

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

IN THE MATTER OF:

**EDWARD R. HILLER, and
PRO-TYME CLASSIC BILLIARDS, INC.
his/their partners, officers and directors,
agents, employees, members, affiliates,
successors and successor companies and assigns.**

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NOTICE OF HEARING

**TO RESPONDENTS: Edward R. Hiller
7805 West 157th Street
Orland Park, Illinois 60462**

And

**Pro-Tyme Classic Billiards, Inc.
7805 West 157th Street
Orland Park, Illinois 60462**

You are hereby notified that pursuant to Section 11.F of the Illinois Securities Law of 1953 [815 ILCS 5] (the "Act") and 14 Ill Adm. Code 130, subpart K, a public hearing will be held at 69 West Washington Street, Suite 1220, Chicago, Illinois 60602, on the 4th day of December, 2013 at the hour of 10:00 a.m. or as soon thereafter as possible before James Kopecky, Esq. or such other designated Hearing Officer as the Secretary of State may appoint

Said hearing will be held to determine whether a permanent Order shall be entered prohibiting Respondents Edward R. Hiller and Pro-Tyme Classic Billiards, Inc. and his/their partners, officers and directors, agents and employees, affiliates, successors and successor companies, and assigns from offering or selling securities in or from the State of Illinois and/or granting such other relief as may be authorized under the Act, including but not limited to, the imposition of a monetary fine in the maximum amount pursuant to Sec 11.E(4) of the Act, payable within ten (10) days of the Order

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The grounds for such proposed action are as follows:

1. Respondent Edward R. Hiller (at times hereinafter "Hiller" or together with Pro-Tyme Classic Billiards, Inc. "Respondents") has a last known address of 7805 West 157th Street, Orland Park, Illinois 60462.
2. Respondent Pro-Tyme Classic Billiards, Inc. (at times hereinafter "Pro-Tyme" or together with Hiller "Respondents", at all times relevant herein, was an Illinois corporation with a last known address of 7805 West 157th Street, Orland Park, Illinois 60462.
3. At all relevant times herein Hiller was the owner of all, or a majority, of the stock of Pro-Tyme

FRAUD

4. In April 2009 Hiller agreed, in consideration of \$10,000, to sell an investor ("Investor") 10% of the stock of Pro-Tyme Classic Billiards, Inc.
5. At the time of the agreement Hiller stated to Investor that Hiller would transfer 10% of the stock of Pro-Tyme to Investor upon payment of the \$10,000.
6. In April 2009 by means of a check payable to "Protyme" and tendered to Hiller Investor paid \$10,000 for the purchase of 10% of Pro-Tyme.
7. The check was negotiated and deposited into the "PRO-TYME CLASSIC BILLIARDS, INC" account at TCF Bank.
8. Soon after Respondents received the \$10,000 payment for the Pro-Tyme stock Hiller acknowledged that Investor was indeed the owner of 10% of the stock, but he later denied that Investor was the owner of any of the Pro-Tyme stock, refused to tender any stock certificates to Investor, and refused to pay any dividends or earnings from Pro-Tyme to Investor.
9. Respondent Hiller later disavowed that he sold the stock to Investor
10. Respondent never issued, or caused to be issued, or delivered to Investor any stock certificates in Pro-Tyme or any other corporation or entity
11. Respondents have failed and refused to give Investor an accounting of the Pre-Tyme finances
12. Respondent Hiller has never issued, or caused to issue, Pro-Tyme stock to Investor.

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13. The \$10,000 that was paid to Respondents was used by Hiller to pay for Pro-Tyme business expenses, and/or for Hiller's personal expenses.
14. Hiller later stated to another individual ("KP") that he did not "have to give" Investor "anything" for her \$10,000 investment "because she has no paperwork".
15. Investor relied on the Respondent Hiller's misrepresentations set forth above and would not have paid the \$10,000 had the misrepresentations not been made.
16. Respondents have failed and refused to return the \$10,000 investment to Investor.
17. At the time of the sale Respondent Hiller failed and refused to notify Investor of the risk involved in the agreement with Hiller that could result in the loss of the \$10,000.
18. The activities described above in paragraphs 4-7 constitute the offer and sale of corporate stock 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")
19. Section 12.F of the Act provides, *inter alia*, that it shall be a violation of the Act for any person to engage in any transaction, practice or course of business in connection with the sale or purchase of securities which works or tends to work a fraud or deceit upon the purchaser or seller thereof
20. Section 12.G of the Act provides, *inter alia*, that it shall be a violation of the Act for any person to obtain money or property through the sale of securities by means of any untrue statement of a material fact or any omission to state a material fact necessary in order to make the statements made, in light of the circumstances under which they were made, not misleading.
21. By virtue of the foregoing, Respondents Edward R. Hiller and Pro-Tyme Classic Billiards, Inc. violated Sections 12.F and 12.G of the Act.

You are further notified that you are required pursuant to Section 130.1104 of the Rules and Regulations (14 Ill. Adm. Code 130) (the "Rules"), to file an answer to the allegations outlined above within thirty (30) days of the receipt of this notice. A failure to file an answer within the prescribed time shall be construed as an admission of the allegations contained in the Notice of Hearing

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Furthermore, you may be represented by legal counsel; may present evidence; may cross-examine witnesses and otherwise participate. A failure to so appear shall constitute default, unless any Respondent has upon due notice moved for and obtained a continuance.

The Rules promulgated under the Act and pertaining to Hearings held by the Office of the Secretary of State, Securities Department may be viewed online at <http://www.cyberdriveillinois.com/departments/securities/lawrules.html>.

Delivery of notice to the designated representative of any Respondent constitutes service upon such Respondent.

Dated: This 1st day of October 2013.



JESSE WHITE
Secretary of State
State of Illinois

Attorney for the Secretary of State:
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