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10 BEFORE THE DEPARTMENT OF BUSINESS OVERSIGHT  
11 OF THE STATE OF CALIFORNIA

12 In the Matter of:

IA LICENSE NO. 133716

13 THE COMMISSIONER OF BUSINESS  
14 OVERSIGHT,

15 Complainant,

ORDER SUMMARILY REVOKING  
INVESTMENT ADVISER CERTIFICATE

16 v.

(CORPORATIONS CODE SECTION 25242)

17 ROBERT ALVIN DAVIS, doing business as  
18 CONTINENTAL INVESTMENT  
19 MANAGEMENT COMPANY, an individual,

20 Respondent.

21 TO: Robert Alvin Davis, doing business as  
22 Continental Investment Management Company  
23 20075 Live Oak Road  
24 Red Bluff, California 96080

25 Manuel P. Alvarez, Commissioner of Business Oversight (Commissioner) of the Department  
26 of Business Oversight (DBO) finds that:

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1           1.       At all relevant times, Robert Alvin Davis, doing business as Continental Investment  
2 Management Company, (Davis) held a valid and unrevoked investment adviser certificate issued by  
3 the Commissioner on October 25, 1978, pursuant to Corporations Code section 25230. At all  
4 relevant times, Davis maintains a place of business at 20075 Live Oak Road, Red Bluff, California  
5 96080.

6           2.       Every investment adviser licensed by the Commissioner is required to file an annual  
7 updating amendment to a disclosure report (Form ADV) with the Investment Adviser Registration  
8 Depository (IARD) within ninety days of the end of the investment adviser's fiscal year. (Corp.  
9 Code § 25241, subd. (a); and Cal. Code Regs., tit. 10, § 260.241.4, subd. (e).) Failure to file an  
10 annual updating amendment to Form ADV with IARD within ninety days of the end of the  
11 investment adviser's fiscal year may subject the investment adviser's certificate to summary  
12 revocation by the Commissioner. (Corp. Code § 25242, subd. (c).)

13           3.       Davis reports to IARD that his fiscal year ends in December.

14           4.       On or about October 11, 2017, the Commissioner's staff conducted a routine  
15 regulatory examination of Davis' investment adviser business. The examination identified several  
16 deficiencies in the conduct of Davis' investment adviser business, including, that Davis failed to file  
17 annual updating amendments to Form ADV with IARD for the years 2012, 2013, 2014, 2015, 2016,  
18 2017, and 2018.

19           5.       On or about November 30, 2017, the Commissioner sent Davis a letter summarizing  
20 the deficiencies identified in the examination, including Davis' failure to file the annual updating  
21 amendments to Form ADV, and requested a response from Davis by December 23, 2017. The  
22 November 30, 2017 letter was sent to Davis by U.S. mail, to Davis' designated address on file with  
23 IARD.

24           6.       Also, on or about January 3, 2018, the Commissioner's staff re-sent the November  
25 30, 2017 letter to Davis by email, to Davis' designated email address on file with IARD.

26           7.       Despite the Commissioner's efforts, Davis failed to file the annual updating  
27 amendments to Form ADV by the December 23, 2017 deadline. To date, Davis has failed to file the  
28 annual updating amendments with IARD.

1           8.       Every investment adviser licensed by the Commissioner is required to pay an annual  
2 renewal fee. (Corp. Code § 25608, subd. (q)(1).) Failure to pay an annual renewal fee may subject  
3 the investment adviser’s certificate to summary revocation by the Commissioner. (Corp. Code §  
4 25242, subd. (c).)

5           9.       On or about November 27, 2017, the Commissioner sent an email to Davis, at the  
6 designated email address on file with IARD, advising Davis of the December 18, 2017 deadline to  
7 pay his 2018 annual renewal fee. The Commissioner informed Davis that failure to pay the 2018  
8 annual renewal fee will result in revocation of Davis’ investment adviser certificate. Davis failed to  
9 pay his 2018 annual renewal fee by the December 18, 2017 deadline.

10          10.       On or about January 3, 2018, the Commissioner sent an email to Davis at the  
11 designated email address on file with IARD, advising Davis that he failed to pay his 2018 annual  
12 renewal fee. The Commissioner informed Davis that failure to pay the 2018 annual renewal fee  
13 within 10 days from the date of the email will result in revocation of Davis’ investment adviser  
14 certificate.

15          11.       Similarly, on or about November 26, 2018, the Commissioner sent an email to Davis,  
16 at the designated email address on file with IARD, advising Davis of the December 17, 2018  
17 deadline to pay his 2019 annual renewal fee. This email informed Davis that failure to pay the 2019  
18 annual renewal fee will result in revocation of Davis’ investment adviser certificate. Davis failed to  
19 pay his 2019 annual renewal fee by the December 17, 2018 deadline.

20          12.       To date, Davis has not paid the 2018 and 2019 annual renewal fees.

21          13.       If the Commissioner finds that an investment adviser is subject to the control of a  
22 conservator, the investment advisor’s certificate may be subject to summary revocation by the  
23 Commissioner. (Corp. Code § 25242, subd. (b).)

24          14.       On or about October 31, 2018, the Superior Court of California, County of Tehama,  
25 entered letters of conservatorship over Davis, in case number 18OR000117. To date, Davis is subject  
26 to the control of a conservator.

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NOW THEREFORE, GOOD CAUSE SHOWING, it is hereby ORDERED under the provisions of Corporations Code section 25242, subdivisions (b) and (c), that the investment adviser certificate of Robert Alvin Davis, doing business as Continental Investment Management Company, is summarily revoked for violations of sections 25241, 25608, and because Robert Alvin Davis is subject to the control of a conservator. This revocation precludes Robert Alvin Davis, doing business as Continental Investment Management Company, from engaging in normal investment adviser activities that solicit or facilitates new business, including for existing clients.

This revocation does not preclude Robert Alvin Davis, doing business as Continental Investment Management Company, from engaging in activities necessary to the winding down of the business such as liquidating transactions, transferring accounts, forwarding any checks received to clearing firms, responding to regulatory inquiries, and otherwise fielding client/customer inquiries for account servicing or document requests, among other things. This order is effective immediately.

This order is necessary, in the public interest, for the protection of investors and consistent with the purposes, policies, and provisions of the Corporate Securities Law of 1968.

Dated: August 28, 2019

MANUEL P. ALVAREZ  
Commissioner of Business Oversight

By: \_\_\_\_\_  
MARY ANN SMITH  
Enforcement Division  
Department of Business Oversight