

**STATE OF NEW MEXICO  
SECURITIES DIVISION  
SANTA FE, NEW MEXICO**

**IN THE MATTER OF:**

**Electronic Filing through EFD, and  
Electronic Payments of Fees**

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**ORDER MANDATING USE OF EFD SYSTEM, AND  
USE OF ELECTRONIC FILING OF FEES**

WHEREAS, §58-13C-302.C NMSA 1978 of the New Mexico Uniform Securities Act (the "Act"), requires Rule 506 of Regulation D to file a notice filing by or on behalf of an issuer;

WHEREAS, the North American Securities Administrators Association ("NASAA") have created an electronic filing system known as the Electronic Filing Depository ("EFD") through which issuers will make their filings and pay the appropriate fees electronically;

WHEREAS, §§58-13C-601(A) and 605(A)(1) authorize the Director to administer the Act, including issuing orders necessary to carry out the Act;

WHEREAS, §58-13C-608(A) authorizes the Director to coordinate with other state securities regulators, among others, to effectuate greater uniformity in securities matters;

WHEREAS, EFD is now able to accept on behalf of the Director notice filings from SEC-registered notice filers together with the appropriate filings fees due to the New Mexico Securities Division ("Division");

WHEREAS, it is extremely important there be uniformity in the way the New Mexico Securities Division accepts the appropriate filings fees due to the Division;

WHEREAS, all payments for all securities registrations made to the Division shall be electronic, via wire/ACH or bankcard.

**IT IS THEREFORE ORDERED THAT:**


1. Effective immediate the Division will now require issuers offering a security pursuant to Regulation D, Rule 506 to file the notice via EFD by providing all required information as prescribed by EFD and the appropriate fee(s) in a manner prescribed by EFD.


2. The Division will no longer accept checks.

3. This Order remains in effect unless and until amended or rescinded by subsequent Order, or Superseded by subsequent rule or state.

SIGNED ON THIS 16<sup>TH</sup> day of March, 2015, Santa Fe, New Mexico



  
Alan R. Wilson, Director  
New Mexico Securities Division

  
Rosemarie Ulibarri, CFE  
Compliance Manager  
New Mexico Securities Division