

STATE OF NORTH DAKOTA

BEFORE THE

COUNTY OF BURLEIGH

SECURITIES COMMISSIONER

In the Matter of Kenneth Lynn)
Copen)
Respondents)

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

.....
**TO: KENNETH LYNN COPEN, 1268 E. PHILLIPS DR., LITTLETON, CO
80122.**

The North Dakota Securities Commissioner has advised the Respondent, Kenneth Lynn Copen, (CRD #2160692) that he is prepared to commence formal action pursuant to NDCC Chapter 10-04 and has determined as follows:

1. In or around April of 1999, respondent applied to be registered as a securities salesman in the state of North Dakota with Janus Distributors, Inc. a broker/dealer registered in North Dakota. The Commissioner granted the registration of respondent as a salesman in North Dakota on April 9, 1999.
2. After the Commissioner approved the respondents' registration, the Commissioner learned that in the application, respondent provided the Commissioner with false and misleading information regarding his involvement in a burglary in 1969. Respondent stated that he was not an actual participant in the burglary, though he later acknowledged that he was the person who actually took the money which was the basis for the burglary charge.

3. On July 21, 1999, after the Commissioner learned that respondent made false and misleading statements in his salesman registration, respondent terminated his employment with Janus Distributors, Inc. and withdrew his salesman registration in North Dakota.
4. The facts set forth above constitutes one violation of §10-04-15 N.D.C.C., and is sufficient grounds for the Commissioner to impose civil penalties against the respondent in an amount not to exceed \$10,000 for each violation, pursuant to §10-04-16 N.D.C.C.

The following Order is necessary and appropriate in the public interest.

NOW, THEREFORE, IT IS ORDERED, THAT:

1. Respondent, Kenneth Lynn Copen, shall not transact any securities business with any person in North Dakota unless the securities are offered through an organization which is registered as a dealer or properly exempted under Chapter 10-04 N.D.C.C.
2. Respondent, Kenneth Lynn Copen, shall not act as a securities agent for any securities business with any person in North Dakota unless he is registered as a agent or properly exempted under Chapter 10-04 N.D.C.C.

NOTICE OF CIVIL PENALTY

YOU ARE NOTIFIED that the above-cited violations are sufficient grounds for the imposition of civil penalties pursuant to §10-04-16(1) N.D.C.C. The North Dakota Securities Commissioner does hereby assess, and Kenneth Lynn Copen is hereby ordered to pay, a civil penalty in the amount of \$5,000. Further, the Securities Commissioner does expressly reserves the authority to assess

assess additional civil penalties, not to exceed \$10,000 per violation, regarding 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 §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.

Signed and Sealed this 20th day of August, 1999.



Syver Vinje

Syver Vinje, Securities Commissioner
Office of the Securities Commissioner
State Capitol-5th Floor
600 East Boulevard Ave.
Bismarck, ND 58505-0510
(701) 328-2910

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AFFIDAVIT OF MAILING

.....
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 23 day of August, 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 each of the following documents:

**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:

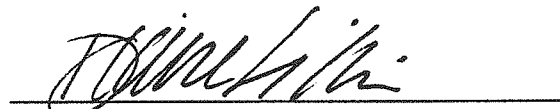
Kenneth Lynn Copen
1268 E. Phillips Dr.
Littleton, CO 80122

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

Subscribed and sworn to before me this 23 day of August, 1999.



Diane Lillis, Notary Public
Burleigh County, North Dakota
My commission expires 04/26/2002

