

7. Pursuant to section 10-04-16 N.D.C.C., when it shall appear to the Commissioner that any person has engaged in, or is engaging in, or is about to engage in any act or practice which is declared illegal in this chapter, the Commissioner may, in his discretion, issue any order and collect civil penalties against any person found in an administrative action to have violated any provision of the chapter in an amount not to exceed \$10,000 for each violation.

8. The violations described above are sufficient grounds for the Commissioner to assess civil penalties against respondent pursuant to section 10-04-16 N.D.C.C.

9. Respondent acknowledges his right to a hearing on this matter and waives this right to a hearing and to present arguments to the Commissioner.

10. Respondent acknowledges that this Consent Order applies only to the violations discussed above, and that the Commissioner expressly reserves the authority to take further action based on subsequent violations of the Securities Act, or any other violations of the Securities Act that the Commissioner may discover, that are not outlined above.

11. Respondent acknowledges that the transactions described above are governed by the Securities Act, and that the investors described above are entitled, pursuant to section 10-04-17 N.D.C.C., to the return of their investment plus 6% interest per annum from the date of their investment, if they should so elect.

12. Respondent agrees to resolve this matter with the Securities Commissioner by this Consent Order, and this is evidenced by the signature below.

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

NOW, THEREFORE, IT IS ORDERED, THAT:

1. Respondent shall not offer or sell any security within or from this state unless the security is registered or exempt from registration pursuant to section 10-04-04 N.D.C.C.

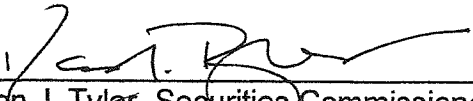
2. Respondent shall not offer or sell any security within or from this state unless respondent is registered as required by section 10-04-10 N.D.C.C.

3. Respondent, Viper, shall pay the Commissioner a civil penalty in the amount of \$2,000.

4. This Order shall be effective upon signature of the Commissioner.

Signed and Sealed this 26 day of September, 2001.





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

STATE OF NORTH DAKOTA

BEFORE THE

COUNTY OF BURLEIGH

SECURITIES COMMISSIONER

In the Matter of Viper Acquisition, LLC,)
)
 Respondent.)

**CONSENT TO ENTRY
OF ORDER**

.....
I, the undersigned, state that I have read the foregoing Consent Order and that I know and fully understand its contents and effects. I further state that I am authorized to enter into this Consent Order on behalf of the Viper Acquisition, LLC. I acknowledge that the respondent has waived its right to a hearing with respect to this matter, and that it consents to the entry of the Consent Order by the Securities Commissioner.

It is further expressly understood that the Consent Order constitutes the entire settlement agreement between the parties hereto, there being no other promises or agreements, either expressed or implied.

Dated this 21st day of ~~August~~^{Sept.}, 2001.

Viper Acquisition, LLC
1108 27th Street, NW, Suite 200
Mandan, ND 58554

By: Wade J Vogel
Wade J Vogel
(print name)

Subscribed and Sworn before me this 21st day of ~~August~~^{September}, 2001.

Kristen L. Kihle
Notary Public
State: North Dakota County: Morton
My Commission Expires: Jan. 30, 2007

(Notary Seal)

