

1 **STATE OF WASHINGTON**
2 **DEPARTMENT OF FINANCIAL INSTITUTIONS**
3 **SECURITIES DIVISION**

4 IN THE MATTER OF DETERMINING
Whether there has been a violation of the
5 Securities Act of Washington by:

6 Beverly A. Mumper, CPA, PS, CRD 116893
and Beverly Ann Mumper, CRD 3023427

7 Respondents

Order No.: S-23-3578-23-SC01

STATEMENT OF CHARGES AND NOTICE OF
INTENT TO ENTER AN ORDER TO REVOKE
REGISTRATIONS, IMPOSE FINES, AND
CHARGE COSTS

8 **THE STATE OF WASHINGTON TO:** Beverly A. Mumper, CPA, PS CRD 116893
9 Beverly Ann Mumper, CRD 3023427

10 **STATEMENT OF CHARGES**

11 Please take notice that the Securities Administrator of the state of Washington has reason to believe
12 that Respondents, Beverly A. Mumper, CPA, PS and Beverly Ann Mumper, have violated the Securities Act
13 of Washington. The Securities Administrator believes those violations justify the entry of an order to revoke
14 Respondents' registrations, to impose fines, and to charge costs pursuant to RCW 21.20.110. The Securities
15 Administrator finds as follows:

16 **TENTATIVE FINDINGS OF FACT**

17 **Respondents**

18 1. Beverly A. Mumper, CPA, PS ("Mumper PS") is a Washington corporation with a principal
19 place of business in Montesano, Washington. It has been registered as an investment adviser with the
20 Washington State Securities Division ("Securities Division") since November 30, 1998. The investment
21 adviser's Central Registration Depository ("CRD") number is 116893.

22 2. Beverly Mumper is a resident of Montesano, Washington. Ms. Mumper is an investment
23 adviser representative and the owner of Mumper PS. Ms. Mumper's CRD number is 3023427.

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Nature of the Conduct

3. Each investment adviser registered with the Securities Division must make annual filings with the director after the investment adviser's fiscal year-end.

4. An investment adviser must, under WAC 460-24A-060, file with the director a fiscal year-end balance sheet within 120 days following the end of the fiscal year-end. The Securities Division reviews these balance sheets to determine whether the investment adviser meets the minimum financial requirements as set forth in WAC 460-24A-170.

5. Mumper PS has a fiscal year-end of December 31. Its 2022 year-end balance sheet was due by April 30, 2023.

6. In addition, an investment adviser must, under WAC 460-24A-205, file an annual updating amendment to its Form ADV within 90 days after the end of its fiscal year. This annual amendment must include any changes to Form ADV Parts 1 and 2. The Securities Division reviews the annual updates to Form ADV to determine whether the investment adviser is making necessary disclosure to investors and track where the adviser's books and records are stored. Mumper PS's updating amendment was due by March 31, 2022 for 2021's annual amendment, and by March 31, 2023 for 2022's annual amendment.

7. The Securities Division sent Respondents reminders by electronic mail, by regular mail, and by telephone to remind Respondents to file a balance sheet and the annual updating amendments.

8. Mumper PS filed its 2022 year-end balance sheet on May 23, 2023, which was 23 days after it was due.

9. On February 23, 2023, the Securities Division called the Respondent and requested Mumper PS's annual updating amendment. Further, on May 30, 2023, the Securities Division left a voicemail message requesting Mumper PS's annual updating amendment.

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Pursuant to RCW 21.20.110(7), and based upon the above Tentative Findings of Fact and Conclusions of Law, the Securities Administrator intends to order that Respondents shall be jointly and severally liable for and shall pay costs of at least \$1,000.

AUTHORITY AND PROCEDURE

This Statement of Charges is entered pursuant to the provisions of Chapter 21.20 RCW and is subject to the provisions of Chapter 34.05 RCW. The Respondents may 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 in the allowed time, the Securities Administrator intends to adopt the above Tentative Findings of Fact and Conclusions of Law as final and enter an order revoking the respondent’s registration and imposing the fine and charging the costs sought.

SIGNED AND ENTERED THIS 13 day of June, 2023.



/s/
William M. Beatty
Securities Administrator

Approved by:
/s/
Brian Guerard
Chief of Enforcement

Presented by:
/s/
Sara Lewis
Financial Legal Examiner