

STATE OF NORTH DAKOTA

BEFORE THE

COUNTY OF BURLEIGH

SECURITIES COMMISSIONER

In the Matter of Preferred Trust)
and Management, LTD. and)
David & Kay Martin,)
)
Respondents.)

**ORDER FOR CIVIL PENALTY,
AND NOTICE OF RIGHT
TO REQUEST A HEARING**

.....
WHEREAS, on April 10, 2001, the North Dakota Securities Commissioner issued a Cease and Desist Order in the above-captioned matter; and,

WHEREAS, Respondents, David & Kay Martin, received a copy of the Cease and Desist Order on April 16, 2001; and,

WHEREAS, Respondents, David & Kay Martin, did not request a hearing on the above-captioned matter;

NOW, THEREFORE, the North Dakota Securities Commissioner hereby Orders that the Respondents, David & Kay Martin, shall pay to the North Dakota Securities Commissioner the sum of **twenty thousand dollars (\$20,000)** as a civil penalty based on the violations discussed in the Cease and Desist Order dated April 10, 2001.

NOTICE OF RIGHT TO REQUEST HEARING

YOU ARE NOTIFIED that pursuant to N.D.C.C. §10-04-12 you may request a hearing before the Securities Commissioner if such a request is made in writing WITHIN TEN (10) DAYS AFTER THE RECEIPT OF THIS ORDER. The Respondents have the right to be represented by legal counsel at the hearing.

IN TESTIMONY WHEREOF, witness my hand and seal this 6th day of
August, 2001.



A handwritten signature in cursive script, appearing to read "Syver Vinje".

Syver Vinje, Securities Commissioner
Office of the Securities Commissioner
600 East Boulevard Ave.
State Capitol – Fifth Floor
Bismarck, ND 58505-0510
(701) 328-2910

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**AFFIDAVIT OF SERVICE
BY MAIL**

.....
I, Jacqui Ferderer, being first duly sworn, state that I am a citizen of the United States over the age of twenty-one years and not a party to or interested in the above-entitled proceeding.


On, August 7, 2001, I deposited in the Central Mailing Bureau of the United States Post Office Department in the State Capitol in Bismarck, North Dakota, true and correct copies of the following document:

**ORDER FOR CIVIL PENALTY, AND NOTICE
OF RIGHT TO REQUEST A HEARING**

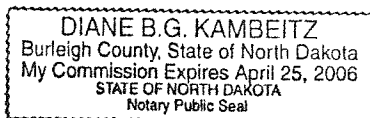
A copy of the above document was securely enclosed in an envelope with postage prepaid, sent via Certified U. S. mail, return receipt requested, and addressed to the following:

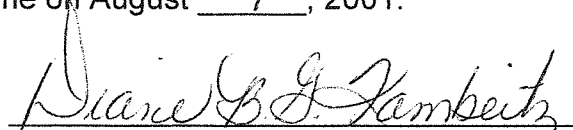
David & Kay Martin
8879 N. 75th W
Delphi, IN 56923

To the best of my knowledge, information, and belief, the address given above is the last known address of the party intended to be served.


Jacqui Ferderer

Subscribed and sworn to before me on August 7, 2001.




Diane B. G. Kambeitz, Notary Public
Burleigh County, North Dakota
My commission expires 4/25/2006