

UNITED STATES OF AMERICA
Before the
SECURITIES AND EXCHANGE COMMISSION

SECURITIES EXCHANGE ACT OF 1934
Release No. 100178 / May 20, 2024

ADMINISTRATIVE PROCEEDING
File No. 3-17673

In the Matter of	:	
	:	
EZTD Inc.,	:	ORDER APPROVING APPLICATION OF
	:	FUND ADMINISTRATOR FOR PAYMENT
	:	OF FEES AND EXPENSES AND
Respondent.	:	AUTHORIZING THE APPROVAL AND
	:	PAYMENT OF FEES AND EXPENSES OF
	:	ADMINISTRATION

On November 10, 2016, the Commission issued an Order Instituting Administrative and Cease-and-Desist Proceedings Pursuant to Section 8A of the Securities Act of 1933 and Sections 15(b) and 21C of the Securities Exchange Act of 1934, Making Findings, and Imposing Remedial Sanctions and a Cease-and-Desist Order (the “Order”)¹ against EZTD Inc. (the “Respondent”). In the Order, the Commission found that between June 1, 2001 and August 31, 2014, the Respondent made offers and sales of binary options to U.S. customers through two online trading platforms, eztrader.com and globaloption.com. These binary options constituted securities under the federal securities laws. The Respondent, however, failed to register any of its offers and sales of binary options with the Commission, and it failed to register with the Commission as a broker-dealer. The Commission ordered the Respondent to pay \$1,515,858.00 in disgorgement, \$57,691.00 in prejudgment interest, and a \$200,000.00 civil money penalty, for a total of \$1,773,549.00, to the Commission. The Commission also created a Fair Fund, pursuant to Section 308(a) of the Sarbanes-Oxley Act of 2002, so the penalty paid, along with the disgorgement and interest paid, can be distributed to harmed investors (the “Fair Fund”).

On March 23, 2020, the Division of Enforcement, pursuant to delegated authority, issued an order appointing KCC, LLC as the fund administrator of the Fair Fund and waived the bond requirement.²

In accordance with Rule 1105(d) of the Commission’s Rules,³ the Fund Administrator has submitted to the Commission staff one invoice for services rendered from March 23, 2020 through January 31, 2024, totaling \$53,637.19. The Commission staff has reviewed the Fund Administrator’s invoice, confirmed that the services have been provided, and finds the fees and expenses of \$53,637.19 to be reasonable. The Commission staff has requested that the

¹ Securities Act Rel. No. 10251 (Nov. 10, 2016).

² Order Appointing Fund Administrator and Setting Bond Amount, Exchange Act Rel. No. 88454 (Mar. 23, 2020).

³ 17 C.F.R. § 201.1105(d).

Commission authorize the Office of Financial Management (“OFM”) to pay the Fund Administrator’s fees and expenses of \$53,637.19 from the Fair Fund in accordance with Rule 1105(e) of the Commission’s Rules.⁴

Additionally, to expedite and streamline the process for future payments, the Commission staff has requested that the Commission authorize OFM, at the direction of an Assistant Director of the Office of Distributions, to pay the Fund Administrator’s fees and expenses from the Fair Fund so long as the total amount paid to the Fund Administrator, including the invoice to be paid, does not exceed the total amount of the approved cost proposal submitted by the Fund Administrator.

Accordingly, it is hereby ORDERED, pursuant to Rule 1105(d) of the Commission’s Rules,⁵ that OFM pay the Fund Administrator’s fees and expenses of \$53,637.19 from the Fair Fund in accordance with Rule 1105(e) of the Commission’s Rules.⁶ Further, OFM is authorized to pay, at the direction of an Assistant Director of the Office of Distributions, any fees and expenses of the Fund Administrator from the Fair Fund in accordance with Rule 1105(e) of the Commission’s Rules,⁷ so long as the total amount paid to the Fund Administrator, including the invoice to be paid, does not exceed the total amount of the approved cost proposal submitted by the Fund Administrator.

For the Commission, by the Division of Enforcement, pursuant to delegated authority.⁸

Vanessa A. Countryman
Secretary

⁴ 17 C.F.R. § 201.1105(e).

⁵ 17 C.F.R. § 201.1105(d).

⁶ 17 C.F.R. § 201.1105(e).

⁷ 17 C.F.R. § 201.1105(e).

⁸ 17 C.F.R. § 200.30-4(a)(21)(vi).