

**STATE OF ALABAMA
ALABAMA SECURITIES COMMISSION**

IN THE MATTER OF:

AJ'S GIFTS

aka AJ'S FOREX TRADING CLUB

MARY SHORT

aka MARY M SHORT

aka MARY McINTOSH

RESPONDENTS

**ADMINISTRATIVE ORDER
NO. CD 2008-0028**

CEASE AND DESIST ORDER

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

RESPONDENTS

1. **AJ's GIFTS ("AJ'S")**, aka **AJ'S FOREX TRADING CLUB** is an internet web based company with a website of <http://ajsgifts.com> and a business address of 190 County Road 41, Heflin, AL, 36264.

2. **MARY SHORT**, aka **MARY M SHORT**, aka **MARY McINTOSH ("SHORT")**, at all times relevant, was the owner and operator of **AJ'S**, with a business and residential address of 190 County Road 41, Heflin, AL, 36264.

STATEMENT OF FACTS

3. Between January 2007 and April 2008, **SHORT** owned and operated **AJ'S** as a home business purportedly designed to be a marketing site to bring quality products

to customers and create avenues of income for those wishing to earn profits from the sale of personal items.

4. A review of the Alabama Secretary of State website, corporate entities listing for the **RESPONDENTS** and their purported agents revealed no company filings by the name of **AJ'S** or in the name of **SHORT**.

5. During the early months of 2007, Sarah Galle Traylor, a resident of the State of Minnesota learned of **AJ's** from its website and contacted **SHORT** with an interest in making money. **SHORT** told Traylor she was experienced in investing in the Forex Market and explained how she could double Traylor's money though **AJ's** and foreign currency investing.

6. Between May 1, 2007 and May 30, 2007, Traylor sent three money orders to **SHORT** totaling \$3,000.00 and agreed for **SHORT** to invest \$500.00 of the money into the Forex Market and to put the additional money into **AJ's** to be used in a marketing effort.

7. On April 14, 2008, during a telephone call with a member of the Commission staff, **SHORT** admitted receiving the funds from Traylor and to pooling those funds with her personal funds in order to make a trade in the foreign currency market though Royal Forex Trading, LLC. By agreeing to pool those funds **SHORT** entered into an investment contract with Traylor. Records received from Royal Forex Trading, LLC. confirm that **SHORT** opened an account with their company on May 1, 2007 with an initial investment of \$300.00.

8. On May 20, 2008, a review of the Commission's registration files disclosed no record of registration for **RESPONDENT(s)** as a Dealer or Agent for securities in Alabama.

9. On May 20, 2008, a review of the Commission's registration files disclosed

no record of registration or exemption from registration in the state of Alabama for the securities, to wit: the funds pooled for investment into the foreign currency market.

10. At no time did the **RESPONDENTS** advise the Minnesota resident investor of their failure to be registered in the State of Alabama.

CONCLUSIONS OF LAW

11. Section 8-6-2 (10), Code of Alabama 1975, defines an investment contract as a security.

12. Under Section 8-6-2(2), Code of Alabama 1975, the definition of "agent" includes any individual who represents a dealer or an issuer in effecting or attempting to effect sales of securities. **SHORT** acted as an agent of **AJ's** when offering to invest Traylor's money with hers into the foreign currency market.

13. 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 this article. It is unlawful for any dealer or issuer to employ an agent unless the agent is registered. **RESPONDENTS** are not registered as a Dealer or Agent and have transacted business by effecting securities transactions with Alabama residents in violation of the Act.

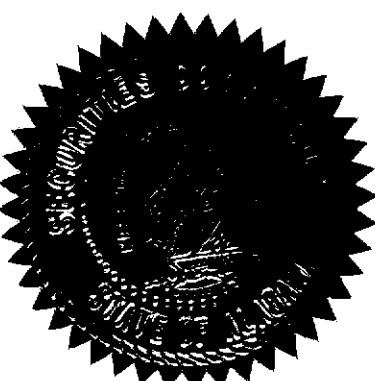
14. Section 8-6-4, Code of Alabama 1975 states: "It is unlawful for any person to offer or sell any security in this state unless it is registered under this article; the security is exempt from registration under Section 8-6-10; or the transaction is exempt under Section 8-6-11." The securities offered and sold by the **RESPONDENTS** were neither registered nor exempt from registration in Alabama at the time of solicitation or sale in violation of this section.

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

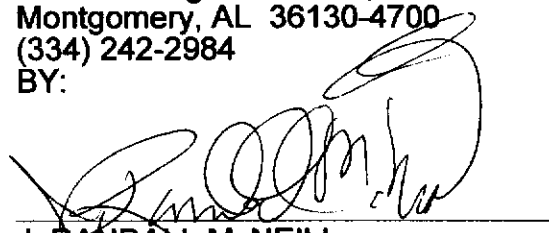
This Order is appropriate in the public interest for the protection of investors and is consistent with the purposes of the Act.

ACCORDINGLY, IT IS HEREBY ORDERED that AJ'S GIFTS and MARY M. SHORT 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 13th day of September, 2008



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J. RANDALL McNEILL
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