

## **ENFORCEMENT AND INVESTOR PROTECTION DEPARTMENT**

## **SEC ADVISORY**

## This is to inform the public that <u>FOTO TRADING INTERNATIONAL /</u> <u>FOTOINTL.COM</u> is NOT AUTHORIZED TO SOLICIT INVESTMENTS FROM THE PUBLIC.

This Advisory is prompted by information gathered by the Securities and Exchange Commission ("Commission") that an identified CEO of **FOTO TRADING INTERNATIONAL / FOTOINTL.COM** under the name of a certain **GUIA DOTILLOS GRUBEN II** and several agents thereof are soliciting investments from the public, which investment is purportedly to be managed by professional traders and asset managers.



**FOTO TRADING INTERNATIONAL / FOTOINTL.COM**, through its CEO and agents, entices the public to invest online through social media (<u>facebook.com/foto.intl</u>, <u>facebook.com/guiagruben</u> and <u>facebook.com/domenickatonbuhaysingle</u>) or the internet (<u>www.fotointl.com</u>) in at least ten (10) programs being offered, as follows:

			GUARANTEED PROFIT		
PROGRAMS	INVESTMENT	PERIOD	RATE	AMOUNT	
	(PHP)			(Php)	
BASIC ONE	₱500 - ₱70,000	16 days	50%	₱250 - ₱105,000	
STARTER PLAN	₱200 - ₱500	5 days	20%	₱40 - ₱100	
FLEX	₱500 - ₱2,500	15 days	50%	₱250 - ₱1,250	
FLEX PREMIUM	₱500 - ₱5,000	22 days	80%	₱400 - ₱4,000	
SHORT TRADE V2	₽5,000	17 days	200%	₱10,000	
SHORT TRADE V3	₽5,000	20 days	250%	₱12,500	
LONG TRADE V3	₽5,000	35 days	300%	₱15,000	
SHORT TRADE V4	₱10,000	24 days	360%	₱36,000	
SHORT TRADE V4.1	₽5,000	10 days	300%	₱15,000	
FTT AIBOT V2	₱10,000	9 days	300%	₱30,000	

	BASIC ONE				TADTE	
OM	PENS			IART		
CAPITAL	1ST CYCLE 8DAYS	2ND CYCLE 8DAYS	TOTALCAPITAL AND PROFIT	TOTAL	4	plan
P 500	P 375	₽ 375	₽ 750	16DAYS	F	P
P 1000	P 750	P 750	P 1,500	16DAYS	5	
₽ 5,000	P 3,750	P 3,750	₽ 7,500	16DAYS	10 m	20% IN 5 DAY
P 10,000	P 7,500	P 7,500	P 15,000	16DAYS	1 - 1	
P 20,000	P 15,000	₽ 15,000	₽ 30,000	16DAYS		WITH BASIC CRYPTO TRADING
P 30,000	P 22,500	₽ 22,500	P 45,000	16DAYS		MODULES!
P 50,000	P 37,500	₽ 37.500	P 75,000	16DAYS		
P 70,000	P 52,500	P 52,500	P 105,000	16DAYS	in the second se	MIN. 200 - MAX 500
9	NOTE: 6.5% LESS MAINTENANCE FEE UPON WITHDRAWAL 10% SPONSORSHIP REWARD BONUS 1% LEVELLING BONUS UP TO IGTH LEVEL REQUEST FOR ENCASHHENT: WEDNESDAY RECEIVING OF LINDS: MONAY				3	

**FOTO TRADING INTERNATIONAL / FOTOINTL.COM** likewise offers Referral Bonus equivalent to a total of 10%-12.5% of the investments received by the entity from the referals made by its members.



The investment offering by **FOTO TRADING INTERNATIONAL / FOTOINTL.COM** constitutes soliciting of investments from the public as the investors are enticed **to invest money amounting from** ₱500 up to ₱70,000, and in turn such investment will **earn guaranteed profits ranging from 20% to 360% in just 9 to 35 days** which is in clear violation of Sections 8, 26 and 28 of the Securities Regulation Code (SRC) and Sections 11 in relation to Section 3(f) of Republic Act No. 11765, othwerwise known as the Financial Products and Services Consumer Protection Act.





In this regard, the public is made aware that, an "*investment contract,*" which is a kind of security, exists when there is an investment or placement of money in a common enterprise with a reasonable expectation of profits to be derived primarily from the efforts of others which is prominent in the scheme of **FOTO TRADING INTERNATIONAL / FOTOINTL.COM.** 

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 that 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.

Based on the Commission's database, <u>FOTO TRADING INTERNATIONAL /</u> <u>FOTOINTL.COM</u>, is NOT REGISTERED as a corporation, one-person corporation or a partnership and **OPERATES WITHOUT THE NECESSARY LICENSE AND/OR AUTHORITY** to solicit, accept or take investments/placements from the public nor to issue investment contracts and other forms of securities defined under Section 3 of the Securities Regulation Code (SRC).

Further, the Financial Products and Services Consumer Protection Act (FCPA) also prohibits investment fraud which is defined under the law as any form of deceptive solicitation of investments from the public which includes Ponzi Schemes and such other schemes involving the promise or offer of profits or returns sourced from the investments or contribution made by the investors themselves and the offering or selling of investment schemes to the public without a license or permit from the SEC.

The scheme employed by **FOTO TRADING INTERNATIONAL / FOTOINTL.COM** is a **"Ponzi Scheme"** where money from new investors are used in paying "fake profits" to prior investors. It 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.

Accordingly, the Commission warns all unscrupulous individuals and/or entities that strict penalties are imposed for violations of the Securities Regulation Code, the Revised Corporation Code of the Philippines and such other laws, rules and regulations enforced by the Commission.

Those who act as salesmen, brokers, dealers or agents of **FOTO TRADING INTERNATIONAL / FOTOINTL.COM** vis-à-vis **GUIA GRUBEN, JHOMAR MEDOLLAR and RIZZA PAULA MARAÑO,** in convincing people to invest in the offered scheme, and those involved in solicitations and recruitment through the internet **may be prosecuted and held criminally liable** under Section 28 of the SRC. They can face a 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 (*G.R. No. 195542, 19 March 2014*).

In view thereof, the public is advised **NOT TO INVEST or STOP INVESTING** in any investment scheme being offered by **FOTO TRADING INTERNATIONAL / FOTOINTL.COM** *vis-à-vis* **GUIA GRUBEN, JHOMAR MEDOLLAR and RIZZA PAULA MARAÑO**, 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 by **FOTO TRADING INTERNATIONAL / FOTOINTL.COM** *vis-à-vis* **GUIA GRUBEN, JHOMAR MEDOLLAR and RIZZA PAULA MARAÑO**.

Should you have any information regarding any investment solicitation by any individuals or group of individuals on behalf of **FOTO TRADING INTERNATIONAL / FOTOINTL.COM** *vis-à-vis* **GUIA GRUBEN, JHOMAR MEDOLLAR and RIZZA PAULA MARAÑO,** 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, 05 December 2023.