

STATE OF ALABAMA
ALABAMA SECURITIES COMMISSION

CEASE AND DESIST ORDER

The Alabama Securities Commission ("Commission"), having authority 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:

RESPONDENT

1. TIMOTHY GRANT JONES ("Jones") has a residential address of 9347 Preston Place, Montgomery, Alabama 36117.

STATEMENT OF FACTS

2. The Commission is in receipt of information that JONES engaged in the offer and/or sale of unregistered securities to a Texas resident on February 19, 2007, to wit: investment contract. The contract stated that, "(investor) is investing \$25,000 in PODS Portable on Demand . . . to be paid back at an interest rate of 60% on June 21, 2007. Total principal & interest paid to Mr. Perry on this date \$40,000." Mr. Perry is a resident of the state of Texas.

3. In December 2007, a review of the files of the Alabama Securities Commission was conducted and disclosed no record of registration or exemption from registration for the securities offered and/or sold by JONES.

4. In December 2007, a review of the files of the Alabama Securities Commission disclosed no record of registration or exemption from registration for JONES as a Dealer, Agent, Investment Adviser, or Investment Adviser Representative in the state of Alabama.

CONCLUSIONS OF LAW

5. Pursuant to Section 8-6-2(10), Code of Alabama 1975, the definition of "security" includes any investment contract. The offer made by JONES in paragraph 2 falls within the definition of an investment contract and is therefore a security under the Act.

6. Pursuant to Section 8-6-2(2), Code of Alabama 1975, the definition of "agent" includes any individual who represents an issuer in effecting sales of securities. JONES' actions as described in paragraph 2 indicate that JONES acted as an agent of the issuer under the Act.

7. Pursuant to Section 8-6-3(a), Code of Alabama 1975, it is unlawful for any person to transact business in this state as a Dealer or Agent for securities unless he is registered under the Act. JONES is not registered as a Dealer or Agent in the state of Alabama and has effected a securities transaction from the state of Alabama with a Texas resident.

8. Pursuant to Section 8-6-4, Code of Alabama 1975, it is unlawful for any person to offer or sell any security in this state unless it is registered or exempt from registration under the Act. The offer and sale of unregistered, non-exempt, securities by JONES from the state of Alabama to a Texas resident is a violation of Section 8-6-4 of the Act.

This Order does not prevent the Alabama Securities Commission from seeking such other administrative, 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 the RESPONDENT 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 12th day of February, 2008.



ALABAMA SECURITIES COMMISSION
770 Washington Avenue, Suite 570
Montgomery, AL 36130-4700
(334) 242-2984

BY:

Joseph Borg
Director