
NORTH AMERICAN DERIVATIVES EXCHANGE, INC.
NOTICE OF DISCIPLINARY ACTION

FILE NO.: INQ_2018_025

MEMBER: Devin Campbell

NADEX RULES:

NADEX MEMBERSHIP AGREEMENT

Member Acknowledgements and Authorizations, Section (h):

You acknowledge and agree that You will, following a request by Nadex, promptly provide to Nadex financial or other information as Nadex may reasonably request or as may be required for Nadex to respond to a request for information from the Commodity Futures Trading Commission ("CFTC") or other regulatory or judicial bodies.

RULE 3.3 MEMBER OBLIGATIONS

- (a) Each Member and any Authorized Trader(s) thereof, must comply with these Rules, applicable provisions of the Commodity Exchange Act, and relevant Commission regulations. Each Member and any Authorized Trader(s) thereof must also cooperate promptly and fully with Nadex, its agents, and/or the Commission in any investigation, call for information, inquiry, audit, examination, or proceeding. Such cooperation shall include providing Nadex with access to information on the activities of such Member and/or Authorized Trader in any referenced market that provides the underlying prices for any Nadex market. . . .

RULE 5.19 PROHIBITED TRANSACTIONS AND ACTIVITIES

- (h) No Person shall engage in any activity that presents a risk of harm to Nadex, its Members, or the public.
- (k) No Person shall intentionally provide misleading, erroneous, or fraudulent information to Nadex on a membership application or otherwise.
- (l) No Person shall create a false appearance of a partnership, agency, employment or affiliate relationship with Nadex and no Person shall unlawfully solicit customer funds for deposit at Nadex.
- (m) No Member may operate or solicit in any capacity that may require registration with the Commodity Futures Trading Commission (CFTC) without being properly registered.

FINDINGS: On August 10, 2018, the Compliance Department sent Devin Campbell (“Campbell”) an Account Inquiry letter requesting, among other things, details regarding the name and business operations of certain businesses he was affiliated with as well as the nature of the relationship between Campbell and those businesses and relevant third parties. Despite several notices to respond to the request for information, Campbell failed to comply/and or respond to the inquiry letter in a timely manner. The Compliance Department acknowledges that Campbell eventually responded to certain inquiries and requests for information. However, Campbell failed to produce requests for information and documentation, as well as full and complete statements from his bank account for requested time periods.

On October 2, 2019, the Compliance Department sent Campbell an Investigation Inquiry letter requesting, among other things, further clarification of his previous responses and details regarding his business activities. The Investigation Inquiry letter also requested supporting documentation. Despite a notice to respond to the request for information, Campbell fully failed to respond to the Investigation Inquiry letter.

The Compliance Department found that, based on a preponderance of the evidence, Campbell engaged in business activities in a manner that would require registration with the CFTC, and directly or indirectly solicited customer funds for trading at Nadex through his association with OneBell & Associates and TradeDow.

Campbell violated Exchange Rule 5.19(l) when, by way of various websites and businesses, he directly or indirectly solicited customer funds for trading at Nadex. Also, the Compliance Department concluded that Campbell violated Exchange Rule 5.19(m) when he, without being properly registered, engaged in business activity through the aforementioned websites and organizations, operating and soliciting in a manner that required registration with the CFTC. Based on the numerous misrepresentations on Campbell’s business websites, as well as the unregistered activities of these businesses, Nadex Compliance found that Campbell violated Nadex Rule 5.19(h) by engaging in activity that presents a risk of harm to Nadex, its Members or the public. The Compliance Department also found that Campbell violated Nadex Rule 5.19(k) when he impeded the progress of an investigation by providing contradictory and misleading information to Nadex throughout the investigative process or otherwise, and violated Nadex Rule 3.3(a) and Member Acknowledgements and Authorizations, Section (h) of the Nadex Membership Agreement when he failed to fully cooperate with the Compliance Department’s requests for information.

PENALTY: By settlement agreement, in which Devin Campbell neither admitted nor denied the findings or conclusions of the investigation, and taking his financial condition into consideration, Campbell has been assessed a \$200.00 fine. Additionally, Devin Campbell’s Nadex Membership has been revoked, his account terminated, and he has been permanently banned from trading on Nadex markets, either directly for his own account, through an intermediary, or as an authorized trader on behalf of any other account.

EFFECTIVE DATE: September 17, 2021