STATE OF NORTH CAROLINA

Department of The Secretary of State

IN THE MATTER OF:

THE NORTH CAROLINA SECURITIES DIVISION,

Petitioner,

vs.

FINAL ORDER TO CEASE AND DESIST

CHRIS WEST
8404 NC 27 E
Coats, North Carolina 28521-9298

FILE NO. 02-010-CC

Respondent.

THIS CAUSE coming on to be heard and being heard upon the Motion For Permanent Order filed herein by the Petitioner, the Securities Division of the Department of the Secretary of State of North Carolina; and **IT APPEARING** to the undersigned that, upon the call of this matter for hearing, that the Petitioner was represented by Nancy Ann Vecchia, Enforcement Attorney for the Petitioner, and that the Respondent Chris West did not appear in person or through counsel; and

BASED UPON the record in this administrative proceeding and the representations of counsel, the undersigned makes the following:

FINDINGS OF FACT

1. On April 20, 2005 the Deputy Securities Administrator entered a Summary Order To Cease And Desist against the Respondent named in the above-captioned case.

2. On April 21, 2005 Respondent was served with copies of the Division's Administrative Petition, the Summary Order To Cease And Desist, and a Notice of Right To Administrative Hearing. Such service was obtained by leaving the above-mentioned copies with Audra Layne West a person of suitable age and discretion and who resides in the Respondent's dwelling house or usual place of abode.

3. The Notice of Right To Administrative Hearing served upon Respondent informed said Respondent that, upon his failure to request a hearing in writing, file a responsive pleading, or make a submission within thirty (30) business days following service that the Petitioner would apply for a permanent Order To Cease And Desist the offer and sale by the Respondent of payphone unit investments and any other security of any issuer, howsoever denominated, unless and until the security and the persons offering and selling said security were registered under the North Carolina Securities Act. In addition the permanent Order To Cease And Desist would command that the Respondent not violate any of the antifraud provisions under the North Carolina Securities Act.

4. The Summary Order To Cease And Desist gave notice to the Respondent that, if no request for a hearing, responsive pleading, or other submission was received by the Deputy Securities Administrator within thirty (30) business days following service of said Order, the Summary Order To Cease And Desist would become final and remain in effect unless modified or vacated by the Secretary of State in her capacity as Administrator of the North Carolina Securities Act.

5. The Petitioner on June 6, 2005 filed a Motion For Default against Respondent. The Deputy Securities Administrator entered default against Respondent on June 6, 2005.

6. On June 6, 2005 counsel for the Petitioner mailed to Respondent by certified mail, return receipt requested a Notice that the Petitioner's Motion For Permanent Order would

be brought before the undersigned on June 15, 2005 at 10:00 A.M.; said Respondent has not appeared to contest the entry of a Permanent and Final Order.

BASED ON THE FOREGOING Findings of Fact, the undersigned makes the following:

CONCLUSIONS OF LAW

1. The undersigned Deputy Securities Administrator has jurisdiction over the person of the Petitioner and Respondent Chris West and over the subject matter of this administrative proceeding against Respondent.

2. Respondent Chris West is now subject to the entry of a final and permanent Order To Cease And Desist.

3. The entry of a final and permanent Order To Cease and Desist against Respondent is in the public interest.

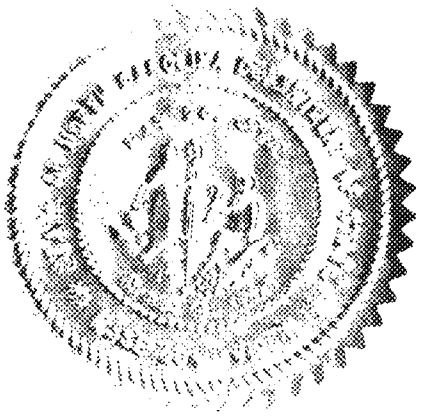
NOW, THEREFORE, IT IS HEREBY ORDERED, ADJUDGED AND DECREED pursuant to the authority contained in N.C.G.S. §78A-47(b)(2) that Respondent **CHRIS WEST** shall immediately cease and desist:

a. offering for sale, soliciting offers to purchase, or selling, to the public in North Carolina, the securities of payphone unit investments or any security of any issuer, howsoever denominated, unless and until such securities have been registered pursuant to the provisions of the Securities Act;

b. offering for sale, soliciting offers to purchase, or selling, in or from North Carolina, the securities in the form of payphone unit investments and any security of any issuer, howsoever denominated, unless and until said persons become registered as dealers or salesmen pursuant to the provisions of the Securities Act; and

c. in connection with the offer, sale or purchase of any security, making false statements of material facts or omitting to state material facts necessary in order to make statements made, in light of the circumstances under which such statements are made, not misleading.

WITNESS MY HAND AND THE OFFICIAL SEAL of the North Carolina Department of the Secretary of State, this the 15th day of June 2005.



ELAINE F. MARSHALL
SECRETARY OF STATEOF NORTH CAROLINA
and **SECURITIES ADMINISTRATOR**

by:
David S. Massey
Deputy Securities Administrator