

**UNITED STATES OF AMERICA**  
**Before the**  
**SECURITIES AND EXCHANGE COMMISSION**

**SECURITIES EXCHANGE ACT OF 1934**  
**Release No. 97856 / July 7, 2023**

**ADMINISTRATIVE PROCEEDING**  
**File No. 3-17673**

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<b>In the Matter of</b>	:	
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<b>EZTD Inc.,</b>	:	<b>ORDER APPROVING</b>
	:	<b>PLAN OF DISTRIBUTION</b>
	:	
<b>Respondent.</b>	:	
	:	

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On November 10, 2016, the Commission issued an Order Instituting Administrative and Cease-and-Desist Proceedings Pursuant to Section 8A of the Securities Act of 1933 and Sections 15(b) and 21C of the Securities Exchange Act of 1934, Making Findings, and Imposing Remedial Sanctions and Cease-and-Desist Order (the “Order”)<sup>1</sup> against EZTD Inc. (the “Respondent”). In the Order, the Commission found that between June 1, 2001 and August 31, 2014, the Respondent made offers and sales of binary options to U.S. customers through two online trading platforms, eztrader.com and globaloption.com. These binary options constituted securities under the federal securities laws. The Respondent, however, failed to register any of its offers and sales of binary options with the Commission and it failed to register with the Commission as a broker-dealer. The Respondents also made statements on the trading platforms that misstated or omitted to state the true financial risk associated with investing in the firm’s binary options. The Commission ordered the Respondent to pay \$1,515,858 in disgorgement, \$57,691 in prejudgment interest, and a \$200,000 civil money penalty, for a total of \$1,773,549, to the Commission. The Commission also created a Fair Fund, pursuant to Section 308(a) of the Sarbanes-Oxley Act of 2002, so the penalty paid, along with the disgorgement and interest paid, can be distributed to harmed investors (the “Fair Fund”).

The Fair Fund includes the \$738,980.00 paid by the Respondent, and any additional funds collected from the Respondent, pursuant to the Order, will be added to the Fair Fund.

On May 10, 2023, the Division of Enforcement (the “Division”), pursuant to delegated authority, published a Notice of Proposed Plan of Distribution and Opportunity for Comment (“Notice”),<sup>2</sup> pursuant to Rule 1103 of the Commission’s Rules on Fair Fund and Disgorgement Plans (“Commission’s Rules”);<sup>3</sup> and simultaneously posted the Proposed Plan of Distribution (the “Proposed Plan”). The Notice advised interested persons that they could obtain a copy of

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<sup>1</sup> Securities Act Rel. No. 10251 (Nov. 10, 2016).

<sup>2</sup> Exchange Act Rel. No. 97468 (May 10, 2023).

<sup>3</sup> 17 C.F.R. § 201.1103.

the Proposed Plan from the Commission's public website or by submitting a written request to Jennifer Cardello via email at [cardelloj@sec.gov](mailto:cardelloj@sec.gov). The Notice also advised that all persons desiring to comment on the Proposed Plan could submit their comments, in writing, within 30 days of the Notice. The Commission received no comments on the Proposed Plan during the comment period.

The Proposed Plan provides for the distribution of the Net Available Fair Fund<sup>4</sup> to compensate those investors who suffered a loss on binary options purchased through EZTD's two online trading platforms, [eztrader.com](http://eztrader.com) and [globaloption.com](http://globaloption.com), from June 1, 2011 through August 31, 2014.

The Division now requests that the Commission approve the Proposed Plan.

Accordingly, it is hereby ORDERED, pursuant to Rule 1104 of the Commission's Rules,<sup>5</sup> that the Proposed Plan is approved, and the approved Plan of Distribution shall be posted simultaneously with this order on the Commission's website at [www.sec.gov](http://www.sec.gov).

For the Commission, by the Division of Enforcement, pursuant to delegated authority.<sup>6</sup>

Vanessa A. Countryman  
Secretary

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<sup>4</sup> All capitalized terms used herein but not defined shall have the same meanings ascribed to them in the Proposed Plan.

<sup>5</sup> 17 C.F.R. § 201.1104.

<sup>6</sup> 17 C.F.R. § 200.30-4(a)(21)(iv).