

Business Continuity Plan Disclosure Statement

OCTO Capital, LLC (or the “Firm”) has adopted a Business Continuity Plan (“BCP”) pursuant to the Investment Advisers Act of 1940, as amended (the “Advisers Act”) and the rules and guidance (the “Rules”) of the United States Securities and Exchange Commission (“SEC”) and/or the laws of the states where the OCTO Capital, LLC is registered as a Registered Investment Adviser. The purpose of the BCP is to define the strategies and plans that will be used by the Firm during a significant business disruption (“SBD”). The BCP is prepared to address both internal SBDs, such as a fire in the Firm’s building, and external SBDs, such as a natural disaster, terrorist attack, or citywide power disruption.

Our Business Continuity Plan

In the event of an SBD, OCTO Capital, LLC will safeguard employee lives and the Firm’s property. OCTO Capital, LLC will work to re-establish the systems necessary to quickly recover and resume operations, protect the Firm’s books and records and allow OCTO Capital’s customers to transact business to the extent reasonable and practical under the circumstances. OCTO Capital’s BCP addresses: alternate office locations, customer access to funds and securities, financial and operational assessments, data backup and recovery, critical systems, alternative communications with customers, employees, and regulators, and critical business constituents.

Contacting Advisor and Accessing Funds and Securities

If you are not able to contact OCTO Capital through the Firm’s regular telephone number at 248-731-7729, please contact us via email at info@focto-capital.com. For questions relating directly to accessing funds and securities in your account, please contact:

TD Ameritrade Institutional, Division of TD Ameritrade, Inc., member FINRA/SIPC

Phone 800-431-3500

Website: www.advisorclient.com

Address: 7801 Mesquite Bend Drive, Suite 112 Irving TX, 75063

Varying Disruptions

SBDs can vary in their scope, from only our Firm to a single building housing our Firm, the business district where OCTO Capital is located, the city where we are located, or the whole region. Within each of these areas, the severity of the disruption can also vary from minimal to severe. In a disruption to only our Firm or a building housing OCTO Capital’s operations, the Firm intends to transfer its operations to a local site when needed and expects to recover and resume business within a short time period. In a disruption affecting OCTO Capital’s business district, city, or region, the Firm intends to transfer our operations to a site outside the affected area and recover and resume business within a short time period. In either situation, the Firm plans to continue in business. However, the ability of OCTO Capital to fully function is dependent on outside sources that may be outside of the Firm’s control, including the availability of electricity, telephones, Internet, transportation, and the functioning of institutions and markets worldwide. Nothing in OCTO Capital’s BCP or this disclosure statement is intended to provide a guarantee or warranty regarding the actions or performance of OCTO Capital, LLC.

Additional Information

If you have questions about OCTO Capital’s business continuity planning, please contact us at 248-731-7729.