

STATE OF ILLINOIS
SECRETARY OF STATE
SECURITIES DEPARTMENT

IN THE MATTER OF: CHRISTIAN JOHNSON

FILE NO. 0300636

AMENDED ORDER OF REVOCATION

TO THE RESPONDENT: Christian Johnson
(CRD#: 4218744)
1252 North Artesian Avenue #3R
Chicago, Illinois 60622

WHEREAS, the above-captioned matter came on to be heard on January 28, 2004, pursuant to the Notice of Hearing dated August 7, 2003, FILED BY Petitioner Secretary of State, and the record of the matter under the Illinois Securities Law of 1953 [815 ILCS 5] (the "Act") has been reviewed by the Secretary of State or his duly authorized representative.

WHEREAS, the rulings of the Hearing Officer on the admission of evidence and all motions are deemed to be proper and are hereby concurred with by the Secretary of State.

WHEREAS, the proposed Findings of Fact, Conclusions of Law and Recommendations of the Hearing Officer, Soula J. Spyropoulos, Esq. in the above-captioned matter have been read and examined.

WHEREAS, the proposed Findings of Fact of the Hearing Officer are correct and are hereby adopted as the Findings of Fact of the Secretary of State:

1. Section 130.1102 of Subpart K of the Rules and Regulations of the Illinois Securities Law of 1953 (the "Rules and Regulations") states that each respondent shall be given a Notice of Hearing at least 45 days before the first date set for any hearing under the Act. Proper notice is given by depositing a Notice of Hearing with the United States Postal Service (the "U.S.P.S."), either by certified or registered mail, return receipt requested, or by the personal service of the Notice of Hearing to the last known address of the respondent.

Actions arising out of or founded upon the offer or sale of any securities in violation of the Act may be commenced against a person who has executed the consent to service of process by the service of process upon the Secretary of

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State. The filing of an application for registration under the Act, or the offer, sale, or delivery of securities in the State of Illinois, whether effected by mail or otherwise, by any person shall be equivalent to and shall constitute an appointment of the Secretary of State by the person to be the true and lawful attorney for the person upon whom may be served all lawful process or pleading in any action or proceeding against the person, arising out of the offer or sale of the securities. Service of process or pleadings upon the Secretary of State shall be made by serving a copy upon the Secretary of State or upon any employee in his or her office designated by the Secretary of State to accept such service for him or her, provided notice of such and a copy of the process are, within ten (10) days thereafter, sent by registered mail or certified mail, return receipt requested, by the plaintiff to the defendant. (Section 10(A), (B) of the Act.)

As per Group Exhibit 1, on August 7, 2003, and on August 19, 2003, the Department deposited the Notice with the U.S.P.S. by certified mail, return receipt requested, to Respondent's last known address. Thus, the Department gave Respondent the Notice on August 7, 2003 and on August 19, 2003. Further, on August 21, 2003, the Secretary of State deposited the Notice with the U.S.P.S. for its registered mailing, return receipt requested. Thus, the Secretary of State gave Respondent the Notice on August 21, 2003. The Notice marks as the first date set for hearing the date of September 24, 2003, a date over 45 days after Respondent was first given the Notice on August 7, 2003. Therefore, the service of the Notice of the first date set for hearing on the File upon Respondent by the Department was proper.

Further, as per Group Exhibits 2 and 3, the Department properly served upon Respondent the Orders of Continuance, the last of which Orders sets the hearing on the File to occur, ultimately, on January 28, 2004, the date on which the hearing occurred. The Secretary of State deposited with the U.S.P.S. the Orders continuing hearing on the File for November 26, 2003 and for January 28, 2004 on October 14, 2003 and on December 16, 2003, respectively. The Orders were, thus, given Respondent by the Secretary of State via the registered mailings thereof to Respondent's last known address on October 14, 2003 and on December 16, 2003. Because the Orders were given on dates either of which occurred more than ten (10) days before the scheduled hearing dates to which they pertain, the services thereof were proper. Further, as to the Order continuing hearing on the File from November 26, 2003 to January 28, 2004, the Department deposited same with the U.S.P.S. on December 1, 2003 and on December 21, 2003, either of which dates is a date occurring more than ten (10) days before the scheduled hearing date, and the latter of which dates is a date occurring within ten (10) days of the Secretary of State's acceptance of service of the Notice and of the Order from the Department on December 16, 2003. The service of the Order, thus, having been given on December 21, 2003, this service was proper.

2. Section 11.F(1) of the Act provides that the Secretary of State shall not undertake any action or impose a fine against a registered salesperson of securities within the

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State of Illinois for a violation of the Act without first providing the salesperson an opportunity for hearing upon not less than 10 days notice given by personal service or registered mail or certified mail, return receipt requested, to the person concerned.

As per Exhibit 1, Respondent was properly notified of his opportunity to be heard on the File via the Department's timely provision thereto of the Notice. As discussed in Paragraph 1 above, the Department served the Notice upon Respondent on August 7, 2003, on August 19, 2003, and on August 21, 2003, any one of which dates is a date well over 10 days before the Respondent's first scheduled opportunity to be heard on September 24, 2003.

Therefore, because the Department gave proper notice of the scheduled hearing dates-and of the actual hearing date of January 28, 2004 to Respondent, the Department has personal jurisdiction over Respondent.

3. Respondent failed to appear, whether personally or through counsel, at the hearing.
4. The Department offered exhibits, identified above, each of which was received and admitted into evidence, a proper record of all proceedings having been made and preserved as required.
5. No outstanding petitions, motions, or objections exist as to this proceeding.
6. At all material and relevant times Respondent was registered with the Secretary of State as a salesperson pursuant to Section 8 of the Act until December, 2002.
7. On April 4, 2003, without admitting or denying the findings alleged by NASD as per the Complaint, Respondent consented to NASD's entry of the Letter of AWC executed thereby. The Letter of AWC, entered as an order on April 16, 2003, bars Respondent from association with any NASD member firm in all capacities.

The Letter of AWC finds that on various occasions in 2001, Respondent signed customer names to various forms without authorization, thus violating NASD Conduct Rule 2110; and the Respondent also failed to respond to NASD requests for information, thus violating NASD Conduct Rule 2110 and Procedural Rule 8210.

WHEREAS, the proposed Conclusions of Law made by the Hearing Officer are correct and are hereby adopted as the Conclusions of Law of the Secretary of State:

1. The Secretary of State has jurisdiction over the subject matter hereof pursuant to the Act.
2. Section 8.E(1)(j) of the Act provides, *inter alia*, that the registration of salespeople registered within the State of Illinois may be revoked if the Secretary

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of State finds that such have been suspended by any self-regulatory organization registered under the Federal 1934 Act or the Federal 1974 Act arising from any fraudulent or deceptive act or a practice in violation of any rule, regulation, or standard duly promulgated by the self-regulatory organization.

Section 8.E(3) of the Act provides, *inter alia*, that withdrawal of an application for registration or withdrawal from registration as a salesperson becomes effective thirty (30) days after receipt of an application to withdraw or within such shorter period of time as the Secretary of State may determine. If no proceeding is pending or instituted and withdrawal automatically becomes effective, the Secretary of State may nevertheless institute a revocation or suspension proceeding within two (2) years after withdrawal became effective and enter a revocation or a suspension order as of the last date on which registration was effective.

3. Until February 12, 2002, Respondent had been a registered salesperson of securities in the State of Illinois. Respondent has since had entered against him an order, the Letter of AWC, that, because of Respondent's having (upon various occasions in 2001) signed customer names to various forms without authorization, and because of Respondent's failure to respond to NASD requests for information, bars him from associating with any NASD member firm in all capacities. Respondent's actions were, thus, in contravention of, or violate, Conduct Rule 2110 and Procedural Rule 8210 of NASD, a self-regulatory organization registered under the Federal 1934 Act.

Therefore, the sanction against Respondent per the order clearly arose from fraudulent or deceptive acts or practices in violation of rules, regulations, or standards duly promulgated by a self-regulatory organization, the NASD, registered under the Federal 1934 Act.

Further, because Respondent withdrew his registration, or his application for registration, as a salesperson of securities in the State of Illinois on February 12, 2002, a date clearly less than two (2) years before the date on which the Department instituted revocation proceedings against Respondent, which date is August 7, 2003, the Secretary of State may enter a revocation or suspension order as of the last date on which Respondent's registration was effective--February 12, 2002.

4. Under and by virtue of the foregoing, Respondent's registration as a salesperson of securities in the State of Illinois is subject to revocation pursuant to Sections 8.E(1)(j) and 8.E(3) of the Act.

WHEREAS, the Hearing Officer recommended that the Secretary of State should revoke the Respondent's registration as a salesperson in the State of Illinois, and the Secretary of State adopts in it's entirety the Recommendation made by the Hearing Officer.

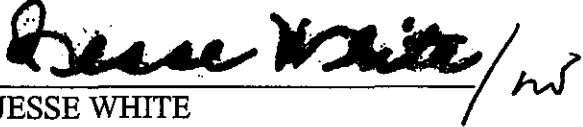
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NOW THEREFORE, IT SHALL BE AND IS HEREBY ORDERED:

1. That Christian Johnson's registration as a salesperson in the State of Illinois is revoked pursuant to the authority provided under Sections 8.E(1)(j) and 8.E(3) of the Act.
2. That this matter is concluded without further proceedings.

ENTERED: This 26th day of March, 2004.



JESSE WHITE
Secretary of State
State of Illinois

This is a final order subject to administrative review pursuant to the Administrative Review Law [735 ILCS 5/3-101 et seq.] and the Rules and Regulations of the Act (14 Ill. Admin. Code, Ch. 1 Sec. 130.1123). Any action for judicial review must be commenced within thirty-five (35) days from the date a copy of this Order is served upon the party seeking review.