STATE OF WASHINGTON DEPARTMENT OF FINANCIAL INSTITUTIONS **SECURITIES DIVISION**

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Mayer Etkin and Capital Solutions, Inc.

IN THE MATTER OF DETERMINING

of the Securities Act of Washington by:

Whether there has been a violation

SDO - 6 - 01

SUMMARY ORDER TO CEASE AND DESIST Case No. 00-05-191

THE STATE OF WASHINGTON TO: Mayer Etkin, individually and as

President of Capital Solutions, Inc.

6719 Seward Park Ave S

Seattle, Washington 98118-3449

STATEMENT OF CHARGES

Please take notice that the Securities Administrator of the State of Washington has reason to believe that Respondents, Mayer Etkin and Capital Solutions, Inc., have each violated the Securities Act of Washington and that their violations justify the entry of an order of the Securities Administrator under RCW 21.20.390 against each to cease and desist from such violations. The Securities Administrator finds that delay in ordering the Respondents to cease and desist from such violations would be hazardous to the investors and to the public and that a Summary Order to Cease and Desist should be entered immediately. The Securities Administrator finds as follows:

TENTATIVE FINDINGS OF FACT

I.

Capital Solutions, Inc. is a Nevada corporation with its principal place of business at 6719 Seward Park Ave S, Seattle, Washington 98118-3449.

II.

Mayer Etkin is president of Capital Solutions, Inc. He was formerly president of a Washington corporation also named Capital Solutions, Inc. which was incorporated in 1988 and administratively dissolved in 1989.

SUMMARY ORDER TO CEASE AND **DESIST**

DEPARTMENT OF FINANCIAL INSTITUTIONS **Securities Division** PO Box 9033 Olympia, WA 98507-9033 360-902-8760 Capital Solutions, Inc. maintains an Internet website, <u>www.capsol.com</u> on which it states that it provides

financial solutions for private offshore wealth accumulation and asset security. The website invites visitors to click to receive further information by electronic mail. In addition, Capital Solutions, Inc. advertises on Internet message boards owned by third parties. One of these message boards was www.goldseek.com. Capital Solutions, Inc. and Mayer Etkin posted a message offering two investments on that message board. The message said that an investor who would post a performance bond and bank guarantee would receive delivery of a large quantity of gold over a fourteen-month period to begin 60 days after receipt of the bond and guarantee. The message also offered an investment in a joint venture with the Chinese government in a gold mining venture. That investment required an investment of \$750,000 in cash to begin the venture. The message stated that additional details of these investments could be obtained from Mayer Etkin at a Seattle area telephone number or fax number or at a named electronic mail address.

IV.

Based on the message Etkin and Capital Solutions, Inc. placed on the www.goldseek.com message board, a Washington resident responded to Etkin by electronic mail for further information. The message from the Washington resident included the Washington mailing address of the sender. Etkin and Capital Solutions, Inc. responded to this message on January 2, 2001. In his response, Etkin offered an investment in a bridge loan partnership. For \$50,000, an investor would receive \$100,000 back in 60 days, taxes on the gain would be paid for the investor, and the investor would receive a 1 % original limited partnership interest. The limited partnership would be refinanced in six months. No more than ten original limited partnership positions would be offered and the investors' funds would be used to launch the partnership and to secure a loan of \$5,000,000 from an offshore source. The loan would be used to start two new companies. One was to be a financial services company using a stock prediction system that is 70% accurate. The system would be licensed to brokers, traders, and funds. The second company was to own the technology for and to market a medical

diagnostic test for rickets. The offer states that Capital Solutions, Inc. will form a Nevada corporation called Taipan Capital Partners, Inc. through which these business activities would be conducted.

The offer states that Capital Solutions, Inc. is a private investment company headed by Mayer Etkin, who it says has an extensive background in international finance and creative development. It states that Capital Solutions, Inc. was formed in 1988 to discover and participate in undervalued investment opportunities. The offer did not explain that Mayer Etkin and a Washington corporation called Capital Solutions, Inc., of which Etkin was president and registered agent, were ordered by the Washington Securities Administrator in October 1988 to cease and desist from violations of the Securities Act of Washington in connection with their offer of loan agreement and partnership interest investments. The offer did not include any financial statements or other information concerning the results of operations of Capital Solutions, Inc. It did not include any information on the identity of the offshore lenders, their financial condition, and the terms of the proposed loan agreement with Capital Solutions, Inc. It did not include any information on the risks associated with the investment, any information on the identity and track record of the developers of the stock market prediction system or of the developer of the medical diagnostic test for rickets, or any information on the nature of arrangements between Capital Solutions, Inc. and those developers.

On January 2, 2001, Capital Solutions, Inc. and Mayer Etkin sent the Washington resident a separate offer for another investment. This investment required the investor to post a \$50 million letter of credit to finance the refining or extraction of gold ore which Capital Solutions, Inc. and Mayer Etkin represented would come from mining equipment, ore, and mining claims located in Texas, and representing a value of \$50 million in gold, to be purchased from a U.S. corporation called Bosell. The investor was to receive \$1 million back in 60 days on an investment of \$500,000 and also to receive a 10% original limited partnership interest. The gold investment offer states that Capital Solutions, Inc. is a private investment company headed by Mayer Etkin, who it says has an extensive background in international finance and creative development. It states that Capital Solutions, Inc. was formed in 1988 to discover and participate in undervalued investment opportunities.

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The offer did not explain that Mayer Etkin and a Washington corporation called Capital Solutions, Inc. of which Etkin was president and registered agent were ordered by the Washington Securities Administrator in October 1988 to cease and desist from violations of the Securities Act of Washington in connection with their offer of loan agreement and partnership interest investments. The offer did not include any financial statements or other information concerning the results of operations of Capital Solutions, Inc. It did not include any information on the identity of the corporation from which the equipment, ore, and mining claims were to be purchased, its financial condition, and the terms of the proposed purchase agreement with Capital Solutions, Inc. Etkin subsequently admitted that there is no company known as Bosell and that name merely serves as a placeholder in the agreement. The offer did not include any information on the risks associated with the investment.

V.

Capital Solutions, Inc. is not currently registered to sell its securities or those of its bridge loan partnership or gold ore partnership in the state of Washington and has not previously been so registered.

VI.

Mayer Etkin is not currently registered as a securities salesperson or broker-dealer in the state of Washington and has not previously been so registered.

VII.

The Securities Administrator finds that the continued offering of the bridge loan partnership investment or the gold ore partnership investment in the manner described in Tentative Findings of Fact III and IV presents a threat to the investing public.

Based upon the above Tentative Findings of Fact, the following Conclusions of Law are made:

CONCLUSIONS OF LAW

I.

The offer and/or sale of the bridge loan limited partnership investment or the gold ore limited partnership investment described above constitutes the offer and/or sale of a security as defined in RCW 21.20.005(10) and (12).

II.

The offer and/or sale of said securities is in violation of RCW 21.20.140 because no registration for such offer and/or sale is on file with the Administrator of Securities, state of Washington.

III.

Mayer Etkin and Capital Solutions, Inc. have each violated RCW 21.20.040 by offering and/or selling said securities while not registered as a securities salesperson or broker-dealer in the state of Washington.

IV.

The offer and/or sale of said securities was made in violation of RCW 21.20.010 because its failure to disclose the prior cease and desist order entered against Mayer Etkin and Capital Solutions, Inc. made the statements that were made about their experience misleading. Further, the failure to provide financial statements or other financial information and sufficient information to allow an investor to evaluate the investments made the statements that were made misleading.

V.

The Securities Administrator finds that an emergency exists, that the continued violations of RCW 21.20.010, RCW 21.20.040, and RCW 21.20.140 constitute a threat to the investing public, and that a summary order to cease and desist from those violations is in the public interest and necessary for the protection of the investing public.

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25 SUMMARY ORDER TO CEASE AND DESIST

DEPARTMENT OF FINANCIAL INSTITUTIONS Securities Division PO Box 9033 Olympia, WA 98507-9033

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SUMMARY ORDER

Based on the foregoing, NOW, THEREFORE, IT IS HEREBY SUMMARILY ORDERED That respondents Mayer Etkin and Capital Solutions, Inc. and their agents and employees shall each cease and desist from offering and/or selling securities in any manner in violation of RCW 21.20.140, the section of the Securities Act of Washington requiring registration.

It is further SUMMARILY ORDERED that respondents, Mayer Etkin and Capital Solutions, Inc. and their agents and employees shall each cease and desist from violation of RCW 21.20.010, the anti-fraud section of the Securities Act.

It is further SUMMARILY ORDERED that respondents Mayer Etkin and Capital Solutions, Inc. shall each cease and desist from violation of RCW 21.20.040, the section of the Securities Act making it unlawful to act as a broker-dealer or securities salesperson without being so licensed in this state.

AUTHORITY AND PROCEDURE

This Order is entered pursuant to the provisions of RCW 21.20.390, and is subject to the provisions of Chapter 34.05 RCW. The respondents Mayer Etkin and Capital Solutions, Inc. may each make a written request for a hearing as set forth in the NOTICE OF OPPORTUNITY TO DEFEND AND OPPORTUNITY FOR HEARING accompanying this order.

If a respondent does not request a hearing, the Securities Administrator intends to adopt the above

Tentative Findings of Fact and Conclusions of Law as final and make the summary order to cease and desist

permanent as to that respondent.

WILLFUL VIOLATION OF THIS ORDER IS A CRIMINAL OFFENSE.

SUMMARY ORDER TO CEASE AND DESIST

DEPARTMENT OF FINANCIAL INSTITUTIONS Securities Division PO Box 9033 Olympia, WA 98507-9033 360-902-8760

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DATED this 26th day of March, 2001. Dabah R Brher DEBORAH R. BORTNER Securities Administrator Approved By: Presented by: Michael E. Stevenson Suzanne E. Sarason Chief of Compliance Senior Enforcement Attorney

DESIST

SUMMARY ORDER TO CEASE AND