

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

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**IN THE MATTER OF: TIMOTHY SHAWN DUNN,  
and MONEYFACTS, INC.**

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**File No. 0700512**

**ORDER OF PROHIBITION**

**TO RESPONDENTS:**

Timothy Shawn Dunn  
CRD# 1611234  
Register # 21529-424  
FCI Fort Dix  
Federal Correctional Institution  
P.O. Box 2000  
Fort Dix, NJ 08640

Moneyfacts, Inc.  
CRD# 122264  
P.O. Box 9099  
Highland, IN 46322

Stephen Komie  
Registered Agent for Moneyfacts, Inc.  
Komie and Associates  
1 N. LaSalle St. - Suite 4200  
Chicago, IL 60602

**WHEREAS**, Illinois Secretary of State Hearing Officer James L. Kopecky conducted a hearing in this proceeding on February 10, 2009.

**WHEREAS**, an authorized representative of the Secretary of State has reviewed the record in this proceeding.

**WHEREAS**, the Secretary of State finds the following findings of fact recommended by the hearing officer to be correct, based on the record in this proceeding, and adopts them as the findings of fact by the Secretary of State, as follows:

**FINDINGS OF FACT**

On February 10, 2009, the hearing officer conducted a hearing to determine whether an order should be entered, pursuant to Sections 11.E and F of the Illinois Securities Law of 1953

[815 ILCS 5/11.E and F] ("Act") and 14 Ill. Adm. Code 130, subpart K, revoking the registration of Respondent Timothy Shawn Dunn as an investment adviser representative, and the registration of Respondent Moneyfacts, Inc., as an investment adviser, in accordance with Sections 8.E(1)(a), 8.E(1)(f), 8.E(1)(g), 11.E(2), 12.D, and 12.E of the Illinois Securities Law, as amended ("Act"). 815 ILCS 5/11.E(1)(f); 8.E(1)(g); 11.E(2);12.D; and 12.E; entering permanent prohibitions of Respondents Dunn and Moneyfacts, Inc., from acting as investment advisers, investment adviser representatives, and federal covered investment advisers, in accordance with Sections 8.E(1)(a), 8.E(1)(f), 8.E(1)(g), 11.E(2), 11.F(1), 12.D, and 12.E of the Act; entering permanent prohibitions of both Respondents from offering or selling securities in or from the State of Illinois, in accordance with Sections 11.E(2) and 11.E(3) of the Act; imposing a fine not to exceed \$10,000 against each of the Respondents for each violation of the Act; entering an order of public censure, and charging as costs of investigation all reasonable expenses, including attorney's fees and witness fees, in accordance with Section 11.E(4) of the Act.

**I. Notice of Hearing.**

On August 13, 2008, the Department issued a Notice of Hearing in this proceeding, scheduling a hearing to be held on September 10, 2008, at the office of the Illinois Securities Department at 69 W. Washington Street – Suite 1220, in Chicago, Illinois.

**II. Procedural Posture.**

Throughout the proceeding, Respondent Dunn was incarcerated at the Kankakee County Jail in Kankakee, Illinois. Respondents were represented by counsel for a period of time, until September 9, 2008. During that time, and thereafter, the hearing officer continued the hearing date a number of times, all at the request of Respondents or their counsel. In October 2008, the Department filed a motion for default. On November 6, 2008, the hearing officer entered an order scheduling a default hearing. On November 21, 2008, the hearing officer made certain findings of fact, and reached certain conclusions of law, which he incorporated into his report and made part of his recommendation for disposition.

**III. The Hearing.**

The hearing officer called the default hearing to order at approximately 10:20 a.m. on February 10, 2009. A court reporter, Jensen Reporting, transcribed the hearing. The Department retained the original transcription. Accordingly, a full record of the proceedings is on file and the hearing officer's report and recommendation contains only, and is intended only to be, a summary.

Enforcement Attorney Bernadette Cole appeared at the hearing on behalf of the Department. Also present on behalf of the Department was Albert Coleman. Respondents did not appear. No one appeared on behalf of Respondents.

Enforcement Attorney Cole opened the proceeding by making a brief statement requesting that the hearing officer make three findings: First, that Respondent Dunn's

investment advisor registration is subject to suspension or revocation because he has been convicted of a felony. Section 8.E(1)(a). Second, that Respondent Moneyfacts, Inc.'s investment advisor registration is subject to suspension or prohibition because it failed to comply with the State's registration requirements. Third, that the Respondents failed to report a change in Dunn's other business activities.

The hearing officer then made part of the record Hearing Officer Exhibit 1, a handwritten letter by Respondent Dunn dated September 12, 2008, addressed to the Department and carbon copying the hearing officer. The letter acknowledged the Department's case and his involvement in it. The Department submitted Secretary of State ("Secretary") Group Exhibit 2, consisting of proof of service of each order of continuance, and Secretary Exhibit 3, the Secretary of State's certification that its records show a registration of Timothy Shawn Dunn as an investment advisor from April 5, 2004 through September 12, 2004. The hearing officer admitted the exhibits into evidence.

The Department called Albert Coleman as a witness. The witness was sworn. Mr. Coleman testified that he is a securities enforcement auditor with the Illinois Department of Securities, and has been in various positions with the Department since June 1974. As an auditor, Mr. Coleman testified, he conducts audits of broker-dealers and investment advisers, researches the firms, and checks their registration. He testified that, based on his experience working the Department, he is familiar with the registration requirements based on his experience.

Ms. Cole presented Mr. Coleman with Secretary Exhibit 4, which Mr. Coleman identified as documents from the United States District Court, Northern District of Illinois, Official Court Electronic Document Filing System, or PACER. He explained that it provides copies of actual documents filed with the Court. Ms. Cole next handed Mr. Coleman Secretary Exhibit 5, and he identified it as a true and correct copy of the judgment in a criminal case against Respondent Dunn. (Case No. 04 CR 372-4). The hearing officer reviewed Exhibits 4 and 5 and admitted them into evidence.

Ms. Cole then tendered to the hearing officer Secretary Exhibit 6, consisting of the four statutes at issue in Respondent Dunn's criminal judgment. The Hearing Officer took notice of the statutes and admitted the paper copies as Secretary Exhibit 6.

Next, Ms. Cole presented Secretary Exhibit 7, consisting of the Secretary of State's certification disclosing a registration for Moneyfacts, Inc. as an investment advisor from April 5, 2004 through September 12, 2008. The hearing officer took notice and admitted Exhibit 7 into evidence.

Ms. Cole presented Secretary Exhibit 8, a certificate from the Secretary of State with attached pages disclosing each principal designation filed by or on behalf of Moneyfacts, Inc. The hearing officer admitted Secretary Exhibit 8.

Ms. Cole then asked Mr. Coleman additional questions. Mr. Coleman testified that the acronym FINRA stands for Financial Regulatory Authority. Its predecessor was the National Association of Securities Dealers or NASD. FINRA, Mr. Coleman testified, establishes standards for the industry, and maintains registration and disclosure information. He also testified that CRD stands for Central Records Depository, and that CRD contains FINRA's registration and disclosure information. Ms. Cole then presented Mr. Coleman with Secretary Exhibit 9, a certification from the Secretary of State attaching true and exact copies of the Form U4 and all amendments for Timothy Shawn Dunn that had been filed with the Secretary of State through September 12, 2008. The hearing officer admitted Exhibit 9 into evidence.

Mr. Coleman testified that Respondent Dunn was required by statute to complete a Form U4 for registration purposes. He testified that item 13 on the Form U4 asks for disclosure of "other business" in which the registrant is involved. Mr. Coleman testified that Respondent Dunn failed to report a business with which he was involved, Beverly Hills Trust. Secretary Exhibit 11, Mr. Coleman testified, was a document titled "Financial and Tax Planning Services Disclosure Statement." Mr. Coleman testified that he obtained the document during an audit of Respondent Moneyfacts. The audit was a random audit conducted on June 19, 2007. After the first day, the audit took place in the offices of Dunn's attorney, Steve Komie. Mr. Coleman was also presented with Secretary Exhibit 12, and he testified that it is a document with the same title as Exhibit 11, and that the Department had requested a copy of Exhibit 12 during the audit. Shawn Dunn's signature appears on the last page of Exhibit 11. On page 6 of Exhibit 11 there is a reference to Respondent Dunn as the executive director of Beverly Hills Trust Company, Ltd., LLC, ("Beverly Hills Trust") established to provide business, asset protection, and wealth preservation services. On the Department's motion, the hearing officer admitted Exhibits 11 and 12.

The Department excused Mr. Coleman, and closed its evidence.

Ms. Cole gave a brief closing argument, asserting that the Department had established Respondent Dunn's investment adviser representative registration with the Secretary of State and that Dunn had been convicted of a number of felony convictions. As a result of the felony convictions, Respondent Dunn's registration as an investment adviser representative was subject to suspension or revocation under Sections 8.E(1)(a), and 11.F(1), (2), (5), and (6) of the Illinois Securities Law of 1953, as amended. 815 ILCS 5/8.E(1)(a) and 11.F(1), (2), (5), and (6). Ms. Cole noted the Secretary entered a Temporary Order of Prohibition and Suspension against Respondent Dunn on May 23, 2008 that prohibited Respondent Dunn from acting as an investment adviser representative because of his felony convictions. Ms. Cole argued that Moneyfacts's registration as an investment adviser became subject to revocation upon entry of the Temporary Order of Prohibition against Dunn, because the temporary prohibition and suspension of Dunn's investment adviser representative registration left Moneyfacts without a principal who was actively engaged in the advisory business. Finally, Ms. Cole asserted that the Department presented evidence that established that the Respondents failed to report a change in outside business activity by Dunn.

The hearing officer closed the record at 11:18 a.m.

Based on the evidence presented, and the recommendation of the hearing officer, the Secretary of State finds that:

1. The Department served the Respondents with a Notice of Hearing on August 13, 2008.
2. The Respondents failed to answer, appear, or submit a responsive pleading.
3. The Respondents did not appear at the hearing.
4. Respondent Timothy Shawn Dunn (“Dunn” or, collectively with Moneyfacts, Inc., “Respondents”) is a natural person whose residential address was 1651 Hogan Avenue, Chesterton, Indiana 46304. As of August 13, 2008, he was an inmate of Kankakee County Jail, Jerome Combs Detention Center, 3050 Justice Way, in Kankakee, Illinois.
5. From at least as early as April 5, 2004, through at least as late as August 13, 2008, Respondent Moneyfacts, Inc. (“Moneyfacts,” or, collectively with Timothy Shawn Dunn, “Respondents”), was a business entity incorporated in the State of Indiana. Respondent Moneyfacts’s principal place of business is 2834 45<sup>th</sup> Street – Suite A, Highland, Indiana 46322; and its branch office address is 980 N. Michigan Ave. - Suite 1400, Chicago, IL 60611.
6. Respondent Moneyfacts became registered with the Illinois Secretary of State as an investment adviser on April 5, 2004, and maintained this registration from April 5, 2004, through May 23, 2008.
7. Respondent Dunn applied for registration as an investment adviser representative with the Secretary of State on March 19, 2004, became registered in this capacity on April 5, 2004, and maintained this registration from April 5, 2004, through May 23, 2008.
8. From April 5, 2004, through May 23, 2008, Respondent Dunn served as the president, sole principal, compliance officer, and sole Illinois-registered investment adviser representative of Respondent Moneyfacts.
9. On May 19, 2008, a judgment of conviction was entered against Respondent Dunn as a co-defendant in *U.S. v. Vallone*, United States District Court for the Northern District of Illinois, Eastern Division, Criminal Case No. 04 CR 00372, of superceding indictment counts 1, 25 through 34, and 46 through 48. These counts include one felony conviction of conspiracy to defraud the United States by impeding the U.S. Internal Revenue Service (“IRS”) from collecting tax revenue; one felony conviction of conspiracy to aid and assist the preparation and filing of a false and fraudulent tax return, a conviction in which fraud was an

essential element; and a number of other felony or misdemeanor convictions in which fraud was an essential element

10. From April 5, 2004, through at May 23, 2008, Respondent Moneyfacts designated Respondent Dunn as Moneyfacts's sole investment adviser principal and investment adviser representative for each of its Illinois investment adviser applications.
11. On May 23, 2008, a Temporary Order of Prohibition and Suspension was entered in this proceeding that both prohibited Respondent Dunn from acting as an investment adviser representative in the State of Illinois, and suspended his Illinois registration as an investment adviser.
12. From around July 1994 through at least as late as July 19, 2007 ("this period"), Respondents Dunn, in his capacity as an Illinois-registered investment adviser representative, and Moneyfacts, his Illinois-registered investment adviser employer, made false statements to the Illinois Secretary of State in Respondent Dunn's investment adviser representative registration application, statements that failed to disclose Dunn was engaged in business activities with three different companies.
13. During this period, Respondents Dunn and Moneyfacts also failed to report to the Illinois Secretary of State any of these changes in the business activities in which Respondent Dunn was engaged. The changes—Respondent Dunn's engagement in business activities with the three companies—rendered inaccurate the business activity information in his application for registration in Illinois as an investment adviser representative.
14. Question 13 of the Form U4 asked investment adviser representative applicants:

Are you currently engaged in any other business either as a proprietor, partner, officer, director, employee, trustee, agent or otherwise? If YES, please provide the following details: the name of the other business, whether the business is *investment-related*, the address of the other business, the nature of the other business, your position, title, or relationship with the other business, the start date of your relationship, the approximate number of hours/month you devote to the other business, the number of hours you devote to the other business during securities trading hours, and briefly describe your duties relating to the other business. (Emphasis in original.)
15. From November 16, 2006, through at least as late as February 5, 2007 ("this period"), Respondent Dunn was:
  - (a) The sole owner of Respondent Moneyfacts.

- (b) President of Respondent Moneyfacts.
  - (c) Chief investment officer of Moneyfacts.
  - (d) Designated by Respondent Moneyfacts to the State of Illinois as the sole principal of investment adviser Moneyfacts; and in this position, was responsible for the supervision of the investment adviser representatives of Respondent Moneyfacts in Illinois, and for management of the daily business operations of Respondent Moneyfacts in Illinois, in accordance with Section 2.12a of the Act.
  - (e) Registered with the State of Illinois as the sole investment adviser representative employee of Respondent Moneyfacts.
  - (f) Executive director of Beverly Hills Trust.
  - (g) Managing director of Beverly Hills Trust.
  - (h) Engaged as a proprietor, partner, officer, director, employee, trustee, agent, or otherwise in the business of Beverly Hills Trust.
16. During this period, Respondent Dunn operated Beverly Hills Trust out of the same office address as the principal place of business of Respondent Moneyfacts, using business telephone numbers dedicated solely to Beverly Hills Trust.
17. During this period, Respondent Dunn and Beverly Hills Trust held the company out to the public as providing business management, tax planning, domestic and offshore asset protection trust services, and wealth preservation services.
18. During this period, Respondent Moneyfacts knew Respondent Dunn was:
- (a) The sole owner of Respondent Moneyfacts.
  - (b) President of Respondent Moneyfacts.
  - (c) Chief investment officer of Moneyfacts.
  - (d) Designated by Respondent Moneyfacts to the State of Illinois as the sole principal of investment adviser Moneyfacts; and in this position, was responsible for the supervision of the investment adviser representatives of Respondent Moneyfacts in Illinois, and for management of the daily business operations of Respondent Moneyfacts in Illinois, in accordance with Section 2.12a of the Act.
  - (e) Registered with the State of Illinois as the sole investment adviser representative employee of Respondent Moneyfacts.
  - (f) Executive director of Beverly Hills Trust.
  - (g) Managing director of Beverly Hills Trust.
  - (h) Engaged as a proprietor, partner, officer, director, employee, trustee, agent, or otherwise in the business of Beverly Hills Trust.
19. Because of Respondent Dunn's relationship with Respondent Moneyfacts during this period as the owner of Moneyfacts, its president, its Illinois-designated principal, its chief investment officer, and its sole investment adviser representative employee, and because Beverly Hills Trust operated out the same

office address as the principal place of business of Respondent Moneyfacts, employing a separate telephone number dedicated solely to Beverly Hills Trust, Respondent Moneyfacts knew or reasonably should have known during this period the facts alleged in paragraph 18.

20. Respondent Dunn has never caused Respondent Moneyfacts to file with the Secretary of State an amended Form U4 registration application reporting his engagement in business activity with Beverly Hills Trust.
21. Respondent Moneyfacts has never filed with the Secretary of State an amended Form U4 registration application reporting Respondent Dunn's engagement in business activity with Beverly Hills Trust.
22. For some time between July 1994 through at least as late as December 2003, Respondent Dunn promoted and sold domestic and offshore asset protection trust services for a company named The Aegis Company, and was managing director of a company named the Aegis Management Company, which provided management services to purchasers of Aegis trusts.
23. Like Respondent Dunn's business activity with Beverly Hills Trust, Respondents Dunn and Moneyfacts were required to disclose to the Secretary of State Respondent Dunn's engagement in business activity with The Aegis Company and Aegis Management Company, in accordance with Sections 8.D-5 of the Act, Sections 130.839(a) and (d) of the Rules, and Question 13 of the Form U4 investment adviser representative registration application.
24. Like Respondent Dunn's business activity with Beverly Hills Trust, Respondents Dunn and Moneyfacts failed to disclose to the Secretary of State Respondent Dunn's engagement in business activities with The Aegis Company or Aegis Management Company, in accordance with Sections 8.D-5 of the Act, Sections 130.839(a) and (d) of the Rules, and Question 13 of the Form U4 investment adviser representative registration application.
25. The domestic and offshore asset protection trust services Respondent Dunn held The Aegis Company or Aegis Management Company out as offering to the public were the same or similar to those Respondent Dunn promoted and sold through Beverly Hills Trust.
26. Respondent Dunn's felony convictions identified in paragraph 9 arise from an indictment on federal tax fraud charges that alleged Dunn participated in a conspiracy to market and sell sham domestic and foreign trusts through The Aegis Company and Aegis Management Company.

**WHEREAS**, the Secretary of State finds the following conclusions of fact recommended by the hearing officer to be correct, based on the law and the record in this proceeding, and adopts them as the conclusions of law of the Secretary of State, as follows:

**CONCLUSIONS OF LAW**

1. The Department properly served the Notice of Hearing on the Respondents.
2. The Notice of Hearing included the information required under Section 13.1102 of the Rules and Regulations under the Illinois Securities Law, as amended ("Rules").
3. The Illinois Secretary of State has jurisdiction over the subject matter pursuant to the Act.
4. Because of the Respondents failure to file a timely answer, special appearance or other responsive pleading in accordance with Section 13.1104 of the Rules:
  - (a) The allegations contained in the Amended Notice of Hearing are deemed admitted.
  - (b) Respondents waived their right to a hearing.
  - (c) Respondents are subject to an order of default.
5. Every investment adviser in Illinois is required to be registered with the Illinois Secretary of State, except for those exempt under rule, regulation, or order of the Secretary. 815 ILCS 5/8.A.
6. When a defense is based upon any exemption provided for in the Act in an administrative action, the burden of proving the exemption is on the party raising this defense. 815 ILCS 5/15.A.
7. Respondent Moneyfacts is not exempt from registration with the Secretary as an investment adviser. 815 ILCS 5/8.A.
8. If the Secretary of State finds that any person has acted as an investment adviser without having complied with the registration requirements of the Act, the Secretary may, by written order, prohibit or suspend the person from engaging in the business of selling or offering securities for sale, or acting as an investment adviser or investment adviser representative in Illinois. 815 ILCS 5/11.E(3).
9. No investment adviser applicant may be registered or re-registered as an investment adviser in Illinois unless and until each principal of the applicant who

is actively engaged in the conduct and management of the applicant's advisory business in Illinois has passed an examination or completed an educational program designated by the Secretary of State for purposes of determining whether the applicant has sufficient knowledge of the securities business and securities laws to conduct the business of a registered investment adviser. 815 ILCS 5/8.D(9).

10. A principal of an investment adviser is any officer, director, partner, member, trustee, or manager of the investment adviser who is responsible for the management of the daily business operations of the investment adviser in Illinois, and the supervision of the adviser's registered investment adviser representatives in Illinois. 815 ILCS 5/2.12a.
11. No investment adviser applicant may be registered or re-registered as an adviser unless the application for registration or re-registration is accompanied by an application for registration or re-registration for each person acting as an investment adviser representative on behalf of the adviser. 815 ILCS 5/8.D(10).
12. An investment adviser representative of an Illinois-registered investment adviser is any partner, officer, or director of the investment adviser, or other person occupying similar status or performing similar functions, or other natural person employed by or associated with the investment adviser except clerical or ministerial personnel who performs any of the following acts:
  - (a) Makes any recommendations or otherwise renders advice regarding securities.
  - (b) Manages accounts or portfolios of clients
  - (c) Determines what recommendation or advice regarding securities should be given.
  - (d) Supervises any employee who performs any of the foregoing.
  - (e) Solicits, refers, offers, or negotiates for the sale of, or sells, investment advisory services.

815 ILCS 5/2.12b.

13. Without a designated investment adviser principal who is actively engaged in the conduct and management of its advisory business or an investment adviser representative who is performing any of the acts identified in Section 2.12b of the of the Illinois Securities Law of 1953, as amended. ("Act"). Respondent Moneyfacts is prohibited from engaging in the business of giving investment advice in or from Illinois, in accordance with Sections 8.A, 11.E(3); 8.D(9); 2.12a; 8.D(10); and 2.12b of the Act.
14. An investment adviser registered in the State of Illinois that wishes to register an investment adviser representative in the State must file an application with the

Secretary of State. The investment adviser representative is required to provide the application to the investment adviser, executed, verified, or authenticated by the investment adviser representative, and setting forth the information required by Section 8.D-5 of the Act. 815 ILCS 5/8.D-5.

15. The investment adviser representative application includes filing a "Uniform Application for Securities Industry Registration or Transfer" ("Form U4"), utilizing the Central Registration Depository administered by the Financial Industry Regulatory Authority. 14 Ill. Adm. Code 130.839(a).
16. A change that renders inaccurate any information contained in any application for registration as an investment adviser representative is required by law to be reported to the Secretary of State within ten business days after the occurrence of the change. 815 ILCS 5/8.D-5.
17. Changes that render inaccurate any information contained in the application are required by regulation to be filed in amended registration applications. 14 Ill. Adm. Code 130.839(d).
18. By failing to disclose to the Secretary of State Respondent Dunn's business activities with Beverly Hills Trust, The Aegis Company, and Aegis Management Company, Respondents Dunn and Moneyfacts each caused false or misleading statements to be made in Respondent Dunn's Illinois investment adviser representative registration application, each failure a separate violation by each Respondent of Section 12.E of the Act.
19. Respondent Moneyfacts's failure to file amended registration applications reporting the change in Respondent Dunn's business activities caused by his engagement in business activity with Beverly Hills Trust, The Aegis Company, and Aegis Management Company within ten business days of each of these changes, and Respondent Dunn's failure to cause the filing of each of these changes as required by Section 8.D-5 of the Act, are each separate violations by each Respondent of Section 12.D of the Act.
20. Each of Respondent Moneyfacts's failures to disclose to the Secretary of State Respondent Dunn's business activities with Beverly Hills Trust, the Aegis Company, and Aegis Management Company, and Moneyfacts's failures to cause Respondent Dunn to file amended registration applications reporting each of these changes in Respondent Dunn's business activities as required by Section 8.D-5 of the Act, are failures by Moneyfacts as an investment adviser to reasonably supervise the advisory activities of Respondent Dunn, Moneyfacts's investment adviser representative or employee, as provided by Section 8.E(1)(f).

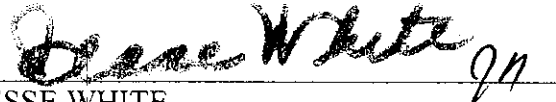
**WHEREAS**, the Secretary of State finds the recommendations of the hearing officer for disposition of this proceeding to be appropriate, based on the law and the record in this proceeding, and the findings of fact and conclusions of law in this order, the Secretary of State adopts the recommendations as the order of the Secretary of State, as follows:

**NOW, THEREFORE, IT IS HEREBY ORDERED THAT:**

1. The Respondents are in default.
2. The Respondents have waived their right to a hearing.
3. The registration of Respondent Timothy Shawn Dunn as an investment adviser representative in Illinois is permanently revoked.
4. The registration of Respondent Moneyfacts, Inc., as an investment adviser in Illinois is permanently revoked.
5. Respondent Dunn is permanently prohibited from acting as an investment adviser representative or federal covered investment adviser in Illinois, and from offering or selling securities or any mineral investment contract or mineral deferred delivery contract in or from Illinois.
6. Respondent Moneyfacts, Inc., is permanently prohibited from acting as an investment adviser representative or federal covered investment adviser in Illinois, and from offering or selling securities or any mineral investment contract or mineral deferred delivery contract in or from Illinois.
7. Respondent Dunn is fined for the violations of the Illinois Securities Law of 1953, as amended, identified in the Secretary of State's Conclusions of Law, in the amount of \$10,000.00. The fine shall be paid by certified or cashier's check made payable to the Illinois Secretary of State, and filed with the Illinois Securities Department within ten days of the date of the entry of this order. The fine payment shall be deposited in the Secretary of State's Securities Audit and Enforcement Fund.
8. Costs of the investigation in this proceeding are assessed against Respondent Dunn in the amount of \$500.00. The costs shall be paid by certified or cashier's check made payable to the Illinois Secretary of State, and filed with the Illinois Securities Department within ten days of the date of the entry of this order. The costs payment shall be deposited in the Secretary of State's Securities Audit and Enforcement Fund.

9. Costs of the investigation in this proceeding are assessed against Respondent Moneyfacts, Inc., in the amount of \$500.00. The costs shall be paid by certified or cashier's check made payable to the Illinois Secretary of State, and filed with the Illinois Securities Department within ten days of the date of the entry of this order. The costs payment shall be deposited in the Secretary of State's Securities Audit and Enforcement Fund.

ENTERED: This 1st day of February, 2010.

Handwritten signature of Jesse White in black ink, written over a horizontal line. The signature is cursive and includes the initials "JW" at the end.

JESSE WHITE  
Secretary of State  
State of Illinois

Attorney for the Secretary of State:  
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Enforcement Attorney  
Office of the Secretary of State  
Illinois Securities Department  
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NOTICE TO RESPONDENTS: Failure to comply with the terms of this order shall constitute a violation of Section 12.D of the Illinois Securities Law of 1953. Any person or entity failing to comply with the terms of this order and having knowledge of the existence of this order, shall be guilty of a Class 4 felony. 815 ILCS 5/12.D; and 5/14.A.

This is a final order and is subject to judicial review under the Administrative Review Law, in accordance with Section 11.H of the Illinois Securities Law of 1953, and the Illinois Administrative Code. 735 ILCS 5/3-101 *et seq.*; 815 ILCS 5/11.H; and 14 Ill. Admin. Code 130.1123.

Any action for judicial review of this order must be commenced within 35 days from the date a copy of this order was served by U.S. mail upon the party seeking review, in accordance with Section 103 of the Administrative Review Law. 735 ILCS 5/3-103.