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COMMONWEALTH OF PENNSYLVANIA
DEPARTMENT OF STATE
BEFORE THE SECRETARY OF THE COMMONWEALTH

Commonwealth of Pennsylvania	:	
Bureau of Charitable Organizations	:	
	:	
vs.	:	Docket No. 0006-98-12
	:	File No. 12-98-00900
Peregrine Arts, Inc.,	:	
Respondent	:	

CONSENT AGREEMENT AND ORDER

The Commonwealth of Pennsylvania, Bureau of Charitable Organizations ("Bureau") and Peregrine Arts, Inc. ("Respondent") stipulate as follows in settlement of the above-captioned case.

JURISDICTION

1. This matter is before the Secretary of the Commonwealth ("Secretary") pursuant to the Solicitation of Funds for Charitable Purposes Act ("the Act"), Act of December 19, 1990, P.L. 1200, No. 202, *as amended* ("Act"), 10 P.S. §§ 162.1 *et. seq.*
2. Respondent is a charitable organization that is required to be registered with the Bureau.
3. Respondent initially became registered as a charitable organization with the Bureau, Registration Number 33383, on November 2, 2007.

STIPULATED FACTS

3. Respondent admits that the following allegations are true:
 - a. Respondent's last known physical address is 2920 Cambridge Street, Philadelphia, PA 19130.
 - b. Respondent is a charitable organization that is required to be registered with the Bureau.

- c. Respondent initially became registered as a charitable organization with the Bureau, Registration Number 33383, on November 2, 2007.
- d. On or about May 13, 2011, the Respondent submitted registration materials for fiscal year ending June 30, 2010.
- e. Respondent's registration materials for fiscal year ending June 30, 2010 included a Bureau Form BCO-10, an IRS Form 990, a Bureau Form BCO-23, the registration fee, and unsigned Financial Statements seemingly prepared by certified public accountant, Maureen I. McMahan.
- f. By on or about May 13, 2011, Ms. McMahan had only provided Respondent with a copy of drafted Financial Statements for fiscal year ending June 30, 2010, as Respondent had not yet paid Ms. McMahan for her compilation.
- g. Ms. McMahan had stamped the Financial Statements with the word "DRAFT" in the upper right corner of the document prior to sending them to the Respondent for review.
- h. Respondent covered the DRAFT marks on Ms. McMahan's Financial Statements and submitted the Financial Statements to the Bureau as completed financial statements.
- i. On or about July 21, 2011, after communicating with the Bureau concerning its registration, Respondent faxed a copy of the front page of Ms. McMahan's drafted Financial Statements with the word "DRAFT" on the upper right corner of the document.
- j. On or about March 12, 2012, the Respondent filed an independent certified public accountant's compilation report on the Respondent's financial statements for fiscal year ending June 30, 2010.

AGREED VIOLATIONS

- 4. Respondent agrees and admits that by engaging in the foregoing activities:

a. Respondent violated the Act at 10 P.S. § 162.15(a)(1) by and through 10 P.S. § 162.17(a)(3) by making a material false statement in an application, statement or report required to be filed under the Act; and

b. Respondent violated the Act at 10 P.S. § 162.15(a)(1) by and through 10 P.S. § 162.5(f) by failing to file with the Bureau a compilation, audit or review completed and signed by an independent certified public accountant or public accountant for fiscal year ending June 30, 2010.

PROPOSED ORDER

5. The participants, intending to be legally bound, consent to issuance of the following Order in settlement of this matter:

a. Respondent violated the Act as set forth in Paragraph 4.

ADMINISTRATIVE FINE

b. An ADMINISTRATIVE FINE of two thousand dollars (\$2,000.00) is levied upon Respondent. Respondent shall tender the full sum of two thousand dollars (\$2,000.00), with this executed Consent Agreement which shall be paid by certified check, cashiers check, attorney's check, or U.S. Postal money order made payable to the "Commonwealth of Pennsylvania."

PUBLIC REPRIMAND

c. A PUBLIC REPRIMAND is hereby issued to Respondent.

CASE SETTLED AND DISCONTINUED

6. This case shall be deemed settled and discontinued upon the Secretary issuing an Order adopting this Consent Agreement and the Respondent's successful completion of the requirements of this Order. However, nothing in this Consent Agreement and Order shall preclude the Prosecution Attorney

for the Bureau from filing charges or the Secretary from imposing disciplinary or corrective measures for violations or facts not contained in this Consent Agreement and Order.

ACKNOWLEDGEMENT OF NOTICE AND WAIVER OF HEARING

7. Respondent waives the filing of an Order to Show Cause in this matter. Respondent knowingly and voluntarily waives the right to an administrative hearing in this matter, and to the following rights related to the hearing: to be represented by counsel at the hearing; to present witnesses and testimony in defense or in mitigation of any sanction that may be imposed for a violation; to cross-examine witnesses and to challenge evidence presented by the Bureau; to present legal arguments by means of a brief; and to take an appeal from any final adverse decision.

AGREEMENT NOT BINDING ON OTHER PARTIES

8. This Consent Agreement is between the Bureau and Respondent only. It does not bind any other administrative or governmental entity of the Commonwealth of Pennsylvania, including any other bureau within the Department of State. It does not bind the Respondent regarding any person or governmental entity other than the Bureau. Except as otherwise noted, this Agreement is to have no legal effect if (a) the Office of General Counsel expresses an objection to the Agreement's form or legality and/or (b) unless and until the Secretary issues the stipulated Order.

EFFECT OF SECRETARY'S REJECTION

9. Should the Secretary not approve this Consent Agreement, presentation to and consideration of this Consent Agreement and other documents and matters by the Secretary shall not prejudice the Secretary from further participation in the adjudication of this matter. This paragraph is binding on the participants even if the Secretary does not approve this Consent Agreement.

ENTIRE AGREEMENT

10. This Agreement contains the whole agreement between the parties; provided, however, that the captions printed in the various provisions of this agreement are for ease of reading only and are not to be interpreted as forming any part of this agreement. There are no other terms, obligations, covenants, representations, statements or conditions, or otherwise, of any kind whatsoever, concerning this Agreement.

AGREEMENT DOES NOT PREVENT REFERRAL TO OTHER AGENCIES

11. The parties acknowledge that other federal, state, and/or local agencies may have jurisdiction over the activities of, or representations made by, Respondent and its officers, directors, agents, employees or independent contractors. Nothing in this Consent Agreement or the Order based upon this Consent Agreement shall preclude representatives of the Bureau from referring any information or data produced as a result of this matter to any federal, state, or local agency or governmental unit having jurisdiction over the activities of Respondent or any officer, director, agent, employee or independent contractor of the Respondent.

VERIFICATION OF FACTS AND STATEMENTS

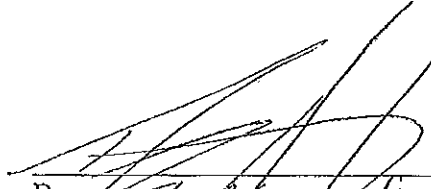
12. Respondent verifies that the facts and statements set forth in this Agreement are true and correct to the best of Respondent's knowledge, information and belief. Respondent

understands that statements in this Agreement are made subject to the criminal penalties of 18 Pa.C.S. § 4904 relating to unsworn falsification to authorities.

Peregrine Arts, Inc.



Jacquelyn E. Pfursich, Esquire
Prosecuting Attorney
Department of State



By: Maddens Esquire
Title: Exec. Director
Respondent

DATED:

4/2/12

DATED:

3/25/12



IN THE MATTER OF
PEREGRINE ARTS, INC.
FILE NO. 12-98-00900

ORDER

AND NOW, to wit, on this 9th day of April 2012, the terms of paragraph 5 of the foregoing Consent Agreement are hereby adopted and incorporated as the Order of the Secretary of the Commonwealth in resolution of this matter. This Order shall take effect immediately.

BY ORDER:

A handwritten signature in cursive script, appearing to read "Carol Aichele".

Carol Aichele
Secretary of the Commonwealth