

STATE OF ALABAMA
ALABAMA SECURITIES COMMISSION

IN THE MATTER OF:)
)
HORIZON MEDICAL GROUP, INC.)
MARTIN J. KERN)
BARRY STERNBERG)
LIVING TRUSTS OF AMERICA)
CRAIG R. LUNDAHL)
FIRST TRUST COMPANY OF ONAGA, N.A.)
)
RESPONDENTS)

ADMINISTRATIVE ORDER
NO. CD-2005-00⁵⁰

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 ("Act"), upon due consideration of the subject matter hereof, and having confirmed information of the offers for sale and/or sale of securities, into, within or from the state of Alabama, has determined as follows:

RESPONDENTS

1. HORIZON MEDICAL GROUP, INC. ("HORIZON") is a Florida company, with a business address of 240 North Washington Blvd., 7th Floor, Sarasota, Florida, 34236-5294.
2. MARTIN J. KERN ("KERN") is the President of HORIZON, with a business address of 240 North Washington Blvd., 7th Floor, Sarasota, Florida, 34236-5294.
3. BARRY STERNBERG ("STERNBERG") is listed as a Fund Manager for HORIZON, with a business address of 240 North Washington Blvd., 7th Floor, Sarasota, Florida, 34236-5294.
4. LIVING TRUSTS OF AMERICA ("LIVING") is a New Mexico company, with a business address of 4133 North Huff Street, Silver City, New Mexico, 88061.

5. CRAIG R. LUNDAHL ("LUNDAHL") is a self proclaimed "High-Yield Investment Specialist" with LIVING, with a business address of 4133 North Huff Street, Silver City, New Mexico, 88061.

6. FIRST TRUST COMPANY OF ONAGA, N.A. ("ONAGA") is a Kansas company, with a business address of 301 Leonard Street, Onaga, Kansas, 66521-0420.

STATEMENT OF FACTS

7. Information made available to the Commission indicates that during the period from September 1999 through April 2001, HORIZON offered investments in medical imaging facilities, through several Reg. D 506 limited offerings, to investors residing in the state of Alabama. The name of the offerings are as follows: **MED FUND, LLC, HORIZON CAPE CORAL, LLC, HORIZON DEERFIELD BEACH, LLC, HORIZON EXPANSION GROUP III, LLC, HORIZON FORT LAUDERDALE EAST, LLC, HORIZON JACKSONVILLE NORTH, LLC, HORIZON JACKSONVILLE SOUTH, LLC, HORIZON ONE, LLC, HORIZON OPEN MRI OF CORAL SPRINGS, LLC, HORIZON ORLANDO ONE, LLC, HORIZON ORLANDO TWO, LLC, HORIZON ST. AUGUSTINE, LLC, HORIZON SARASOTA, LLC, HORIZON THREE, LLC, HORIZON TWO, LLC, HORIZON WEST PALM BEACH, LLC, OPEN MRI OF PEMBROKE PINES, LLC, HORIZON FORT WALTON BEACH, LLC.**

8. A review of the files of the Alabama Securities Commission Registration Division disclosed no record of registration for HORIZON as a Securities Agent or Dealer in the state of Alabama. The review disclosed the issuer is claiming an exemption under Regulation D Rule 506, and filed a notice filing for the MED FUND, LLC. limited offering with the Commission on April 20, 2001. Additional research conducted on the U.S. Securities and Exchange EDGAR website disclosed no Regulation D Rule 506 filings for any of the above listed limited offerings.

9. A review of the files of the Alabama Securities Commission Registration Division disclosed no record of registration, nor exemption from registration for KERN as a Securities Agent or Dealer in the state of Alabama. KERN's signature appears on the investment contract issued by HORIZON to an Alabama resident, and lists his title as President.

10. A review of the files of the Alabama Securities Commission Registration Division disclosed no record of registration, nor exemption from registration for STERNBERG as a Securities Agent or Dealer in the state of Alabama. STERNBERG is listed as the Manager of MED FUND, LLC on the Form D submitted to the Alabama Securities Commission as part of the state required notice filing.

11. Information made available to the Commission indicates LIVING, through it's agent LUNDAHL, solicited and sold investments into, the various limited offerings issued by HORIZON, to investors residing in the state of Alabama.

12. A review of the files of the Alabama Securities Commission Registration Division disclosed no record of registration, nor exemption from registration for LIVING as a Securities Agent or Dealer in the state of Alabama.

13. A review of the files of the Alabama Securities Commission Registration Division disclosed no record of registration, nor exemption from registration for LUNDAHL as a Securities Agent or Dealer in the state of Alabama.

14. Information made available to the Commission, from Mr. Michael Brown, who is a Senior Vice President with HORIZON, indicates that agents, who sold the securities issued by HORIZON, were compensated on a commission basis. Mr. Brown indicated the agents were paid a percentage of the dollar amount of the securities the individual agent sold.

15. Information made available to the Commission indicates ONAGA acted as an Broker/Dealer by affecting the purchase of securities, directly from the issuer, into a self-directed Individual Retirement Account held by ONAGA, on behalf of an Alabama resident.

16. A review of the files of the Alabama Securities Commission Registration Division disclosed no record of registration, nor exemption from registration for ONAGA as a Securities Agent or Dealer in the state of Alabama.

CONCLUSIONS OF LAW

17. HORIZON, KERN, STERNBERG, LIVING, LUNDAHL, and ONAGA are not registered, or exempt from registration as a Dealer or Agent 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.

18. The securities issued by HORIZON are not registered, or 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 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 8th day of November, 2005.



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

BY:


J. RANDALL MCNEILL
Deputy Director