

STATE OF ILLINOIS  
SECRETARY OF STATE  
SECURITIES DEPARTMENT

IN THE MATTER OF: BARTHOLOMEW "BART"  
ANDREW NEWMAN (CRD# 5296778)

Case No.0800198

TEMPORARY ORDER OF PROHIBITION

**TO THE RESPONDENT: BART ANDREW NEWMAN  
318 WEST BALTIMORE DRIVE  
VERNON HILLS, ILLINOIS  
60061**

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

1. Bartholomew "Bart" Andrew Newman (Respondent "Newman") is an individual residing at 318 West Baltimore Drive in Vernon, Illinois.
2. Newman was registered in Illinois with Pavek Investments, Inc. ("Pavek") as a securities salesperson and investment advisor representative until December 3, 2007, when Pavek terminated his employment relationship with it.
3. After his termination, Newman was not registered to offer or sell securities, or to act as an investment advisor or investment advisor representative, in the State of Illinois.

4. Nevertheless, on or about December 7, 2007, Newman recommended and sold three Consolidated Wealth Holdings, Inc. Life Settlement contracts ("Contracts") to two Illinois investors ("Investors") for approximately \$200,000.00.
5. Newman's sale of the Contracts garnered Newman an 11% commission.
6. A life settlement is a financial investment transaction in which a third party (the issuer) purchases a life insurance policy from the policy owner (the seller) for more than the policy's cash surrender value. The issuer becomes the beneficiary of the seller's insurance policy and finds an investor, or group of investors, that invest in the policy for the promise of annual compound interest on the investment to be paid along with the principal upon either the death of the seller or, in some contracts, on the seller's life expectancy date, whichever occurs first.
7. In Illinois a life settlement contract constitutes an Investment Contract, and therefore, a security, pursuant to Section 2.1 of the Illinois Securities Law of 1953. 815 ILCS 5/1 *et seq.* (the "Act").
8. The activities described in paragraphs 4-6, above, constitute the activities of an investment advisor, pursuant to Sections 2.11 of the Act, and the offer and sale of securities, pursuant to Sections 2.5(a) and 2.5 of the Act.

### VIOLATIONS

9. Section 8.A of the Act states that every salesperson, investment advisor and investment advisor representative shall be registered as such with the Secretary of State.
10. Section 12.A of the Act provides it shall be a violation of the provisions of this Act for any person to offer or sell any security except in accordance with the provisions of this Act.
11. Section 12.C of the Act provides that it shall be a violation of the Act for any person to act as an salesperson, investment advisor or investment advisor representative, unless registered as such, where such registration is required under the Act.
12. Respondent Newman was not registered as a salesperson of securities with the Secretary of State at the time of Newman's above described recommendation to purchase and sale of securities.

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13. Respondent Newman was not registered as an investment advisor or investment advisor representative with the Secretary of State at the time of Newman's above described recommendation to purchase and sale of securities.
14. Respondent Newman has violated Sections 12.A and 12. C of the Act for acting as an investment advisor and offering and selling securities in Illinois without being registered as an investment advisor or salesperson with the Secretary of State.
15. The aforementioned findings are based upon credible evidence.
16. Section 11.F(2) of the Act provides, *inter alia*, that the Secretary of State may temporarily prohibit the offer or sale of securities or the business of rendering investment advice by any person, without notice and prior hearing, if the Secretary of State shall deem it necessary to prevent an imminent violation of the Act or to prevent losses to investors that will occur as a result of prior violations of the Act.
17. On information and belief Respondent Newman continues to offer and sell securities and act as an investment advisor in Illinois without being registered to do so.
18. The entry of this Temporary Order prohibiting Respondent Bart Andrew Newman from offering or selling securities in or from the State of Illinois, or from rendering investment advice in or from the State of Illinois, is in the public interest and for the protection of the investing public and is consistent with the purposes intended by the provisions of the Act.

NOW THEREFORE IT IS HEREBY ORDERED THAT: pursuant to the authority granted by Section 11.F of the Act, Respondent **BART ANDREW NEWMAN**, his managers, officers and directors, agents, employees, affiliates, representatives, successors and assigns are **PROHIBITED** from offering or selling securities in or from this State or rendering investment advice in or from this State until the further Order of the Secretary of State.

NOTICE is hereby given that Respondents may request a hearing on this matter by transmitting such request in writing to the Director, Illinois Securities Department, 69 West Washington Street, Suite 1220, Chicago, Illinois 60602. Such request must be

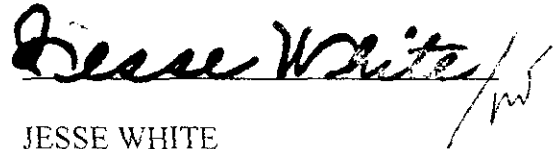
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made within thirty (30) calendar days of the date of entry of the Temporary Order of Prohibition. Upon receipt of a request for hearing, a hearing will be scheduled as soon as reasonably practicable. A request for hearing will not stop the effectiveness of this Temporary Order and will extend the effectiveness of this Temporary Order for sixty days from the date the hearing request is received by the Department.

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

ENTERED : This 3<sup>rd</sup> day of July, 2008.

A handwritten signature in black ink that reads "Jesse White" with a stylized flourish at the end.

JESSE WHITE  
Secretary of State  
State of Illinois

Jason Chronopoulos  
Enforcement Attorney  
Illinois Securities Department  
69 West Washington Street, Suite 1220  
Chicago, Illinois 60602