

ALABAMA SECURITIES COMMISSION

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Former Shelby County Man, Previously Arrested for Securities Violations, Has Bond Revoked

MONTGOMERY, ALABAMA (Dec. 4, 2012) Robert E. Owens, District Attorney for the 18th Judicial Circuit, Shelby County, Alabama; and Joseph Borg, Director of the Alabama Securities Commission (ASC) announced that Lysle John Fleming, previously from Shelby County and convicted of securities fraud in 2009, had his bond revoked during a Nov. 27, 2012 bond revocation hearing in Shelby County Circuit Court. The bond revocation ruling was based on new charges filed against Fleming in Jefferson County and unrelated to an earlier ASC investigation that led to a Jan., 2012 Shelby County Grand Jury indictment against him. That indictment alleged two counts each of Sale of Unregistered Securities and Sale of Securities by an Unregistered Agent. Additionally, the indictment charged Fleming with three counts of Fraud in Connection with the Sale of Securities, as well as a single count of Theft by Deception, 1st Degree. Fleming had been released on \$100,000 bond for the alleged securities violations, but with the new charges against him, he will remain incarcerated in the Shelby County jail until trial in early 2013.

The 2012 indictment against Fleming alleged that he committed securities fraud by soliciting funds from an Alabama investor by offering the investor an opportunity to take part in an off-shore investment opportunity that would purportedly garner swift and significant returns. The investment opportunity allegedly involved the offer and sale of unregistered promissory notes and/or investment contracts valued at approximately \$430,000. In addition to the sale of unregistered securities and not being registered with the ASC to conduct securities business in Alabama, the 2012 indictment also alleged that Fleming made misleading statements and failed to disclose material facts to the investor, specifically that he had a previous conviction for securities violations in Shelby County in 2009, was ordered to pay victim restitution and was still on probation for that conviction at the time the most recent securities charges were filed against him.

The ASC cautions potential investors to thoroughly scrutinize and research any investment opportunity or offer. Contact the ASC with inquiries concerning securities broker-dealers, agents, investment advisers, investment adviser representatives, financial planners, registration status of securities or debt management programs, to report suspected fraud or to obtain consumer information. The ASC provides free investor education and fraud prevention materials in print, on our website and through educational presentations upon request.

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For additional information contact Dan Lord, Education and Public Affairs Manager, 334-353-4858.

(NOTE: An arrest or indictment is not evidence that the defendant committed the crime(s) charged. The defendant is presumed innocent until the government meets its burden of proving guilt beyond reasonable doubt in court).

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