



**STATE OF NEW MEXICO
REGULATION AND LICENSING DEPARTMENT
SECURITIES DIVISION**

IN THE MATTER OF:)
)
MARK E. MASCOLO) Case No.
)
Respondent(s).)

CONSENT AGREEMENT

This Consent Agreement (“Agreement”) is made by and between the New Mexico Securities Division (“division”) through its acting director, Benjamin R. Schrope (“director”), and the respondent Mark E. Mascolo (“Mascolo”):

I. FACTS

WHEREAS, the respondent is an individual whose address is 1405 Colonel James Hardin Road, Clifton, TN 38425;

WHEREAS, the respondent is not registered in the State of New Mexico as a broker-dealer, agent, investment adviser or investment adviser representative pursuant to the provisions of NMSA 1978 § 58-13C-501 *et seq.* The New Mexico Uniform Securities Act, (“the Act”);

WHEREAS, the respondent has no known history of previous violations of the Act, nor known prior criminal convictions in this or any other jurisdiction;

WHEREAS, on or about March 28, 2013, the respondent received ten thousand (\$10,000) dollars from Joseph Hawranek and/or Rita Harwanek (“Hawraneks”);

WHEREAS, the above- stated amount was paid in response to a solicitation made by the respondent in order to seek funds to create and/or maintain an entity known as the Elevation Project with the stated purpose of providing alcohol and/or drug rehabilitation and/or treatment services;

WHEREAS, the respondent represented to the Harwaneks that the above-stated amount would be used to purchase a certificate of deposit, that would be maintained as capital for the Elevation Project to help enable it to receive future funding; and the respondent further represented to the Harwaneks that the above-stated amount and the interest accruing therefrom would be repaid at the end of May, 2014;

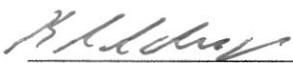
WHEREAS, the respondent did not use the above-state amount to purchase any certificates of deposit as represented;

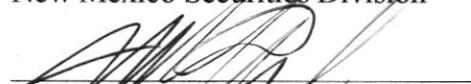
WHEREAS, the respondent and the division agree that there are factual and legal disputes as to whether the respondent as violated the Act or any other laws of the state of New Mexico;

NOW, THEREFORE, the respondent and the division agree that:

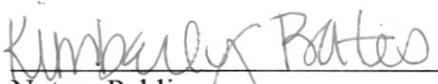
1. The division has jurisdiction over this matter pursuant to the Act;
2. The respondent neither admits nor denies any violation of the Act and/or the laws of the State of New Mexico;
3. The respondent having previously paid the Hawraneks restitution in the amount of eleven thousand (\$11,000) dollars, and that such amount shall be considered by the division sufficient restitution arising from the allegations stated above;
4. The respondent is hereby permanently barred from transacting securities in the state of New Mexico;
5. The division shall take no further administrative, civil or criminal action against the respondent for any conduct alleged above;
6. Nothing in this agreement shall limit any action(s) that currently exist or hereinafter brought by a party other than the division, its employees, agents and representatives, this including any personal action initiated by the Hawraneks;
7. The respondent agrees that if he shall fail to abide by the terms and conditions of this agreement, the division may take administrative, civil or criminal action against the respondent for any conduct alleged above;

Effective this 18 day of ~~August~~ ^{September}, 2017


Benjamin R. Schrope, Acting Director
New Mexico Securities Division


Mark E. Mascolo (Respondent)

SUBSCRIBED AND SWORN TO before me this 18 day of ~~August~~ ^{September}, 2017.


Notary Public

My commission expires: 8/4/18