

**STATE OF NORTH DAKOTA
COUNTY OF BURLEIGH**

**BEFORE THE
SECURITIES COMMISSIONER**

In the Matter of Government Benefit)
Services; Glen W. Finley, Jr.;)
and their Officers, Directors, Agents,)
and Employees,)
Respondents.)

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

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**THE SECURITIES COMMISSIONER OF THE STATE OF NORTH DAKOTA TO
GOVERNMENT BENEFIT SERVICES AND GLEN W. FINLEY, JR.:**

The North Dakota Securities Commissioner has a reasonable basis to believe that the Respondents have engaged in, are engaging in, or are about to engage in, acts, practices or transactions, as more fully described below, which are prohibited under Chapter 10-04 of the North Dakota Century Code (N.D.C.C.). It is necessary and appropriate in the public interest and for the protection of investors to restrain these acts, practices, or transactions of the Respondents.

1. The Respondents have engaged in the business of advising others as to the value of securities or the advisability of selling securities. These activities took place in North Dakota, and Respondents maintain a place of business in North Dakota from which they conduct this business. Respondents are investment advisers or investment adviser representatives as defined in N.D.C.C. § 10-04-02.
2. N.D.C.C. § 10-04-10 requires the registration of investment advisers and investment adviser representatives who engage in advisory activities in North Dakota. As none of the respondents are registered as investment advisers or

investment adviser representatives, the Respondents activities are in violation of this requirement.

3. In connection with the investment advise offered to investors, Respondents made materially false statements and failed to disclose material facts, or has otherwise engaged in a scheme or artifice to defraud its customers or the public. These activities are prohibited by N.D.C.C. § 10-04-10.1.

NOW, THEREFORE, IT IS ORDERED, pursuant to N.D.C.C. § 10-04-16, that the Respondent shall immediately **CEASE AND DESIST**:

1. From offering for sale or selling in North Dakota any investment advisory services, unless and until the Respondents have been registered with the Securities Commissioner as investment advisers or investment adviser representatives.
2. From engaging in a scheme or artifice to defraud investors, or from engaging any fraudulent or deceptive practices in connection with the offer and/or sale of investment advisory services.

YOU ARE NOTIFIED that any willful violation of this order is a **Class B Felony** pursuant to **Section 10-04-18(1) N.D.C.C.** Pursuant to **Section 12.1-32-01(3) N.D.C.C.**, a **Class B Felony** is punishable by a **\$10,000 fine and 10 years' imprisonment, with respect to a natural person.** Pursuant to **Section 12.1-32-01.1(2) N.D.C.C.**, a **Class B Felony** is punishable by a **\$35,000 fine with respect to an organization.**

YOU ARE FURTHER NOTIFIED that, pursuant to §12.1-09-03 N.D.C.C., a person is guilty of a criminal offense if he intentionally “alters, destroys, mutilates, conceals, or removes a record, document, or thing with intent to impair its verity or availability” in an official proceeding. As such, intentional destruction of any documents related to this matter may result in criminal prosecution.

NOTICE OF CIVIL PENALTIES

YOU ARE NOTIFIED that the above-cited violations are sufficient grounds for the imposition of civil penalties pursuant to N.D.C.C. § 10-04-16(1). The Securities Commissioner does not herein assess a civil penalty, but the Commissioner expressly reserves the authority to assess civil penalties, not to exceed \$10,000 per violation, regarding the violations outlined above, any other violations subsequently discovered, or any future securities violations or violations of this order.

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 FIFTEEN (15) 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 5th day of July, 2005.





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

STATE OF NORTH DAKOTA

BEFORE THE

COUNTY OF BURLEIGH

SECURITIES COMMISSIONER

In the Matter of Government Benefit Services; Glen W. Finley, Jr.; and their Officers, Directors, Agents, and Employees, Respondents.

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 this 6 day of July, 2005, 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 each of the following documents:

CEASE AND DESIST ORDER, NOTICE OF CIVIL PENALTY, AND NOTICE OF 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, addressed to each of the following:

Glen W. Finley, Jr.
Government Benefit Services
322 Main Street, Suite 205
Williston, ND 58802

Glen W. Finley, Jr.
Government Benefit Services
803 Jenks Avenue, Suite 1
Panama City, FL 32401

Glen W. Finley, Jr.
Government Benefit Services
1024 Arbours Dr.
Panama City, FL 32401

To the best of my knowledge, information, and belief, the address given above is the actual mailing address for the party intended to be served or of the attorney representing that party.

Jacqui Ferderer
Jacqui Ferderer

Subscribed and sworn to before me this July day of 6th, 2005.

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

