

STATE OF NORTH DAKOTA  
COUNTY OF BURLEIGH

BEFORE THE  
SECURITIES COMMISSIONER

In the Matter of Joe Aguda and  
Aguda Financial Services, Inc.

Respondent

)  
)  
)  
)

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

.....  
WHEREAS, on February 16, 2000, Respondents, Joe Aguda and Aguda Financial Services, Inc., were the subject of a Cease and Desist Order issued by the Commissioner wherein the Commissioner alleged that Respondents engaged in the offer and/or sale of unregistered securities in North Dakota and to North Dakota resident while he was not registered as a salesman and he was not associated with a registered broker dealer in North Dakota; and,

WHEREAS, the Commissioner sent the above-referenced Cease and Desist Order, via certified mail – return receipt, to Respondent and to Respondents’ attorney on February 16, 2000; and,

WHEREAS, the Commissioner received a certified receipt which indicates that Respondents’ attorney received the Cease and Desist Order on February 18, 2000 and that the Respondents received the Cease and Desist Order on February 22, 2000; and,

WHEREAS, the Commissioner did not receive any request for hearing by or on behalf of Respondents, nor has this office been provided with any information contrary to the Commissioner’s Order dated February 16, 2000.

**ORDER FOR AND NOTICE OF CIVIL PENALTY**

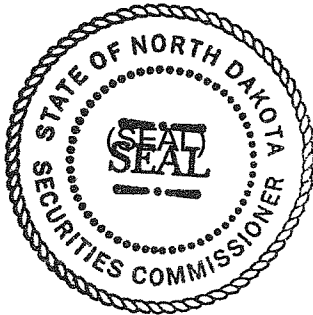
Now, therefore, the Commissioner hereby reaffirms the allegations as set forth in the Cease and Desist Order dated February 16, 2000 and hereby **Orders**

that Respondents pay to the Commissioner a civil penalty in the amount of \$10,000.

### 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.

Dated at Bismarck, North Dakota on this 26<sup>th</sup> day of April, 2000.



*Syver Vinje*

Syver Vinje, Securities Commissioner  
Office of the Securities Commissioner  
State Capitol, Fifth Floor  
600 East Boulevard  
Bismarck, ND 58505-0510  
Ph. # (701) 328-2900

STATE OF NORTH DAKOTA  
COUNTY OF BURLEIGH

BEFORE THE  
SECURITIES COMMISSIONER

In the Matter of Joe Aguda and )  
Aguda Financial Services, Inc. )  
 )  
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, April 26, 2000, 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 AND 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 prepaid, sent via Certified U. S. mail, return receipt requested, and addressed to each of the following:

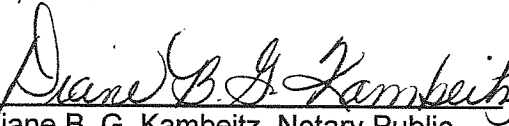
Bert J. McKasy  
Lindquist & Vennum, PLLP  
4200 ISD Center  
80 South 8<sup>th</sup> Street  
Minneapolis, MN 55402-3211

Joe Aguda  
Aguda Financial Services, Inc.  
5200 Elysian Fields  
New Orleans, LA 70122

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 April 26, 2000.

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