

STATE OF ILLINOIS  
SECRETARY OF STATE  
SECURITIES DEPARTMENT

IN THE MATTER OF: DENNIS R. CARLSON

) File No. 0300082  
)  
)

NOTICE OF HEARING

TO THE RESPONDENT: Dennis Carlson (CRD 1613278)  
217 South Park Avenue  
Herrin, IL 62498

C/O Steven J. Rotunno  
Kubasiak, Fylstra,  
Reisen & Rotunno  
Two First National Plaza  
29<sup>th</sup> Floor  
20 South Clark Street  
Chicago, Illinois 60603

You are hereby notified that pursuant to Section 11.F. of the Illinois Securities Law of 1953, [815 ILCS 5/1 et seq.] (the "Act") and 14 Ill. Adm. Code 130, Subpart K, a public hearing will be held at Lincoln Tower, 520 South Second Street, Suite 200, Springfield, Illinois 62701, on the 14<sup>th</sup> day of July, 2004 at the hour of 10:00 a.m. or as soon thereafter as counsel may be heard, before Jon K. Ellis or such other duly designated Hearing Officer of the Secretary of State. A copy of the Rules under the Act pertaining to contested cases is attached to this Notice.

Said hearing will be to determine whether an Order should be entered against Dennis Carlson (the "Respondent") denying the Respondent's application for registration as a Salesperson in the State of Illinois and/or granting any such other relief as may be authorized under the Act, including but not limited to, imposition of a monetary fine in the maximum amount of \$10,000 per violation, pursuant to Section 11. of the Act, payable within ten (10) business days of the entry of the Order.

The grounds for such proposed action are as follows:

DENIAL PURSUANT TO SECTION 8.E(1)(i)

Notice of Hearing

-2-

1. That, at all times relevant hereto, Dennis R. Carlson (herein after referred to as the "Respondent") was an individual who maintained a last known address of 217 South Park Avenue, Herrin, Ill 62948;
2. That, on or about March 6, 2003, the Respondent submitted or caused to be submitted an application for registration as a salesperson in the State of Illinois, (the "U-4 Application");
3. That Section 8.E.1(i) provides, inter alia, that subject to the provisions of subsection F of Section 11 of the Act, the registration of a salesperson may be denied if the Secretary of State finds that the salesperson had a license or registration under any Federal or State law regulating securities, commodity futures contracts, or stock future contracts refused, cancelled, suspended, withdrawn, revoked, or otherwise adversely affected in a similar manner;
4. That Section 11.F(4) of the Act provides, inter alia, that when the Secretary of State finds that an application for registration as a salesperson should be denied, the Secretary of State may enter an Order denying such registration;
5. That on or about November 20, 2002, the Secretary of State, Illinois Securities Department entered 2 Consent Orders of Denial against the securities registration applications of Dennis R. Carlson. One denying his salesperson registration application (case number 0200127) and the second denying his investment adviser representative registration application (case number 0200439);
6. That the foregoing authority provided by Sections 8.E(i) and 11.F(4) of the Act is the basis upon which the Respondent's application to become registered as a salesperson in the state of Illinois is subject to an Order of Denial; and
7. That on or about May 6, 2004, the Secretary of State issued a Summary Order denying the salesperson application of Dennis Carlson.

You are further notified that you are required pursuant to Section 130.1104 of the Rules and Regulations of the Illinois Securities Department (14 Ill. Adm. Code 130.100 et seq.) (the "Rules") to file an answer to the allegations outlined above or a Special Appearance pursuant to Section 130.1107 of the Rules, or other responsive pleading within 30 days of the receipt of this notice. Your failure to do so within the prescribed time shall

Notice of Hearing

-3-

be deemed an admission of the allegations contained in the Notice of Hearing and waives your right to a hearing.

Furthermore, you may be represented by legal counsel; may present evidence; may cross-examine witnesses and otherwise participate. A failure to so appear shall constitute default.

A copy of the Rules, promulgated under the Act and pertaining to Hearings held by the Office of the Secretary of State, Securities Department is included in this Notice.

Delivery of Notice to the designated representative of any Respondent constitutes service upon such Respondent.

DATED: This 1<sup>st</sup> day of June, 2004

Jesse White JW  
Jesse White  
Secretary of State  
State of Illinois

Attorney for the Secretary of State  
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Illinois Securities Department  
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