

**STATE OF ILLINOIS
SECRETARY OF STATE
SECURITIES DEPARTMENT**

IN THE MATTER OF:

**SP TRADER, a/k/a SP TRADER FUND
a/k/a SP TRADE INVESTMENTS CAPITAL, LTD.
its partners, members,
officers and directors, agents, employees,
affiliates, successors and assigns.**

)
)
)
) **No 0900173**
)
)
)
)
)
)

TEMPORARY ORDER OF PROHIBITION

**TO RESPONDENT: SP TRADER
a/k/a SP TRADER FUND
a/k/a SP TRADE INVESTMENTS CAPITAL, LTD.
19A Rue de la Croix d'Or
Geneva 1204
Switzerland**

On information and belief, I, Jesse White, Secretary of State for the State of Illinois, through my designated representative, who has been fully advised in the premises by the staff of the Securities Department, Office of the Secretary of State, herein find:

1. Respondent **SP TRADER, also known as SP TRADER FUND and also known as SP TRADE INVESTMENTS CAPITAL, LTD.** (at times hereinafter "SP" or "Respondent") at all times relevant herein had a last known address of 19A Rue de la Croix d'Or, Geneva 1204, Switzerland.
2. Respondent SP, at all relevant times herein, was doing business in Illinois through internet email, telephone and mail communications with Illinois residents.
3. In April 2007 Respondent SP offered, through email and mail communications, to engage in "trading" on behalf of an Illinois resident ("Investor").
4. The Investor wired \$12,500 to SP in return for SP's promise to "trade" for Investor and pay an undisclosed return on the investment.
5. The Investor received periodic statements from Respondent SP reflecting steady growth or "profit" on the account.

Temporary Order of Prohibition

-2-

6. Investor received a statement from Respondent SP in April 2009 which displayed "equity" of \$15,123.74 on March 31, 2009.
7. In approximately April 2009 Investor attempted to redeem his trading account but his numerous attempts to contact Respondent by email were unsuccessful, and his principal has not been returned.
8. The activities described above in paragraphs 3-7 constitute the offer and sale of an investment contract and are therefore a security as those terms are defined in Sections 2.1, 2.5 and 2.5a of the Illinois Securities Law of 1953 [815 ILCS 5] (the "Act").

FAILURE TO REGISTER SECURITIES

9. Section 5 of the Act provides, *inter alia* that all securities except those exempt under Section 3 or those offered and sold under Section 4 shall be registered either by coordination or by qualification prior to their offer or sale in the State of Illinois.
10. Respondent failed to file with the Secretary of State an application for registration of the securities described above as required by the Act and that as a result the securities were not registered pursuant to Section 5 of the Act prior to their offer and sale in the State of Illinois.
11. Section 12.A of the Act provides *inter alia* that it shall be a violation for any person to offer and sell any security except in accordance with the provisions of the Act.
12. Section 12.D of the Act provides *inter alia* that it shall be a violation 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.
13. By virtue of the foregoing Respondent has violated Sections 12.A and 12.D of the Act.
14. The aforementioned findings are based upon credible evidence.
15. Section 11.F(2) of the Act provides, *inter alia*, that the Secretary of State may temporarily prohibit the offer or sale of securities by any person, without notice and prior hearing, if the Secretary of State shall deem it necessary to prevent an imminent violation of the Act or to prevent losses to investors that will occur as a result of prior violations of the Act.
16. The entry of this Temporary Order of Prohibition prohibiting Respondent, or its partners, members, agents, affiliates, successors and employees, from offering or selling securities in the State of Illinois is in the public interest and for the

Temporary Order of Prohibition

-3-

protection of the investing public and is consistent with the purposes intended by the provisions of the Act.

NOW THEREFORE IT IS HEREBY ORDERED THAT: pursuant to the authority granted by Section 11.F of the Act, **SP TRADER, also known as SP TRADER FUND and also known as SP TRADE INVESTMENTS CAPITAL, LTD**, its partners, members, officers and directors, agents, employees, affiliates, successors and assigns are Temporarily **PROHIBITED** from offering or selling securities in or from this State until the further Order of the Secretary of State.

NOTICE is hereby given that Respondent may request a hearing on this matter by transmitting such request in writing to the Director, Illinois Securities Department, 69 West Washington Street, Suite 1220, Chicago, Illinois 60602. Such request must be made within thirty (30) calendar days of the date of entry of the Temporary Order of Prohibition. Upon receipt of a request for hearing, a hearing will be scheduled as soon as reasonably practicable. A request for hearing will not stop the effectiveness of this Temporary Order of Prohibition and will extend the effectiveness of this Temporary Order of Prohibition for sixty (60) days from the date the hearing request is received by the Department.

FAILURE BY ANY RESPONDENT TO REQUEST A HEARING WITHIN THIRTY (30) CALENDAR DAYS AFTER ENTRY OF THIS TEMPORARY ORDER OF PROHIBITION SHALL CONSTITUTE AN ADMISSION OF ANY FACTS ALLEGED HEREIN AND SHALL CONSTITUTE SUFFICIENT BASIS TO MAKE THIS TEMPORARY ORDER OF PROHIBITION FINAL.

Dated: This 22nd day of September 2010.


JESSE WHITE
Secretary of State
State of Illinois

Attorney for the Secretary of State:

James J. Tierney
Illinois Securities Department
69 West Washington Street
Chicago, Illinois 60602
312-793-9650