



## Temporary Order of Prohibition

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cucumbers out of the waters in Mexico, putting them through a drying process and then shipping them to buyers at numerous locations.

- 5 The terms of the three Notes were as follows.
- a) Note #1 was purchased on January 20, 2012 in the amount of \$39,000 with principal to be repaid with interest of \$4875 “in 60 days”
  - b) Note #2 was purchased on January 26, 2012 in the amount of \$63,750 with principal to be repaid with interest of \$8287.50 “in 60 days”.
  - c) Note #3 was purchased on February 9, 2012 in the amount of \$42,500 with principal to be repaid with interest of \$5312.50 “in 60 days”.
- 6 Respondents’ activities described above involve the offer and sale of a note 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 set forth under Section 2a of this Act.. or those exempt...shall be registered .prior to their offer or sale in this State.
10. Respondents failed to file an application with the Secretary of State to register the investment contract as required by the Act, and as a result the investment contract was not registered as such prior to their or sale in the State of Illinois
11. Section 12.A of the Act provides, *inter alia*, that it shall be a violation of the Act to offer or 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 of the Act to fail to file with the Secretary of State any application, report or document required to be filed under the provisions of this Act or any rule or regulation made by the Secretary of State pursuant to the Act or to fail to comply with the terms of any order of the Secretary of State issued pursuant to Section 11 hereof.
13. By virtue of the foregoing, Respondents violated Sections 12.A and 12.D of the Act.
14. That 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, and may temporarily prohibit the business of rendering investment advice 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.

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15. That the entry of this Temporary Order prohibiting Rick Lynn Hixon and Southern Seafood Company, LLC. and their partners, officers and directors, agents, employees, affiliates, successors and assigns from offering or selling securities in the State of Illinois is in the public interest and for the protection of the investing public and is consistent with the purposes intended by the provisions of the Act.
16. NOW THEREFORE IT IS HEREBY ORDERED THAT: pursuant to the authority granted by Section 11.F of the Act, Respondents **Rick Lynn Hixon and Southern Seafood Company, LLC** and their partners, officers and directors, agents, employees, affiliates, successors and assigns are **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 Respondents 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 and will extend the effectiveness of this Temporary Order for sixty 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 23<sup>rd</sup> day of April 2013.



JESSE WHITE  
Secretary of State  
State of Illinois

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