

STATE OF NORTH DAKOTA  
COUNTY OF BURLEIGH

BEFORE THE  
SECURITIES COMMISSIONER

In the Matter of )  
David Johnson 8975402 )  
Respondent. )

**NOTICE OF CIVIL PENALTY  
AND RIGHT TO REQUEST A  
HEARING**

.....  
WHEREAS, on January 20, 1999, the Commissioner issued a Cease and Desist Order based on multiple violations of North Dakota securities laws, including violations of the anti-fraud provisions of the Securities Act; and,

WHEREAS, on January 20, 1999, the Cease and Desist Order was sent to David Johnson, at the address provided by David Johnson, via certified mail, return receipt; and,

WHEREAS, on January 29, 1999, the certified mailing to David Johnson was returned unopened; and,

WHEREAS, respondent did not accept service of the Cease and Desist Order, nor did respondent provide a request for hearing of deny any facts relied upon by the Commissioner underlying the Cease and Desist Order dated January 29, 1999.

NOW, THEREFORE, it is hereby Ordered that respondent, David Johnson, is hereby assessed and shall make payment to the Commissioner, a civil penalty in the amount of \$10,000 for the violations set forth above and in the Cease and Desist Order dated January 20, 1999. The payment of the civil penalty is due and payable immediately upon receipt of this Order.

**NOTICE OF RIGHT TO REQUEST HEARING**

**YOU ARE NOTIFIED** that pursuant to §10-04-12 N.D.C.C. 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 respondent has the right to be represented by legal counsel at the hearing.

IN TESTIMONY WHEREOF, witness my hand and seal this 8<sup>th</sup> day of  
March, 1999.



*Syver Vinje*

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

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David Johnson, )  
 )  
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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.

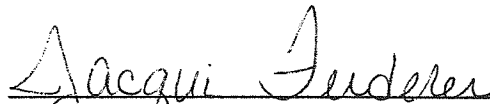
On, March 30, 1999, I deposited in the Central Mailing Bureau of the United States Post Office Department in the State Capitol in Bismarck, North Dakota, a true and correct copy of the following document:

**NOTICE OF CIVIL PENALTY AND  
RIGHT TO REQUEST A HEARING**

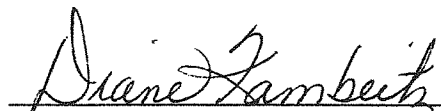
A copy of the above document was securely enclosed in an envelope with postage duly prepaid, sent via certified mail, return receipt requested, and addressed to:

David Johnson  
Low Priced Stock Wealth  
Post Office Box 15196  
Montclair, CA 91763

To the best of my knowledge, information, and belief, the addresses given above is the actual address of the parties intended to be served.

  
\_\_\_\_\_  
Jacqui Ferderer

Subscribed and sworn to before me this 30 day of March, 1999.

  
\_\_\_\_\_  
Diane Kambeitz, Notary Public  
Burleigh County, North Dakota  
My commission expires 03/10/2000