

STATE OF ALABAMA
ALABAMA SECURITIES COMMISSION

IN THE MATTER OF:)
) ADMINISTRATIVE ORDER
PAYDAY TODAY.COM, INC.) NO. CD-2001-0048
MICHAEL DURAND BEARD)
DAVID L'HOIR)
)
RESPONDENTS)

CEASE AND DESIST ORDER

The Alabama Securities Commission ("Commission"), having the power to administer and provide for the enforcement of all provisions of Title 8, Chapter 6, Code of Alabama 1975, the Alabama Securities Act, upon due consideration of the subject matter hereof, and having confirmed information of the offer and/or sale of securities into, within, or from the State of Alabama, has determined as follows:

RESPONDENTS

1. PAYDAY TODAY USA.COM, INC., ("RESPONDENT PAYDAY") is an unregistered investment firm, with a business address of 2001 Bayview Dr. Fort Lauderdale, FL 33305.

2. MICHAEL DURAND BEARD ("RESPONDENT BEARD") is currently an Alabama registered Investment Advisor employed with the firm Michael Durand Beard and Mike Tankersley CFP MBA Inc. with a business address of 2100 Southbridge Center Parkway # 650, Birmingham, Alabama 35209. At all times relevant to the violations set forth herein, RESPONDENT BEARD acted as an agent of RESPONDENT PAYDAY.

3. DAVID L'HOIR, ("RESPONDENT L'HOIR") is currently the President of PayDay Today USA.Com, Inc. (PAYDAY), with a business address of 2001 Bayview Dr. Fort Lauderdale, FL 33305. At all times relevant to the violations set forth herein, RESPONDENT L'HOIR acted as an agent of RESPONDENT PAYDAY.

STATEMENT OF FACTS

4. The Commission is in receipt of information that RESPONDENTS BEARD and L'HOIR engaged in the offer and/or sale of securities, to wit: investment contracts, of RESPONDENT PAYDAY, to Alabama residents, that were neither registered nor exempt from registration in the State of Alabama.

5. A review of the files of the Commission disclosed no record of registration of RESPONDENTS L'HOIR, or PAYDAY, as a securities agent/dealer in the state of Alabama.

6. A review of the files of the Commission disclosed no record of registration, or exemption from registration, of the securities of RESPONDENTS L'HOIR and PAYDAY.

CONCLUSIONS OF LAW

7. RESPONDENT PAYDAY is not registered as a securities dealer in the state of Alabama.

8. RESPONDENT L'HOIR is not registered as a securities agent in the state of Alabama.

9. Transacting business in the State of Alabama as a securities agent or dealer while unregistered is a violation of § 8-6-3(a), Code of Alabama, 1975.

10. The securities of RESPONDENT PAYDAY, being sold by RESPONDENTS BEARD and L'HOIR as set forth in paragraph 4, above, are not registered, nor exempt from registration in the state of Alabama.

11. The sale of unregistered, non-exempt securities into, within, or from the state of Alabama is a violation of § 8-6-4, Code of Alabama, 1975.

This Order does not prevent the Alabama Securities Commission from seeking such other civil or criminal remedies that are available to it under the Alabama Securities Act.

This Order is appropriate in the public interest for the protection of investors and consistent with the purpose of the Alabama Securities Act.

ACCORDINGLY, IT IS HEREBY ORDERED that, RESPONDENTS PAYDAY TODAY USA.COM, INC., MICHAEL D. BEARD and DAVID L'HOIR immediately CEASE AND DESIST from further offers or sales of any security into, within, or from the State of Alabama.

Entered at Montgomery, Alabama, this 18th day of December, 2001.



NDW/ndw

ALABAMA SECURITIES COMMISSION
770 Washington Street, Suite 570
Montgomery, Alabama 36130-4700

BY:

JOSEPH P. BORG
Director