

**STATE OF ILLINOIS  
SECRETARY OF STATE  
SECURITIES DEPARTMENT**

\_\_\_\_\_) )  
IN THE MATTER OF: FUTURE CAPITAL FINANCIAL,) )  
INC. d/b/a F.C. FINANCIAL INC., ITS OFFICERS ) )  
AND DIRECTORS, AGENTS, EMPLOYEES, ) ) FILE NO. 0700249  
AFFILIATES, SUCCESSORS AND ASSIGNS, ) )  
and ROBERT G. NELSON, INDIVIDUALLY. ) )  
\_\_\_\_\_)

**ORDER OF PROHIBITION**

TO RESPONDENTS: F.C. Financial, Inc.  
d/b/a Future Capital Financial, Inc.  
2017 West Irving Park Road, Suite B  
Chicago, Illinois 60618

Robert G. Nelson  
8900 West 121<sup>st</sup> Street  
Palos Park, Illinois 60464

WHEREAS, a Temporary Order of Prohibition was issued by the Secretary of State on November 16, 2007 which prohibited F.C. Financial, Inc. and Robert G. Nelson, their partners, officers and directors, agents, employees, affiliates, successors and assigns ("Respondents") from offering or selling securities in or from the State of Illinois until further order of the Secretary of State or his duly authorized representative;

WHEREAS, pursuant to section 11.F of the Illinois Securities Law of 1953 [815 ILCS 5] (the "Act"), the failure to request a hearing within thirty (30) calendar days of the entry of the Temporary Order shall constitute an admission of any acts alleged therein and constitute a sufficient basis to make the Temporary Order final;

WHEREAS, the Respondents have failed to request a hearing on the matters contained in the Temporary Order within thirty (30) calendar days of the entry of said Temporary Order and the Respondents are hereby deemed to have admitted the facts alleged in the Temporary Order;

WHEREAS, the Secretary of State, by and through his duly authorized representative, has adopted the Findings of Fact contained in the Temporary Order as the Secretary of State's Findings of Fact as follows:

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1. That Future Capital Financial, Inc., d/b/a F.C. Financial, Inc. ("Financial" or "Respondent") was an Illinois corporation, at all times relevant herein which maintained a business address at 2017 West Irving Park Road, Suite B, Chicago, Illinois 60618.
2. That Robert G. Nelson (collectively with Financial "Respondents") at all times relevant herein is an individual who maintained a residence at 8900 West 121<sup>st</sup> Street, Palos Park, Illinois 60664.
3. That on or about June 8, 2006, Respondents offered and sold to an Illinois resident (Investor) a promissory note in the price of \$70,000 (the "Note").
4. That the Note provided the Investor would receive interest at the rate of 35% or "24,500.00" which would become due and payable on or before the maturity date of October 9, 2006.
5. That the investor paid for the Note the sum of \$70,000.00.
6. That thereafter the investor received interest payments for only two months and never received the return of his principal.
7. That the investor requested the return of his principal and the balance of his interest on numerous occasions but the Respondents failed and refused to return the investor's calls.
8. That the activities described in paragraphs 3 through 5 above constitute the offer and sale of a promissory note or certificate of interest or participation in a profit-sharing agreement or an investment contract and therefore a security as those terms are defined in Sections 2.1 and 2.5a of the Illinois Securities Law of 1953 [815 ILCS 5] (the "Act").
9. That Section 5 of the Act provides, inter alia, that all securities except those exempt under Section 3 or those offered or sold in transactions exempt under Section 4 shall be registered either by coordination or by qualification prior to their offer or sale in the State of Illinois.
10. That Respondents failed to file with the Secretary of State an application for registration of the investment opportunity described above as required by the Act and that as a result the security was not registered pursuant to Section 5 of the Act prior to its offer in the State of Illinois.
11. That Section 12.A of the Act provides, inter alia, that it shall be a violation for any person to offer or sell any security except in accordance with the provisions of the Act.
12. That Section 12.D of the Act provides, inter alia, that it shall be a violation for any person to fail to file with the Secretary of State any application,

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report or document required to be filed under the provisions of the Act or any rule or regulation made by the Secretary of State pursuant to the Act.

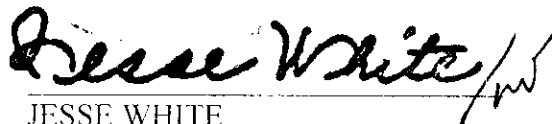
13. That by virtue of the foregoing, Respondents have violated Sections 12.A and 12.D of the Act, and Respondents will violate Section 12.A of the Act again if they make further offers, or if they make any sales, of the investment opportunity described above in the State of Illinois.

NOW THEREFORE IT IS HEREBY ORDERED THAT: pursuant to the authority granted by Section 11.F of the Act, Respondents F.C. Financial, Inc. and Robert G. Nelson, and their partners, officers and directors, agents, employees, affiliates, successors and assigns, are **PROHIBITED** from rendering investment advice and from offering or selling securities in or from this State until the further Order of the Secretary of State.

**NOTICE:** Failure to comply with the terms of this Order shall be a violation of Section 12.D of the ACT. Any person or entity that fails to comply with the terms of this Order of the Secretary of State, having knowledge of the existence of this Order, shall be guilty of a Class 4 felony for each offence.

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.

ENTERED: This 19<sup>th</sup> day of December, 2007



JESSE WHITE  
Secretary of State  
State of Illinois

Attorney for the Secretary of State:  
Samuel F. Freiman  
Illinois Securities Department  
69 West Washington Avenue  
Suite 1220  
Chicago, Illinois 60602  
Telephone: (312) 793-3988