

STATE OF ALABAMA  
ALABAMA SECURITIES COMMISSION

IN THE MATTER OF:

PASTOR JAMES S. MOORE  
TRINITY LIFE CHURCH  
TRINITY LIFE CHURCH, INC.

RESPONDENTS

ADMINISTRATIVE ORDER  
NO. CO-2002-0015

CONSENT 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:

RESPONDENT

1. PASTOR JAMES S. MOORE ("MOORE") is a duly ordained minister and is the Pastor of TRINITY LIFE CHURCH with a business address of 4370 Gamble Lane Bessemer, Alabama 35022. At all relevant times, MOORE acted as an agent of TRINITY LIFE CHURCH and TRINITY LIFE CHURCH, INC.

2. TRINITY LIFE CHURCH ("TLC") is a non-profit religious organization with an address of 4370 Gamble Lane, Bessemer, Alabama 53022.

3. TRINITY LIFE CHURCH, INC ("TLCI") is a valid domestic non-profit corporation, with a business address of 4370 Gamble Lane Bessemer, Alabama 53022. At all times relevant to the matters set forth herein, TLCI acted as the vehicle through which the Bonds belonging to TLC were solicited and sold.

## STATEMENT OF FACTS

4. In 1997, MOORE and TLCI engaged in the offer and/or sale of securities, to wit: church bonds, of TLC, to Alabama residents, that were neither registered nor exempt from registration in the State of Alabama. The offerees were either members of the church congregation or friends and relatives of Moore.

5. A review of the files of the Commission disclosed no record of registration of MOORE, TLC, or TLCI, 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 TLCI.

7. On August 13, 2002, Cease and Desist Order number CD-2002-0015 was issued to MOORE, TLC, and TLCI due to the offer and/or sale of the above securities to Alabama residents.

8. Upon request by the Commission, Counsel representing TLCI promptly furnished advice that upon TLCI learning that sales had been made to Alabama residents without registration compliance. Upon notification TLCI tendered an offer of rescission which was accepted by the investors.

9. From the records furnished by Respondents and their Counsel, it appears that full payment has been made to the investors, together with interest as promised and provided for in the bond instruments.

10. From the information and facts available to the Commission, it appears that none of the Respondents willfully violated any provision of the Act, and further, that none of the transactions were conducted with any intent to defraud, misrepresent or mislead any person or entity.

11. The evidence provided to the Commission by Respondents reflects that none of the investors suffered any monetary loss in connection with their respective investments.

12. The Respondents have fully complied, in a timely fashion, with the requests of the Commission during the pendency of this matter.

### **CONCLUSIONS OF LAW**

13. While the actions of the Respondents are in violation of §§ 8-6-3(a), and 8-6-4, Code of Alabama 1975, the Commission finds that such violations were unintentional, and without any intent to defraud or mislead investors.

WHEREAS, the Respondents state that the information and assertions presented by the Commission during its investigation of this matter are true and correct; and that TLCI understands the Commission relied upon such information and assertions in its determination to accept this Order and that should information or assertions prove to be incorrect or misrepresented, the Commission may seek such other remedies that may be available to it under the provisions of the Act.

WHEREAS, TLCI has voluntarily agreed to waive all rights to a hearing upon entry of this Order and has consented to the entry of this Order, and

WHEREAS, the Commission finds this Order necessary and appropriate to ensure future compliance with the Act, and

WHEREAS, the Commission and TLCI are desirous of settling this matter as hereafter set forth and agree to the entry of this Order.

#### **ACCORDINGLY, IT IS HEREBY ORDERED:**

1. That TLCI shall ensure that proper procedures are enacted to preclude any future non-compliance with the Act.

2. That the entry of this Order resolves the Cease and Desist Order, Administrative Order No. CD-2002-0015 issued August 13, 2002. This matter and investigation is closed with no penalty imposed upon the Respondents.

Agreed and consented to on the date indicated below:

RESPONDENTS:

PASTOR JAMES S. MOORE  
TRINITY LIFE CHURCH  
TRINITY LIFE CHURCH, INC.

BY: [Signature]  
TITLE: Pastor  
DATE: 3-17-04

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APPROVED AND AGREED this 6<sup>th</sup> day of July, 2004



NDW/ndw

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

BY: [Signature]  
JOSEPH P. BORG  
Director