

COMMONWEALTH OF VIRGINIA
STATE CORPORATION COMMISSION
AT RICHMOND, AUGUST 1, 2019

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COMMONWEALTH OF VIRGINIA, *ex rel.*

STATE CORPORATION COMMISSION

v.

CASE NO. SEC-2017-00009

HARVEST FINANCIAL GROUP, LLC
and
KYLE THOMAS MILLS,
Defendants

SETTLEMENT ORDER

The State Corporation Commission's ("Commission") Division of Securities and Retail Franchising ("Division") conducted an investigation of Harvest Financial Group, LLC ("Harvest Financial") and Kyle Thomas Mills ("Mills") (collectively, the "Defendants") pursuant to § 13.1-518 of the Virginia Securities Act ("Act"), § 13.1-501 *et seq.* of the Code of Virginia ("Code").

Harvest Financial is a Virginia limited liability company with a last known address of 9003 Quioccasin Road, Suite 200, Richmond, Virginia 23229. Mills is a Virginia resident and the owner and managing member of Harvest Financial.

The Division alleges that from November 2015 through June 2016, an unregistered investment advisor representative ("Unregistered Advisor") was associated with Harvest Financial in violation of § 13.1-504 of the Act. The Unregistered Advisor met with Harvest Financial clients and provided them with investment advice. On occasion, Harvest Financial paid the Unregistered Advisor for such services.

Based on the investigation, the Division alleges Harvest Financial violated § 13.1-504 (C) of the Act by associating with an unregistered investment advisor representative in the Commonwealth.

The Division further alleges that the Defendants violated Commission Rule 21 VAC 5-80-160 A (1) of the Commission's Division of Securities and Retail Franchising Investment Advisors Recordkeeping Requirements by failing to keep adequate books and records relating to disbursements paid out of Harvest Financial's business accounts, books of business, purchase payments, business related payments and investment advisor fee payments.

If the provisions of the Act are violated, the Commission is authorized by § 13.1-519 of the Act to issue temporary or permanent injunctions; by § 13.1-521 (A) of the Act to impose a civil penalty; by § 13.1-521 (C) of the Act to order the defendant make rescission and restitution; and by § 12.1-15 of the Code to settle matters within its jurisdiction.

The Defendants neither admit nor deny the allegations herein, but admit to the Commission's jurisdiction and authority to enter into this Order.

As a proposal to settle all matters arising from these allegations, the Defendants have made an offer of settlement to the Commission wherein the Defendants will abide by and comply with the following terms and undertakings:

(1) The Defendants will pay to the Treasurer of Virginia a total amount of Seven Thousand Five Hundred Dollars (\$7,500) to defray the costs of investigation in this matter to be made in two payments, as follows: (1) the amount of Two Thousand Five Hundred Dollars (\$2,500) payable within fifteen (15) days of the entry of this Order; and (2) the amount of Five Thousand Dollars (\$5,000) payable within sixty (60) days of the entry of this Order;

(2) Within thirty (30) days of the entry of this Order, the Defendants will extend the contract with the current independent third-party compliance firm for a period of at least two (2) years, ending on December 31, 2021; and

(3) Within sixty (60) days of the entry of this Order, the Defendants will provide the Division with a written report to include (a) an update of the review being conducted by the independent third-party compliance firm, and (b) the changes Harvest Financial has implemented as a result of the compliance review.

The Division has recommended that the Commission accept the offer of settlement of the Defendants.

NOW THE COMMISSION, having considered the record herein, the offer of settlement of the Defendants, and the recommendation of the Division, is of the opinion that the Defendants' offer should be accepted.

Accordingly, IT IS ORDERED THAT:

(1) The offer of the Defendants in settlement of the matter set forth herein is hereby accepted.

(2) The Defendants shall fully comply with the aforesaid terms and undertakings of this settlement.

(3) The Commission shall retain jurisdiction in this matter for all purposes, including the institution of a show cause proceeding, or taking such other action it deems appropriate on account of the Defendants' failure to comply with the terms and undertakings of the settlement.

AN ATTESTED COPY hereof shall be sent by the Clerk of the Commission to:
Janet K. DeCosta, Esquire, Janet K. DeCosta, P.C., Washington Square, 1050 Connecticut
Avenue, N.W., Suite 500, Washington, D.C. 20036; and a copy shall be delivered to the
Commission's Office of General Counsel and the Division of Securities and Retail Franchising.

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COMMONWEALTH OF VIRGINIA
STATE CORPORATION COMMISSION

COMMONWEALTH OF VIRGINIA, *ex rel.*
STATE CORPORATION COMMISSION

v.

CASE NO. SEC-2017-00009

HARVEST FINANCIAL GROUP, LLC
and
KYLE THOMAS MILLS,
Defendants

ADMISSION AND CONSENT

Harvest Financial Group, LLC and Kyle Thomas Mills (collectively, the "Defendants") admit to the jurisdiction of the State Corporation Commission ("Commission") as to the party and subject matter hereof, and neither admit nor deny the allegations made herein by the Division of Securities and Retail Franchising, hereby consent to the form, substance and entry of the foregoing Settlement Order ("Order").

The Defendants further state that no offer, tender, threat or promise of any kind whatsoever has been made by the Commission or any member, subordinate, employee, agent or representative thereof in consideration of the foregoing Order.

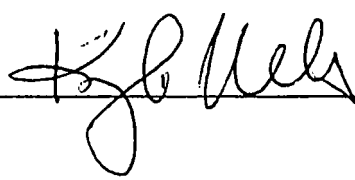
Harvest Financial Group, LLC

Date: 7-22-19

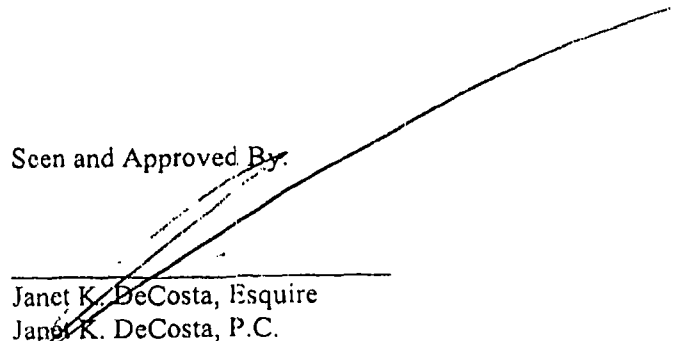
By: 
Its: CEO

Kyle Thomas Mills

Date: 7-22-19



Seen and Approved By.



Janet K. DeCosta, Esquire
Janet K. DeCosta, P.C.
Washington Square
1050 Connecticut Avenue, N.W.
Suite 500
Washington, D.C. 20036