deposited amount by referred person.

Also, **HOUSE OF FOREX / H. FLORES BUSINESS CONSULTANCY SERVICES** offers 10% commissions on the total deposited amount of a referred person.

In this regard, the public is made aware that an "*investment contract,*" which is a kind of securities, exists when there is an investment or placement of money in a common enterprise with a reasonable expectation of profits to be derived primarily in the efforts of others which is prominent in the scheme of **HOUSE OF FOREX / H. FLORES BUSINESS CONSULTANCY SERVICES.** 

As such, the SRC requires that securities must first be registered with this Commission before it can be offered and/or sold to the public and the concerned entity and/or its agents should have the appropriate registration and/or license to offer and/or sell such securities to the public.

Records of the Commission show that both **HOUSE OF FOREX and H. FLORES BUSINESS CONSULTANCY SERVICES are** <u>NOT REGISTERED with the Commission</u> as a corporation or a partnership. Likewise, the aforementioned entities have not secured prior registrations and/or licenses from the Commission to solicit investments from the public as prescribed under Sections 8 and 28 of the Securities Regulation Code (SRC).

Hence, the acts of **HOUSE OF FOREX / H. FLORES BUSINESS CONSULTANCY SERVICES** of offering unregistered securities to the public in the form of investment contract is considered fraudulent in violation of Sections 8, 26 and 28 of the Securities Regulation Code. Further, the **Financial Products and Services Consumer Protection Act (FCPA)** specifically provides that any form of deceptive solicitation such as offering or selling of investment scheme from the public without a secondary license or permit from the Commission constitute investment fraud and is an unlawful activity in violation of Section 11 of the said Act.

Moreover, the scheme employed by **HOUSE OF FOREX / H. FLORES BUSINESS CONSULTANCY SERVICES** has the characteristics of a "Ponzi Scheme" where money from new investors are used in paying "fake profits" to prior investors and is designed mainly to favor its top recruiters and prior risk takers and is detrimental to subsequent participants if new investors become scarce.

The offering and selling of securities in the form of investment contracts using the "Ponzi Scheme" which is fraudulent and unsustainable, is NOT a registrable security. The Commission will not issue a License to Sell Securities to the Public to persons or entities that are engaged in this business or scheme.

Those who act as salesmen, brokers, dealers or agents, representatives, promoters, recruiters, uplines, influencers, endorsers, abettors and enablers of **HOUSE OF FOREX / H. FLORES BUSINESS CONSULTANCY SERVICES** in selling or convincing people to invest in what appears to be an investment scheme being offered by said entity including solicitations and recruitment through the internet **may be prosecuted and held criminally liable** under Section 28 of the SRC and Section 11 of the FCPA and **for the two offenses both penalized with separate** maximum fine of Five Million pesos (Php5,000,000.00) or penalty of Twenty-one (21) years of imprisonment or both pursuant to Section 73 of the SRC.

In view thereof, the public is advised **NOT TO INVEST or STOP INVESTING** in any investment scheme being offered by **HOUSE OF FOREX / H. FLORES BUSINESS CONSULTANCY SERVICES** as well as to any other entities having the same or similar schemes and to exercise caution in dealing with any individuals or group of persons soliciting investments or recruiting investors for and on behalf of **HOUSE OF FOREX / H. FLORES BUSINESS CONSULTANCY SERVICES.** 

Should you have any information regarding any investment solicitation by any individuals or group of individuals on behalf of any investment scheme being offered by **HOUSE OF FOREX / H. FLORES BUSINESS CONSULTANCY SERVICES** please send your report to the ENFORCEMENT AND INVESTOR PROTECTION DEPARTMENT at <u>epd@sec.gov.ph</u>.

For the guidance of the public.

Makati City, 28 November 2023.