

Order of Suspension

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remind them of their obligation to file the 8.D(9) Form and pay the required late filing fee, without any response by the Respondent.

7. That the Respondent has refused and continues to refuse to pay the late filing fee.

WHEREAS, the Secretary of State makes the following additional Finding of Fact:

8. On April 22, 2010 Respondent submitted the 8.D(9) form, but failed and refused to pay the \$50.00 late fee.

WHEREAS, the proposed Conclusions of Law made by the Hearing officer are correct, they are hereby adopted as the **Conclusions of Law** of the Secretary of State:

1. The Department properly served the Notice of Hearing on Respondent on or about April 9, 2010 and May 24, 2010.
2. The Secretary of State has jurisdiction over the subject matter hereof pursuant to the Act.
3. Because of Respondent's failure to timely file an answer, a special appearance or other responsive pleading in accordance with Section 13.1104:
 - (a) the allegations contained in the Notice of Hearing are deemed admitted;
 - (b) Respondent waived his right to hearing;
 - (c) Respondent is subject to an Order of Default.
4. Because the Respondent failed to appear at the time and place set for hearing, in accordance with Section 130.1109, he:
 - (a) waived his right to present evidence, argue, object or cross examine witnesses; or
 - (b) otherwise participate at the hearing.
5. That Section 8.D(9)(a) of the Act requires that each investment adviser registered in the State of Illinois file a Designated Principal(s) and Branch Office re-registration Form ("8.D(9)Form") with the Secretary of State by December 31 of the current year, for the next calendar year.
6. That Section 12.D of the Act provides, *inter alia*, that it shall be a violation of the provisions of the Act for any person to fail to file with the Secretary of State any application, report or document required to be filed under the provisions of the Act or any rule or regulation made by the Secretary of State pursuant to the Act.
7. That by virtue of the foregoing, the Respondent has committed a violation of Section 12.D of the Act.

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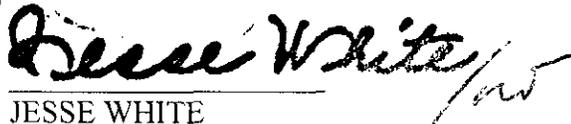
8. That Section 8.E(1)(g) of the Act provides that the registration of an investment adviser may be revoked or suspended if it has violated any of the provisions of this Act.
9. That by virtue of the foregoing, the Respondent's registration as an investment adviser in the State of Illinois is subject to revocation or suspension pursuant to Section 8.E(1)(g) of the Act.

WHEREAS, the Hearing Officer recommended that the Secretary of State should Revoke respondent BASALT CAPITAL LLC'S registration as an Investment Adviser in the State of Illinois, but in light of receipt of the 8.D(9) Form on April 22, 2010 the Secretary of State deems it appropriate instead to SUSPEND respondents registration until such time as the \$50.00 late fee is paid:

NOW THEREFORE, IT SHALL BE AND IS HERBY ORDERED THAT:

1. BASALT CAPITAL LLC'S registration as an investment adviser in the State of Illinois is **SUSPENDED, until the \$50.00 late fee is paid.**
2. The matter is concluded without further proceedings.

DATED: This ^{28th} Day of *July*, 2010



JESSE WHITE
Secretary of State
State of Illinois

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Notice: Failure to comply with the terms of this Order shall be a violation of the Section 12.D of the Act. Any person or entity who fails to comply with the terms of this Order of the Secretary of State, having knowledge of the existence of the Order, shall be guilty of a Class 4 felony.

This is a final order subject to administrative review pursuant to the Administrative Review Law, [735 ILCS 5/3-101 et. seq.] and the Rules and Regulations of the Illinois Securities Act, [14 ILL. Admin. Code Ch. I, Section 130.1123]. Any action for Judicial Review must be commenced within thirty-five (35) days from the date a copy of this Order was served upon the party seeking review.