

(1) The Defendant will make a rescission offer to the investors.

(a) Within thirty (30) days of the date of this Settlement Order, the Defendant will make a written offer of rescission sent by certified mail to the investors, which will include an offer to repay all monies invested by or through the Defendant, including a pro rata share of any accrued interest on investor funds held in escrow, and a provision that gives each investor thirty (30) days from the date of receipt of the rescission offer to provide the Defendant with written notification of his decision to accept or reject the offer.

(b) The Defendant will include with the written offer of rescission a copy of this Settlement Order.

(c) If the rescission offer is accepted, the Defendant will forward the payment to the investors within seven (7) days of receipt of the acceptance.

(d) Within ninety (90) days from the date of the Settlement Order, the Defendant will submit to the Division an affidavit, executed by the Defendant, which contains the date on which each investor received the offer of rescission, the investor's response, and, if applicable, the amount and the date that payment was sent to the investor.

(2) The Defendant will not violate the Act in the future.

The Division has recommended that the Commission accept the offer of settlement of the Defendant.

The Commission, having considered the record herein, the offer of settlement of the Defendant, and the recommendation of the Division, is of the opinion that the Defendant's offer should be accepted.