

OFFICE OF THE MISSISSIPPI SECRETARY OF STATE
CHARITIES DIVISION

IN THE MATTER OF:)	
)	
Sinclair, Townes, & Company)	Administrative Proceeding
)	File Number: LC-16-1832
<i>Respondent</i>)	

CONSENT AGREEMENT

I.

The Charities Division of the Mississippi Secretary of State’s Office (“Division”), having the authority to administer and to provide for the enforcement of all provisions of the Mississippi Regulation of Charitable Solicitations Act (“Act”), Miss. Code Ann. §§ 79-11-501, *et seq.*, and Respondent do hereby enter into this Consent Agreement in resolution of the following allegations by the Division of violations of certain provisions of the act.

1. Respondent is a “fund-raising counsel” as defined in Section 79-11-501(e) (2009) of the Act;
2. Respondent’s registration as a fund-raising counsel with the Division expired on June 30, 2012;
3. On or about April 21, 2016, Respondent filed with the Division a registration renewal application and contracts between Respondent and three registered charities;
4. Mississippi Code Annotated Section 79-11-513 states that no person shall act as a fund-raising counsel for a charitable organization before he has registered with the Secretary of State or after the expiration of registration.
5. Between November 3, 2015 and April 21, 2016, the Respondent acted as a fund-raising counsel, advising Mississippi clients, while not registered in violation of the Act.

II.

Respondent, under the terms of this Consent Agreement and solely for the purposes of resolving the foregoing allegations, stipulates without a hearing to the matters as set forth above in paragraph I. Respondent consents to the issuance of this Consent Agreement and further consents to and agrees to the undertakings contained herein with no formal administrative hearing and determination of wrongdoing. Furthermore, the undersigned agent for Respondent affirms that he has been lawfully vested with the authority to enter into the Consent Agreement on behalf of Respondent.

III.

THEREFORE, in consideration of a final resolution of the matters set forth herein, the Division and Respondent hereby agree and stipulate as follows.

1. Respondent stipulates to the jurisdiction of the Division as to all matters contained herein under the authority of the Act and acknowledges that the issuance of this Consent Agreement is solely for the purpose of resolving the matters set forth herein.
2. The Division shall impose a penalty upon the Respondent in the amount of Two Thousand Two Hundred Fifty Dollars (\$2,250.00). Respondent shall remit payment to the Division payable to the "Mississippi Secretary of State" upon execution of this Agreement.
3. This Consent Agreement is in resolution of the matters contained herein. As a result of this Consent Agreement, the matters contained herein cannot be used as a basis for action by the Division except in determining any penalty as may be imposed by the Division for any future violations of the Act committed by the Respondent and as set forth below.

4. Respondent agrees that it will comply with the provisions of the Act as currently in effect or as may be subsequently amended.

IV.

In the event Respondent fails or neglects to comply with any of the terms, stipulations or undertakings set forth in the Consent Agreement, the Division may, without notice to Respondent, unilaterally rescind this Agreement and institute any legal or administrative proceedings it deems appropriate including, but not limited to, proceedings to address the matters set forth herein.

C. DELBERT HOSEMANN, JR.
Secretary of State

By:



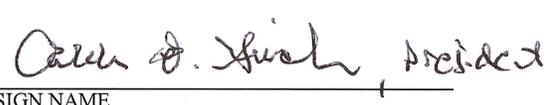
JESSICA LEIGH LONG
Senior Attorney
Charities Division

Date:

May 20, 2016

SINCLAIR, TOWNES & COMPANY

By:



SIGN NAME

Calder P. Sinclair
PRINT NAME

President
TITLE

Date:

5-17-16