

Before the Investor Protection Director  
of the State of Delaware

OCT 14 2016

In the Matter of	)	
	)	<b>Investor Protection Case 16-4-4</b>
MONTCHANIN ASSET	)	
MANAGEMENT, LLC,	)	
	)	<b>ADMINISTRATIVE CONSENT ORDER</b>
Respondent.	)	
	)	
_____	)	

WHEREAS, Montchanin Asset Management, LLC (“Montchanin”) is an investment adviser registered in the State of Delaware within the meaning of § 73-103(a)(8) of the Delaware Securities Act, with a Central Registration Depository (“CRD”) number of 115365; and

The Delaware Department of Justice, Investor Protection Unit, has conducted an investigation into the failure of Montchanin to timely register Edmund Burke (“Burke”), an investment advisor representative and employee of Montchanin (the “Investigation”); and

Montchanin elects to waive permanently any right to a hearing and appeal under 6 *Del. C.* §§ 73-304, 73-502, or 73-601 with respect to this Order; and

Solely for the purpose of terminating this Investigation, and in settlement of the issues contained in this Order, Montchanin, without admitting or denying the findings of fact or conclusions of law contained in this Order, consents to the entry of this Order.

NOW, THEREFORE, the Investor Protection Director for the State of Delaware (the “Director”), as administrator of the Delaware Securities Act (6 *Del C.* Ch. 73) (the “Act”), hereby enters this Order:

**I.**

**FINDINGS OF FACTS**

1. Montchanin admits the jurisdiction of the Delaware Department of Justice, Investor Protection Unit in this matter.
2. Montchanin is an investment adviser that was, at all times relevant to this investigation, operated by William K. Dugdale (“Dugdale”) and Douglas M. McCoy (“McCoy”).

3. In June 2015, Edmund Burke (“Burke”) joined Montchanin as an investment advisor representative within the meaning of § 73-103(a)(9) of the Delaware Securities Act.

4. Montchanin failed to register Burke until February 18, 2016, although Burke was held out as an investment advisor representative and placed trades on behalf of Montchanin from the time he became employed by Montchanin.

## II.

### CONCLUSIONS OF LAW

1. The Delaware Department of Justice, Investor Protection Unit has jurisdiction over this matter pursuant to 6 *Del. C.* § 73-501.

2. Montchanin’s failure to timely register Burke constitutes a violation of 6 *Del. C.* § 73-302 and Rule 701 of the Rules Pursuant to the Delaware Securities Act.

3. The Delaware Department of Justice, Investor Protection Unit finds the following relief appropriate and in the public interest.

## III.

### ORDER

On the basis of the Findings of Facts, Conclusions of Law, and Montchanin’s consent to the entry of this Order,

IT IS HEREBY ORDERED that:

1. Montchanin shall pay a fine of \$5,000 within seven days of execution of this Order.
2. This Order concludes the investigation by the Delaware Department of Justice, Investor Protection Unit as it relates to Montchanin’s untimely registration of Burke. The State of Delaware will take no further action against Montchanin based on the untimely registration of Burke.

3. This Order shall be binding upon Montchanin with respect to all conduct subject to the provisions above and all future obligations, responsibilities, undertakings, commitments, limitations, restrictions, events, and conditions.

Dated this 14<sup>th</sup> day of October, 2016.

**BY ORDER OF THE INVESTOR PROTECTION UNIT**

   
\_\_\_\_\_  
Gregory C. Strong  
Director, Investor Protection Unit

**CONSENT TO ENTRY OF CONSENT ORDER BY  
MONTCHANIN ASSET MANAGEMENT, LLC**

Montchanin Asset Management, LLC hereby acknowledges that it has been served with a copy of this Consent Order ("Order"), has read the foregoing Order, is aware of its right to a hearing and appeal in this matter, and has waived the same.

Montchanin admits the jurisdiction of the Investor Protection Unit, neither admits nor denies the Findings of Facts and Conclusions of Law contained in this Order, and consents to entry of this Order by the Investor Protection Unit as settlement of the issues contained in this Order.

Montchanin states that no promise of any kind or nature whatsoever was made to it to induce it to enter into this Order and that it has entered into this Order voluntarily.

Nicholas C. McKay represents that he is COO of Montchanin and that, as such, has been authorized by Montchanin to enter into this Order for and on behalf of Montchanin.

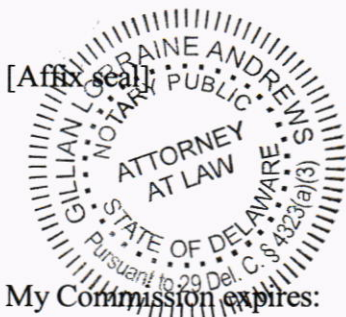
Dated this 14<sup>th</sup> day of October, 2016.

Montchanin Asset Management, LLC

By: [Signature]

Title: COO

SUBSCRIBED AND SWORN TO before me this 14<sup>th</sup> day of October, 2016.



[Signature]  
Notary Public

My Commission expires:  
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