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STATE OF CALIFORNIA
BUSINESS, TRANSPORTATION AND HOUSING AGENCY
DEPARTMENT OF CORPORATIONS

TO: Elevated Sound Productions, LLC
Jake Hurtado
1525 Mesa Verde
Costa Mesa, CA 92626

Elevated Sound Productions, LLC
2740 Fulton Ave, Ste. 101-9
Sacramento, CA 95821

DESIST AND REFRAIN ORDER

(For violations of section 25110 of the California Corporations Code)

The California Corporations Commissioner finds that:

1. At all times relevant hereto, Elevated Sound Productions, LLC (“Elevated Sound”) was a California limited liability company located at 1525 Mesa Verde, Costa Mesa, California 92626, and 2740 Fulton Ave, Suite 101-9, Sacramento, California 95821. Elevated Sound has a web site at www.elevatedsoundproduction.com. According to the web site, Elevated Sound specializes in the production and management of a wide variety of events, “Unifying the need for artistic creativity and imagination with progressive entertainment based engagements.”

2. At all relevant times herein, Jake Hurtado (“Hurtado”) was an individual with a business address of 1525 Mesa Verde, Costa Mesa, California 92626. Jake Hurtado is a senior salesperson for Elevated Sound.

3. Elevated Sound’s web site invites the public to “Make Entertainment Partnerships that will last a lifetime” and “Tap into the all inclusive entertainment industry that grosses over \$730 Billion annually . . . Diversify your portfolio with multiple partnerships & investment strategies.” The site touts the benefits of its partnerships, including the ability to “Participate in Multiple Projects Annually” with a “Re-investment Strategy Provided” in a “Recession Resistant Industry” and “Additional Income-Increasing Net Worth.” The fillable online form invites name and contact

1 information in order to obtain a “Partnership Guide.” Respondents also provide an email and toll-free
2 number “to receive more details regarding the benefits of Partnerships or Sponsorship.”

3 4. The web site also promotes the “Playground Music Festival 2011,” a two-day concert
4 scheduled for Labor Day weekend, September 3-4, 2011 in Irvine, California (the “Music Festival”)
5 that is produced and promoted by Respondents.

6 5. Since at least in or about August 2011 and continuing thereafter, Elevated Sound and
7 Hurtado have offered or sold securities, including but not limited to investment contracts in the form
8 of “partnerships” or “units” in the Music Festival, to the general public through the web site and
9 through unsolicited, or “cold” calls, from California.

10 6. On or about August 11, 2011, Respondents cold-called a resident of Michigan (the
11 “Resident”) and offered him an investment in the Music Festival in the amount of \$67,137.
12 Respondents told the Resident that they had only two and one-half (2 ½) remaining units in the Music
13 Festival, and that the investment would earn the Resident a return of twice his principal, or roughly
14 \$130,000, on a sold-out concert. The Resident decided not to invest after Respondents refused to
15 provide an office address or additional detailed information.

16 7. On or about August 18, 2011, Respondents cold-called the Resident and offered him an
17 investment in the Music Festival in the amount of \$23,497.95. Respondents told the Resident this was
18 the last available position, and that the investment would pay two to one, or roughly \$50,000, in thirty
19 (30) days on a sold-out show. Respondents asked the Resident to send a check payable to Elevated
20 Sound Productions, but refused to provide additional documents or information. The Resident did not
21 invest.

22 8. The foregoing securities were offered and sold in this state in issuer transactions. The
23 Department of Corporations has not issued a permit or other form of qualification authorizing any
24 person or entity to offer and sell these securities in this state.

25 Based on the foregoing findings, the California Corporations Commissioner is of the opinion
26 that Elevated Sound Productions, LLC and Jake Hurtado engaged in the offer and sale of securities,
27 including but not limited to investment contracts in the form of “partnerships” or “units” in the Music
28 Festival. These securities have not been qualified under the California Corporate Securities Law of

1 1968, set forth at California Corporations Code section 25000 *et. seq.*, in violation of section 25110 of
2 the Corporations Code. Pursuant to section 25532 of the Corporations Code, Elevated Sound
3 Productions, LLC and Jake Hurtado are hereby ordered to desist and refrain from the further offer or
4 sale in the State of California of securities, including but not limited to investment contracts in the
5 form of “partnerships” or “units” in the Music Festival, unless and until qualification has been made
6 under said law or unless exempt.

7 This Order is necessary, in the public interest, for the protection of investors and consistent
8 with the purposes, policies, and provisions of the Corporate Securities Law of 1968.

9 Dated: September 1, 2011
10 Los Angeles, California

11 PRESTON DuFAUCHARD
12 California Corporations Commissioner

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14 By _____
15 ALAN S. WEINGER
16 Deputy Commissioner
17 Enforcement Division
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