

STATE OF ILLINOIS  
SECRETARY OF STATE  
SECURITIES DEPARTMENT

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IN THE MATTER OF: JAMES U. DODGE

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) File No. 1000063  
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TEMPORARY ORDER OF PROHIBITION

TO THE RESPONDENT: James U. Dodge  
4804 Johanne Ct.  
Springfield, Illinois 62707

On information and belief, I, Jesse White, Secretary of State for the State of Illinois, through my designated representative, having been fully advised in the premises by the staff of the Illinois Securities Department, Office of the Secretary of State, herein find:

1. That Respondent, James U. Dodge, is an individual with a last known address of 4804 Johanne Ct., Springfield, Illinois 62707;
2. That during the month of May, 2006, Respondent James U. Dodge offered and sold an investment plan to PG, an Illinois resident, in which Respondent represented that he would invest PG's funds using a trading formula to track the S & P 500, and that as a result, PG would receive a monthly return of 3% per month, for a total investment by PG of \$8,000;
3. That on or about January 22, 2007, Respondent James U. Dodge offered and sold an investment plan to CS, an Illinois resident, in which Respondent represented that he would invest CS's funds using a trading formula to track the S & P 500, and that as a result, CS would receive a monthly return of 3% per month, that on or about the above date, CS made an initial payment of \$5,000 to Respondent and made subsequent payment or payments to Respondent thereafter for a total investment by CS of \$15,000;
4. That the aforesaid investment plan is an investment contract and therefore a security as that term is defined pursuant to Section 2.1. of the Illinois

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Securities Law of 1953 [815 ILCS 5/1 et seq.] (the "Act");

5. That Section 5 of the Act provides, inter alia, that all securities except those exempt under Section 3 of the Act or those offered and sold in transactions exempt under Section 4 of the Act shall be registered with the Secretary of State prior to their offer or sale in the State of Illinois;
6. That Section 12.A of the Act provides, inter alia, that it shall be a violation of the Act for any person to offer or sell securities except in accordance with the provisions of the Act;
7. That Section 12.C of the Act provides, inter alia, that it shall be a violation of the Act for any person to act as a dealer or salesperson unless registered as such, where such registration is required;
8. That Section 12.D of the Act provides, inter alia, that it shall be a violation of the Act for any person to fail to file with the Secretary of State any document or application required to be filed under the provisions of the Act;
9. That at all times relevant hereto, Respondent James U. Dodge failed to file an application for registration of the above-referenced securities with the Secretary of State prior to their offer or sale in the State of Illinois;
10. That at all times relevant hereto, Respondent James U. Dodge failed to file an application for registration as a dealer or salesperson for the sales of securities in the State of Illinois;
11. That at all times relevant hereto, Respondent James U. Dodge acted as a dealer and/or salesperson of securities while not being registered as such;
12. That by virtue of the foregoing, Respondent James U. Dodge has violated Sections 12.A, 12.C and 12.D of the Act;
13. That Section 11.F.(2) of the Act provides, inter alia, that the Secretary of State may temporarily suspend or prohibit the offer or sale of securities by any person if the Secretary of State in his or her opinion, based

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upon credible evidence, deems it necessary to prevent an imminent violation of the Act or to prevent losses to investors which the Secretary of State reasonably believes will occur as a result of a prior violation of the Act;

14. That based upon the foregoing, the Secretary of State deems it necessary, in order to prevent imminent and additional violations of the Act, and to prevent losses to investors as a result of the referenced prior violation of the Act, to enter an order pursuant to the authority granted under Section 11.F of the Act which prohibits Respondent James U. Dodge from offering and/or selling securities in the State of Illinois; and
15. That based upon the credible evidence available to the Secretary of State, the entry of this Temporary Order is in the public interest and is consistent with the purposes of the Act.

NOW THEREFORE, IT IS HEREBY ORDERED THAT: pursuant to the authority granted by Section 11.F of the Act, Respondent James U. Dodge is hereby PROHIBITED from offering and/or selling securities in or from the State of Illinois until further order of the Secretary of State.

NOTICE is hereby given that the Respondent may request a hearing on this matter by transmitting such request in writing to Securities Director, Illinois Securities Department, 300 West Jefferson, Suite 300A, Springfield, Illinois 62702. Such request must be made within thirty (30) days of the date of entry of this Temporary Order. Upon receipt of a request for hearing, a hearing will be scheduled. Request for hearing will not stop the effectiveness of this Temporary Order and will extend the effectiveness of this Temporary Order for ninety days from the date the hearing request is received by the Department.

FAILURE BY ANY RESPONDENT TO REQUEST A HEARING WITHIN THIRTY (30) DAYS AFTER ENTRY OF THIS TEMPORARY ORDER SHALL CONSTITUTE AN ADMISSION OF ANY FACTS ALLEGED HEREIN AND CONSTITUTES SUFFICIENT BASIS TO MAKE THE TEMPORARY ORDER FINAL.

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ENTERED: This 15<sup>th</sup> day of April, 2010

Jesse White  
JESSE WHITE  
Secretary of State  
State of Illinois

*DR*

Attorney for the Secretary of State:

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