

UNITED STATES OF AMERICA  
Before the  
SECURITIES AND EXCHANGE COMMISSION



ADMINISTRATIVE PROCEEDING  
File No. 3-16008

In the Matter of  
  
CRUCIBLE CAPITAL GROUP, INC. AND  
CHARLES MOORE,  
  
Respondents.

**DIVISION OF ENFORCEMENT'S MOTION TO DISMISS**

Pursuant to Securities and Exchange Commission ("Commission") Rule of Practice 154, the Division of Enforcement ("Division") respectfully requests that the Commission dismiss this administrative proceeding as to Respondent Crucible Capital Group, Inc. ("Crucible")<sup>1</sup> because it is no longer operational, having withdrawn its broker-dealer registration with the Commission effective August 31, 2015. In addition, the Division has learned that Crucible is defunct. Crucible is not represented in this proceeding. Nonetheless, the Division has obtained the consent of the principal of Crucible, Charles Moore, who concurs in this request. Moore's consent is attached hereto as Attachment A.

On August 8, 2014, the Commission issued its Order Instituting Proceedings in this case ("OIP"). The OIP alleged that between December 2012 and September 2013: (1) Crucible violated the net-capital and books-and-records provisions of the Securities Exchange Act of

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<sup>1</sup> On April 1, 2015, Crucible changed its name to Achilles Securities, LLC. For clarity, the Division continues to refer to the firm as Crucible herein.

1934 (“Exchange Act”), specifically Sections 15(c)(3) and 17(a)(1) of the Exchange Act and Rules 15c3-1, 17a-3(a)(2), 17a-4(b)(3), 17a-4(j), 17a-5(a), and 17a-11(b)(1) thereunder; and (2) Respondent Charles Moore (“Moore”) willfully aided and abetted and caused those violations.

The OIP further alleged that Moore, during a fall 2013 examination of Crucible conducted by a broker-dealer exam team from the Commission’s New York Regional Office (“Exam Team”), directed Crucible employees to alter and falsify certain vendor invoices and provide them to the Exam Team in an effort to disguise Crucible’s net capital deficiencies. The true and correct invoices, which reflected significant past due payments owed, would have evidenced the fact that Crucible had not maintained sufficient net capital between December 2012 and September 2013. The OIP alleged that Crucible also failed to make and keep accurate books and records of its net capital calculations.

The Division submits that the Commission should dismiss all claims alleged against Crucible in the OIP because Crucible is no longer registered as a broker-dealer with the Commission and is thus unable to commit any further violations of the net capital and books-and-records provisions of the Exchange Act. As for potential monetary relief, there are no ill-gotten gains to be disgorged from Crucible here because the conduct alleged in the OIP did not result in the firm receiving any money. In addition, Crucible has minimal assets that could be used to satisfy any civil penalty imposed against it—namely, one bank account, which it recently closed with a final balance of \$114, and shares of stock in a few microcap issuers that are difficult to value because the shares are either restricted or free trading but illiquid. The Division is not aware of any other assets owned by Crucible.

Moreover, on November 9, 2015, Moore pleaded guilty in U.S. District Court for the Southern District of New York to one count of obstructing a regulatory examination in violation

of 18 U.S.C. § 1519. He is scheduled to be sentenced on February 18, 2016, where he faces a sentencing guidelines range of 12-18 months' imprisonment and a potential fine of \$3,000-\$30,000. Because Moore is Crucible's founder, president, and sole shareholder, he may be required to use Crucible's minimal assets to satisfy any criminal penalties.

Finally, based on the Form BDW that Crucible filed with the Commission, there are no potentially aggrieved customers in this matter.

### CONCLUSION

For the foregoing reasons, the Division respectfully requests that the Commission dismiss all claims against Crucible in this administrative proceeding.

Respectfully submitted,



John O. Enright  
Kevin P. McGrath  
Attorneys for the Division of Enforcement  
U.S. Securities and Exchange Commission  
200 Vesey Street, 4th Floor  
New York, New York, 10281-1022  
Tel. No. (212) 336-9138  
enrightj@sec.gov

January 21, 2016

# **ATTACHMENT A**

**CRUCIBLE CAPITAL GROUP, INC.'S CONSENT TO THE DIVISION OF  
ENFORCEMENT'S MOTION TO DISMISS**

I, Charles J. Moore, am the Chief Executive Officer and sole shareholder of Crucible Capital Group, Inc. ("Crucible"), a respondent in the administrative proceeding entitled *In the Matter of Crucible Capital Group, Inc. & Charles Moore*, File No. 3-16008 ("AP"), before the Securities and Exchange Commission. I have the power and authority to enter into this consent on behalf of Crucible.

I consent to, and concur in, the Division of Enforcement's Motion to Dismiss all claims against Crucible in the AP.

Dated: 1-14-16

Crucible Capital Group, Inc.

By: Charles J. Moore  
Charles J. Moore  
Chief Executive Officer  
[Address]

On January 14, 2016, Charles J. Moore, a person known to me, personally appeared before me and acknowledged executing the foregoing consent with full authority to do so on behalf of Crucible Capital Group, Inc. as its Chief Executive Officer.

[Signature]  
Notary Public  
Commission expires:

GERALD A. ADLER  
NOTARY PUBLIC-STATE OF NEW YORK  
No. 02AD4602697  
Qualified in New York County  
My Commission Expires June 30, 2018

**CERTIFICATE OF SERVICE**

I, John O. Enright, certify that on this 21st day of January, 2016, I caused the Division of Enforcement's Motion to Dismiss to be filed and served on the following in the manner described below:

By United Parcel Service

Brent Fields, Secretary  
Office of the Secretary  
U.S. Securities and Exchange Commission  
100 F. Street, N.E.  
Washington, D.C. 20549-2557  
(original and 3 copies)

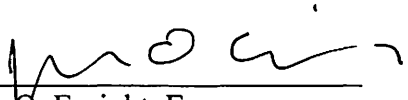
Crucible Capital Group, Inc.  
c/o Charles Moore  
[REDACTED]  
New York, New York [REDACTED]  
*Respondent*

Mr. Charles Moore  
[REDACTED]  
New York, New York [REDACTED]  
*Respondent*

By Email

The Honorable James E. Grimes  
Office of Administrative Law Judges  
U.S. Securities and Exchange Commission  
100 F. Street, N.E.  
Washington, D.C. 20549-2557

Anthony Francis Bruno  
Senior Attorney  
Office of Administrative Law Judges  
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NEW YORK REGIONAL OFFICE  
200 VESEY STREET, SUITE 400  
NEW YORK, NEW YORK 10281-1022



WRITER'S DIRECT DIAL LINE  
(212) 336-9138

January 21, 2016

**Via UPS Overnight Delivery**

Mr. Brent Fields, Secretary  
U.S. Securities and Exchange Commission  
100 F Street, N.E.  
Washington, D.C. 20549

Re: In the Matter of Crucible Capital Group, Inc. et al.  
A.P. File No. 3-16008

Dear Mr. Fields:

Enclosed please find an original and three copies of the Division of Enforcement's Motion to Dismiss in connection with the above-referenced proceeding. Courtesy copies of the enclosed Motion to Dismiss, as well as this cover letter, are also being sent to ALJ Grimes via email at [alj@sec.gov](mailto:alj@sec.gov) and Anthony Francis Bruno, Senior Attorney in the Office of Administrative Law Judges, at [brunoa@sec.gov](mailto:brunoa@sec.gov).

Respectfully submitted,

A handwritten signature in black ink, appearing to read "John O. Enright".

John O. Enright

cc: Crucible Capital Group, Inc., Pro Se (via UPS overnight)  
Charles Moore, Pro Se (via UPS overnight)  
The Honorable James E. Grimes (via email)  
Anthony Francis Bruno (via email)