ADVISORY

EMPIRE X CAPITAL

This is to inform the public that EMPIRE X CAPITAL is NOT AUTHORIZED TO SOLICIT INVESTMENTS FROM THE PUBLIC.

This ADVISORY is prompted by reports and information gathered by the Commission that individuals or groups of persons allegedly headed by a certain **XAVIER MONTES** are enticing the public, through social media platforms, to invest in **EMPIRE X CAPITAL.**

Based on the online materials posted by **EMPIRE X CAPITAL**, the subject entity offers investment opportunities to the public with a minimum investment amount ranging from Php300.00 to Php5,000.00, depending on the selected plan. The investment packages purportedly guarantee returns of twenty-five percent (25%) after six (6) days and seventy percent (70%) after eighteen (18) days.

In addition, investors are allegedly encouraged to participate in a referral program, through which they may earn commissions amounting to seven percent (7%), three percent (3%), and two percent (2%) based on the investments made by referred individuals.

The public is hereby informed that an "investment contract" exists when there is an investment or placement of money in a common enterprise with a reasonable expectation of profits to be derived from the efforts of others. Such characteristics appear to be present in the scheme employed by **EMPIRE X CAPITAL.**

As such, the Securities Regulation Code (SRC) requires that the offer and sale of securities be duly registered with the Commission and that the concerned entity and/or its agents possess the necessary registration and/or license to offer and sell such securities to the public.

Records of the Commission show that **EMPIRE X CAPITAL** is **NOT REGISTERED** with the Commission as a corporation.

Further, the scheme employed by **EMPIRE X CAPITAL** bears the characteristics of a **"Ponzi Scheme,"** where monies from new investors are utilized to pay purported profits to earlier investors. Such schemes are designed primarily to benefit top recruiters and early participants and become unsustainable and detrimental to later investors once recruitment of new investors declines.

The offering and selling of securities in the form of investment contracts through a **Ponzi Scheme**, being fraudulent and unsustainable in nature. The Commission does not issue a License to Sell Securities to the Public to persons or entities engaged in such business or schemes.

Moreover, **Republic Act No. 11765**, otherwise known as the **Financial Products and Services Consumer Protection Act (FCPA),** prohibits **investment fraud**, which includes any deceptive solicitation of investments from the public such as Ponzi schemes and other similar schemes involving the promise or offer

of profits or returns sourced from investments or contributions made by investors themselves, as well as the offering or selling of investment schemes without the necessary license or permit from the SEC.
In view thereof, the public is hereby advised NOT TO INVEST or to STOP INVESTING in any investment scheme being offered by EMPIRE X CAPITAL and its representatives.

Those who act as salesmen, brokers, dealers, agents, representatives, promoters, recruiters, uplines, influencers, endorsers, abetters, and enablers of **EMPIRE X CAPITAL**, in selling or convincing people to invest in the scheme offered by the said entity, including soliciting investments or recruiting investors through the internet, may be held criminally liable under Section 11 of the FCPA and Section 28 of the SRC, both of which are separately punishable by a maximum fine of **Five Million Pesos (Php5,000,000.00)** or imprisonment of up to **Twenty-One (21) years**, or both, pursuant to Section 73 of the SRC (**SEC vs. Oudine Santos, G.R. No. 195542, 19 March 2014**).

Furthermore, the names of all those involved shall be reported to the **Bureau of Internal Revenue (BIR)** for the appropriate assessment of taxes and corresponding penalties, if warranted.

Should you have any information regarding the operations of **EMPIRE X CAPITAL** and its representatives, please send your report to the EIPD through email at **imessagemo@sec.gov.ph**.

For the information and guidance of the public.

Issued on 22 June 2026 in Makati City, Philippines.