

ALABAMA SECURITIES COMMISSION

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Shelby County Man Arrested Again For Alabama Securities Violations

MONTGOMERY, ALABAMA (Feb. 24, 2012) Robert E. Owens, Jr., District Attorney for the 18th Judicial Circuit, Shelby County, Alabama; and, Joseph P. Borg, Director of the Alabama Securities Commission (ASC) announced today that Lysle John Fleming, a Shelby County resident, was arrested Feb. 16, 2012 by Pell City, Alabama Police and turned over to Shelby County authorities for alleged violations of the Alabama Securities Act. Charges against Fleming were the result of a Jan. 2012 Shelby County Grand Jury indictment alleging 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 and a single count of Theft by Deception, 1st Degree. All violations allegedly occurred in April, 2010. Fleming remains incarcerated with bond set at \$100,000.

An ASC Enforcement Division investigation revealed that Fleming allegedly committed securities fraud by soliciting funds from an Alabama investor by offering the investor a chance 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 indictment alleged that Fleming made misleading statements and failed to disclose material facts to the investor, specifically that he had previously been arrested and convicted of securities violations in Shelby County Circuit Court in 2009, was ordered to pay victim restitution and was still on probation for that conviction at the time he allegedly offered and sold investment contracts to the current victim.

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.

(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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For additional information contact Dan Lord, Education and Public Affairs Manager, [334-353-4858](tel:334-353-4858).

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