STATE OF ALABAMA
ALABAMA SECURITIES COMMISSION

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| IN THE MATTER OF: | ) | |
| | ) | |
| CELECAST INC. | ) | NO.CD-2005-0049 |
| HEATH F. HYNEMAN | ) | |
| KIMBERLY GALLOPS ANTHONY | ) | |
| | ) | |
| 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 sale of securities into, within, or from the State of Alabama, has determined as follows:

## RESPONDENTS

1. CELECAST, INC., ("CELECAST"), was reportedly a telecommunications business with a business address of 1 Community Square Blvd, Villa Rica, Georgia 30180.

2. HEATH F. HYNEMAN ("HYNEMAN"), is represented to be the manager and owner of CELECAST INC., with a home address of 452 S Carroll Road, Villa Rica, GA 30180.

3. KIMBERLY GALLOPS ANTHONY. ("K. ANTHONY"), with a home address of 1421 Panorama Dr. Birmingham AL 35216-3014 and during all times relevant to the issuance of this Order, acted as an Agent of Celecast, Inc. K. Anthony was

Anthony was registered as a Agent with Prudential Securities Inc., from June 2001 though July 2003. When Prudential and Wachovia merged in 2003 K. Anthony was employed with Wachovia from July 2003 through August 2004.

## STATEMENT OF FACTS

4. The Commission is in receipt of information that K. Anthony, during her employment tenure with Prudential/Wachovia did solicit and effect securities transactions involving unregistered securities, to wit: the sale of stock in Celecast Inc., to an Alabama resident. The Alabama resident, a client of K. Anthony, and in good standing with the aforementioned broker-dealer, believed that K. Anthony was acting on behalf of Prudential/Wachovia Securities, Inc., and that the solicitation/sale had the approval of Prudential/Wachovia. According to the Alabama resident, it was represented that an investment of $50,000.00 in Celecast stock would result in a $500.00 per month income. When the resident reviewed his Prudential/Wachovia monthly statement, it was discovered that Celecast Inc., investment was not listed.

5. An analysis of subpoenaed bank accounts revealed that funds collected as a result of the sale of the securities; to wit: stock of Celecast Inc. was deposited in Regions Bank with the knowledge and consent of the owner and manager of Celecast Inc, Heath Hyneman.

6. A review of the files of the Registration Division of the Alabama Securities Commission found no evidence of registration as a Securities Agent or Broker Dealer for Hyneman nor any claim for an exemption of registration or from registration pertaining to the stock of Celecast Inc.

## CONCLUSIONS OF LAW

7. K. Anthony was a registered securities agent with Prudential/Wachovia in the state of Alabama at the time the security was sold. Neither Hyneman nor Celecast Inc., is registered as a securities agent or broker dealer in the state of Alabama. The sale of securities by an unregistered dealer or agent in the state of Alabama is a violation of Section 8-6-3(a), Code of Alabama 1975.

8. The securities of CELECAST INC., are neither registered nor exempt from registration in the state of Alabama. The sale of unregistered securities in the state of Alabama is a violation of Section 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 Act.

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

**ACCORDINGLY, IT IS HEREBY ORDERED** that RESPONDENTS **CEASE AND DESIST** from further offers or sales of any security into, within or from the State of Alabama.

Entered at Montgomery, Alabama, this 9th day of November, 2005

ALABAMA SECURITIES COMMISSION
770 Washington Street, Suite 570
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(334) 242-2984

BY:

J. Randall McNeill
Deputy Director