



IAPD Report

RICHARD ALLAN MUELLER

CRD# 2460848

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When communicating online or investing with any professional, make sure you know who you're dealing with. [Imposters](#) might link to sites like BrokerCheck from [phishing](#) or similar scam websites, or through [social media](#), trying to steal your personal information or your money.

Please contact FINRA with any concerns.



IAPD Information About Representatives

IAPD offers information on all current-and many former representatives. Investors are strongly encouraged to use IAPD to check the background of representatives before deciding to conduct, or continue to conduct, business with them.

What is included in a IAPD report?

IAPD reports for individual representatives include information such as employment history, professional qualifications, disciplinary actions, criminal convictions, civil judgments and arbitration awards.

It is important to note that the information contained in an IAPD report may include pending actions or allegations that may be contested, unresolved or unproven. In the end, these actions or allegations may be resolved in favor of the representative, or concluded through a negotiated settlement with no admission or finding of wrongdoing.

Where did this information come from?

The information contained in IAPD comes from the Investment Adviser Registration Depository (IARD) and FINRA's Central Registration Depository, or CRD, (see more on CRD below) and is a combination of:

- information the states require representatives and firms to submit as part of the registration and licensing process, and
- information that state regulators report regarding disciplinary actions or allegations against representatives.

How current is this information?

Generally, representatives are required to update their professional and disciplinary information in IARD within 30 days.

Need help interpreting this report?

For help understanding how to read this report, please consult NASAA's IAPD Tips page <http://www.nasaa.org/IAPD/IARReports.cfm>

What if I want to check the background of an Individual Broker or Brokerage Firm?

To check the background of an Individual Broker or Brokerage firm, you can search for the firm or individual in IAPD. If your search is successful, click on the link provided to view the available licensing and registration information in FINRA's BrokerCheck website.

Are there other resources I can use to check the background of investment professionals?

It is recommended that you learn as much as possible about an individual representative or Investment Adviser firm before deciding to work with them. Your state securities regulator can help you research individuals and certain firms doing business in your state. The contact information for state securities regulators can be found on the website of the North American Securities Administrators Association <http://www.nasaa.org>



Report Summary

RICHARD ALLAN MUELLER (CRD# 2460848)

The report summary provides an overview of the representative's professional background and conduct. The information contained in this report has been provided by the representative, investment adviser and/or securities firms, and/or securities regulators as part of the states' investment adviser registration and licensing process. The information contained in this report was last updated by the representative, a previous employing firm, or a securities regulator on **10/04/2024**.

CURRENT EMPLOYERS

	Firm	CRD#	Registered Since
IA	PEAK INVESTMENT ADVISORS, INC.	CRD# 113967	01/01/1999

QUALIFICATIONS

This representative is currently registered in **0** SRO(s) and **2** jurisdiction(s).

Is this representative currently Inactive or Suspended with any regulator? **No**

Note: Not all jurisdictions require IAR registration or may have an exemption from registration. Additional information including this individual's qualification examinations and professional designations is available in the Detailed Report.

REGISTRATION HISTORY

This representative was previously registered with the following firm(s):

FIRM	CRD#	LOCATION	REGISTRATION DATES
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No information reported.

For additional registration and employment history details as reported by the individual, refer to the Registration and Employment History section of the Detailed Report.

DISCLOSURE INFORMATION

Disclosure events include certain criminal charges and convictions, formal investigations and disciplinary actions initiated by regulators, customer disputes and arbitrations, and financial disclosures such as bankruptcies and unpaid judgments or liens.

Are there events disclosed about this representative? **Yes**

The following types of events are disclosed about this representative:

Type	Count
Regulatory Event	1



Qualifications

REGISTRATIONS

This section provides the SRO, states and U.S. territories in which the representative is currently registered and licensed, the category of each registration, and the date on which the registration becomes effective. This section also provides, for each firm with which the representative is currently employed, the address of each location where the representative works. This individual is currently registered with **2** jurisdiction(s) and **0** SRO(s) through his or her employer(s).

Employment 1 of 1

Firm Name: **PEAK INVESTMENT ADVISORS, INC.**
Main Address: 5825 DELMONICO DRIVE
SUITE 310
COLORADO SPRINGS, CO 80919
Firm ID#: 113967

	Regulator	Registration	Status	Date
IA	Colorado	Investment Adviser Representative	Approved	01/01/1999
IA	Florida	Investment Adviser Representative	Approved	11/15/2024

Branch Office Locations

PEAK INVESTMENT ADVISORS, INC.
5825 DELMONICO DRIVE
SUITE 310
COLORADO SPRINGS, CO 80919

PEAK INVESTMENT ADVISORS, INC.
VENICE, FL



Qualifications

PASSED INDUSTRY EXAMS

This section includes all industry exams that the representative has passed. Under limited circumstances, a representative may attain registration after receiving an exam waiver based on a combination of exams the representative has passed and qualifying work experience. Likewise a new exam requirement may be grandfathered based on a representative's specific qualifying work experience. Exam waivers and grandfathering are not included below.

This individual has passed 0 principal/supervisory exams, 0 general industry/product exams, and 1 state securities law exam.

Principal/Supervisory Exams

Exam	Category	Date
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No information reported.

General Industry/Product Exams

Exam	Category	Date
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No information reported.

State Securities Law Exams

Exam	Category	Date
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IA	Uniform Investment Adviser Law Examination (S65)	Series 65	02/16/1994
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PROFESSIONAL DESIGNATIONS

This section details that the representative has reported **0** professional designation(s).

No information reported.



Registration & Employment History

PREVIOUSLY REGISTERED WITH THE FOLLOWING FIRMS

This representative held registrations with the following firms:

No information reported.

EMPLOYMENT HISTORY

Below is the representative's employment history for up to the last 10 years.

Employment Dates	Employer Name	Position	Investment Related	Employer Location
11/1993 - Present	PEAK INVESTMENT ADVISORS	PRESIDENT	Y	COLORADO SPRINGS, CO, United States

OTHER BUSINESS ACTIVITIES

This section includes information, if any, as provided by the representative regarding other business activities the representative is currently engaged in either as a proprietor, partner, officer, director, employee, trustee, agent, or otherwise. This section does not include non-investment related activity that is exclusively charitable, civic, religious, or fraternal and is recognized as tax exempt.

No information reported.



Disclosure Summary

Disclosure Information

What you should know about reported disclosure events:

(1) Certain thresholds must be met before an event is reported to IARD, for example:

- A law enforcement agency must file formal charges before an Investment Adviser Representative is required to report a particular criminal event.;
- A customer dispute must involve allegations that an Investment Adviser Representative engaged in activity that violates certain rules or conduct governing the industry and that the activity resulted in damages of at least \$5,000.

(2) Disclosure events in IAPD reports come from different sources:

As mentioned in the "About IAPD" section on page 1 of this report, information contained in IAPD comes from Investment Adviser Representatives, firms and regulators. When more than one of these sources reports information for the same disclosure event, all versions of the event will appear in the IAPD report. The different versions will be separated by a solid line with the reporting source labeled.

(3) There are different statuses and dispositions for disclosure events:

- A disclosure event may have a status of *pending*, *on appeal*, or *final*.
 - A "pending" disclosure event involves allegations that have not been proven or formally adjudicated.
 - A disclosure event that is "on appeal" involves allegations that have been adjudicated but are currently being appealed.
 - A "final" disclosure event has been concluded and its resolution is not subject to change.
- A final disclosure event generally has a disposition of *adjudicated*, *settled* or *otherwise resolved*.
 - An "adjudicated" matter includes a disposition by (1) a court of law in a criminal or civil matter, or (2) an administrative panel in an action brought by a regulator that is contested by the party charged with some alleged wrongdoing.
 - A "settled" matter generally represents a disposition wherein the parties involved in a dispute reach an agreement to resolve the matter. Please note that Investment Adviser Representatives and firms may choose to settle customer disputes or regulatory matters for business or other reasons.
 - A "resolved" matter usually includes a disposition wherein no payment is made to the customer or there is no finding of wrongdoing on the part of the Investment Adviser Representative. Such matters generally involve customer disputes.

(4) You may wish to contact the Investment Adviser Representatives to obtain further information regarding any of the disclosure events contained in this IAPD report.



DISCLOSURE EVENT DETAILS

When evaluating this information, please keep in mind that some items may involve pending actions or allegations that may be contested and have not been resolved or proven. The event may, in the end, be withdrawn, dismissed, resolved in favor of the Investment Adviser Representative, or concluded through a negotiated settlement with no admission or finding of wrongdoing.

This report provides the information exactly as it was reported to the Investment Adviser Registration Depository. Some of the specific data fields contained in the report may be blank if the information was not provided.

The following types of events are disclosed about this representative:

Type	Count
Regulatory Event	1

Regulatory Event

This disclosure event may include a final, formal proceeding initiated by a regulatory authority (e.g., a state securities agency, a federal regulator such as the Securities and Exchange Commission or the Commodities Futures Trading Commission, or a foreign financial regulatory body) for a violation of investment-related rules or regulations. This disclosure event may also include a revocation or suspension of an Investment Adviser Representative's authority to act as an attorney, accountant or federal contractor.

Disclosure 1 of 1

Reporting Source:	Regulator
Regulatory Action Initiated By:	Colorado Securities Commissioner
Sanction(s) Sought:	Other: Stipulation and Consent
Date Initiated:	11/12/2019
Docket/Case Number:	2019-CDS-037
URL for Regulatory Action:	
Employing firm when activity occurred which led to the regulatory action:	Peak Investment Advisors, Inc. (CRD No. 113967)
Product Type:	Other: Pooled Investment Vehicle
Allegations:	After being examined by the Colorado Division of Securities in 2011 and receiving notification regarding disclosure filing requirements, failure to timely file Firm Annual Updating Amendments from 2011-2018, failure to file Firm Annual Updating Amendments in 2016 and 2017, failure to provide Form ADV Part 2 brochures to clients, failure to maintain required written supervisory procedures and other books and records, and operation of a Pooled Investment Vehicle without a securities registration or exemption filing and without engaging an independent gatekeeper to review fees, expenses, or capital withdrawals before approval.
Current Status:	Final
Resolution:	Stipulation and Consent



Does the order constitute a final order based on violations of any laws or regulations that prohibit fraudulent, manipulative, or deceptive conduct? No

Resolution Date: 11/21/2019

Sanctions Ordered: Other: Retention of a compliance consultant, approved by the Division, within sixty (60) days from entry of the Consent Order for a period of two (2) years to ensure compliance with the November 12, 2019 deficiency letter, timely file and update disclosure documents, and review and develop all required policies and procedures to ensure compliance with the Colorado Securities Act and rules thereunder.

Reporting Source: Individual

Regulatory Action Initiated By: COLORADO DIVISION OF SECURITIES

Sanction(s) Sought: Other: STIPULATION FOR CONSENT ORDER

Date Initiated: 11/21/2019

Docket/Case Number: 2019-CDS-037

Employing firm when activity occurred which led to the regulatory action: PEAK INVESTMENT ADVISORS, INC.

Product Type: No Product

Allegations: FIRM FAILED TO TIMELY FILE THE FIRM'S ANNUAL UPDATING AMENDMENT AND DID NOT FILE AN UPDATED FORM ADV PART 2 BROCHURE. FIRM FAILED TO PROVIDE CLIENTS WITH THE FORM ADV PART 2 BROCHURE. FIRM DID NOT MAINTAIN REQUIRED WRITTEN SUPERVISORY PROCEDURES AND OPERATED A POOLED INVESTMENT VEHICLE WITHOUT A SECURITIES REGISTRATION OR EXEMPTION FILING, NOR INDEPENDENT "GATEKEEPER".

Current Status: Final

Resolution: Stipulation and Consent

Does the order constitute a final order based on violations of any laws or regulations that prohibit fraudulent, manipulative, or deceptive conduct? No

Resolution Date: 11/21/2019

Sanctions Ordered: Other: NONE

Broker Statement FIRM IS TO RESOLVE ALL ISSUES AS OUTLINED IN A DEFICIENCY LETTER ISSUED NOVEMBER 12, 2019. FIRM IS TO RETAIN A COMPLIANCE CONSULTANT FOR A PERIOD OF TWO YEARS TO ENSURE COMPLIANCE. FIRM IS TO TIMELY FILE AND UPDATE DISCLOSURE DOCUMENTS. FIRM IS TO REVIEW AND DEVELOP ALL REQUIRED POLICIES AND PROCEDURES TO ENSURE COMPLIANCE WITH THE COLORADO SECURITIES ACT AND RULES



THEREUNDER. IN 2022, THE COLORADO DIVISION OF SECURITIES CONDUCTED A FOLLOW-UP EXAMINATION OF PEAK AND STATED THAT PEAK HAD FULLY COMPLIED WITH THE CONSENT ORDER. THE CONSENT ORDER EXPIRED EFFECTIVE NOVEMBER 2021.



End of Report

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