

COMMONWEALTH OF PENNSYLVANIA
DEPARTMENT OF BANKING AND SECURITIES

BANKING AND SECURITIES COMMISSION SPECIAL MEETING 2024

MONDAY, MARCH 25, 2024

PUBLIC SESSION

The special meeting of the Banking and Securities Commission was conducted via Teams, with the following in attendance remotely:

Chairman James R. Biery
Vice Chair Wendy Spicher
Commissioner William R. Luterma
Commissioner Mary E. Zenner
Commissioner Vincent Gastgeb
Stefanie Hamilton, Chief Counsel
Paul Wentzel, Sr., Legislative Director

Seamus Dubbs, Deputy Chief Counsel
Michael Gennett, Commission Counsel
Mary Beth Stringent, Deputy Secretary
Joan Nissley, Communications Director
Eileen Smith, Legal Office Administrator
Deborah Mallek, Administrative Officer

CALL TO ORDER

1. At 1:03 p.m., James R. Biery, Commission Chair, called the meeting to order.

2. Chairman Biery advised participants that the meeting was being recorded, and by their participation they were consenting to being recorded.

3. Chairman Biery took roll call. Chairman Biery, Secretary Spicher, Commissioner Zenner appeared remotely. Commissioner Gasteb and Commissioner Luterma attended via telephone. All other individuals in attendance identified themselves.

4. Chairman Biery stated that, with all five of the Commissioners participating, it fulfilled the quorum requirement of section 1121-A.(f) of the Department of Banking and Securities Code. Chairman Biery stated that, as required by Section 709 of the Sunshine Act, the Commission previously published notice of this meeting in the Harrisburg Patriot News. In addition, the Commission posted a meeting agenda on the Department's website. Also, the Commission posted the agenda at the Department's physical location.

5. Chairman Biery noted that the minutes of this meeting were being taken, a draft of which will be circulated to the Commissioners prior to their next quarterly meeting.

ADJUDICATION MATTERS

6. There is one adjudication matter before the Commission. *Commw. of Pennsylvania, Dep't of Banking and Securities, Bureau of Securities Compliance and Examinations v. Goldata Computer Services, Inc., et al.* (No. 210039 (SEC-OSC)): The Commission will consider a Request for Rehearing and/or Reconsideration of a Final Order

Secretary Wendy Spicher recused herself from involvement in the matter of *Bureau v. Goldata Computer Services, Inc., et al* because she served as a Deputy Secretary for Securities for a portion of the period covered in the Department's investigation of the allegations. Therefore, she did not take part.

7. The Commission took official action in the matter discussed. A motion was made and seconded to deny a request for a rehearing and/or reconsideration in this matter. By a vote of 4-0 the motion carried (with Secretary Spicher abstaining).

A motion was made and seconded to approve a Final Order to deny a request for rehearing and/or reconsideration in the matter of *Commw. of Pennsylvania, Dep't of Banking and Securities, Bureau of Securities Compliance and Examinations v. Goldata Computer Services, Inc. d/b/a Goldata Financial, Elliot Mitchell Goldberg 1931 Funding LLC, 567 Funding LLC, 442 Funding LLC, 803 Funding LLC, and LEGS 1 LLC*. By a vote of 4-0 the motion carried (with Secretary Spicher abstaining). Commission will issue a Final Order denying the request.

GENERAL PUBLIC COMMENT

8. Chairman Biery noted that, because no members of the public were present, there would be no general public comment during the segment of the meeting allocated for it.

ADJOURNMENT

9. Chairman Biery asked for a motion to adjourn the meeting. Motion was made and seconded. After a unanimous vote, the meeting was adjourned at 1:27 p.m.