



CEU final compliance report by ASIC

ASIC's final report dated 5 February 2024 on compliance with the s93AA ASIC Act court enforceable undertaking (**CEU**) given by David Lawrence Orth (**Mr Orth**).

Terms used in this report have the same meaning as in the CEU dated 14 February 2018.

Undertakings	Report on compliance
Provision of financial services CEU paragraph 2.2(a)	1. ASIC is not aware of evidence that demonstrates that Mr Orth provided financial services during the operative period of the CEU. Mr Orth complied with this undertaking.
Roles in companies providing financial services CEU paragraph 2.2(b)	2. ASIC's records show that during the operative period of the CEU, Mr Orth was not a director of a company that: a. held an Australian Financial Services Licence; or b. was a corporate authorised representative of an Australian Financial Services Licensee. Mr Orth complied with this undertaking.
Holding out that holds Australian Financial Services Licence CEU paragraph 2.2(c)	3. ASIC is not aware of evidence that demonstrates that Mr Orth held out that he held an Australian Financial Services Licence during the operative period of the CEU. Mr Orth complied with this undertaking.
Applying for an Australian Financial Services Licence CEU paragraph 2.2(d)	4. ASIC's records show that during the operative period of the CEU, Mr Orth did not apply under section 913A of the <i>Corporations Act 2001</i> for an Australian Financial Services Licence. Mr Orth complied with this undertaking.
Community benefit payment CEU paragraph 2.3	5. Within 30 days of the date of commencement of the CEU, Mr Orth paid \$400,000 to Financial Literacy Australia to support the financial capability of vulnerable people. Mr Orth complied with this undertaking.

Undertakings	Report on compliance
<p data-bbox="215 262 395 331">Costs of compliance</p> <p data-bbox="215 347 496 383">CEU paragraph 2.4</p>	<p data-bbox="533 262 1310 365">6. ASIC is not aware of any evidence to suggest that Mr Orth did not pay the costs of his compliance with the CEU.</p> <p data-bbox="533 383 1086 418">Mr Orth complied with this undertaking.</p>
<p data-bbox="215 456 469 490">Reporting to ASIC</p> <p data-bbox="215 506 496 542">CEU paragraph 2.5</p>	<p data-bbox="533 456 1246 526">7. Mr Orth provided documents and information requested by ASIC.</p> <p data-bbox="533 544 1086 580">Mr Orth complied with this undertaking.</p>