

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

IN THE MATTER OF:

Edward Schaibley (CRD# 1714066).

File No. 0900339

AMENDED NOTICE OF HEARING

TO THE RESPONDENT: Edward Schaibley
(CRD# 1714066)
4 Treyburn Court
Bloomington, IL 61704

You are hereby notified in accordance with Sections 11.E and F of the Illinois Securities Law of 1953 [815 ILCS 5/11.E and F] (“the Act”) and 14 Ill. Adm. Code 130, subpart K, that a public hearing will be held at the Secretary of State’s office at the office of the Illinois Securities Department, 69 W. Washington Street, Suite 1220, in Chicago, Illinois 60602, on August 12, 2011 at the hour of 10:00 a.m. or as soon thereafter as possible before Soula Spyropoulos, or such other hearing officer who shall be presiding at that time.

Said hearing will be held to determine whether an Order shall be entered which would prohibit the Respondent from selling or offering for sale securities in 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 11.E of the Act, payable within 10 (ten) days of the entry of the order.

The grounds for such proposed action are as follows:

BACKGROUND

1. Respondent Edward Schaibley (“Schaibley”) is a natural person with a last known address of 4 Treyburn Court, Bloomington, IL 61704.
2. At least as early as 2001, Schaibley was selling interests in Registered Limited Liability Partnerships (“RLLPs”) offered by a company named New Vision Financial, LLC (“New Vision”). In selling the RLLP interests, Schaibley was acting as an agent of New Vision.
3. New Vision is a business entity with a last known address of 807 E. Jones Avenue, Tybee Island, GA 31328.

4. At least as early as 2001, New Vision, through its agents, was offering interests in the RLLPs to investors from several states, including the State of Illinois. There were three different RLLPs that were offered – The Vision South RLLP, The Vision Gold RLLP, and The Vision Platinum RLLP.
5. According to the offering documents for the three RLLPs, the purpose of each RLLP was “to purchase uncollected pools of consumer debt charged off by financial institutions.”
6. The offering documents also stated that after purchasing the pools of debt, the RLLP would then attempt to collect on the debt, where the proceeds from collections would be distributed to the participants in the RLLP.
7. New Vision informed investors in the offering documents for the three RLLPs that it would manage the RLLP’s operations, including the disbursements to the participants of the RLLP.
8. In 2001, Schaibley told Investor A, who was one of Schaibley’s previous clients, about the investment in the Vision Gold RLLP. In describing the Vision Gold RLLP, Schaibley stated that it was an investment opportunity which would provide a good rate of return with low risk.
9. Investor A met with Schaibley, and invested approximately \$50,000.00 into two separate Vision Gold RLLPs offered by New Vision.
10. After making his investment, Investor A received statements from New Vision, and was promised distributions from the RLLP. Unfortunately for Investor A, after receiving distributions for a short period of time, the distributions stopped.
11. Investor A stopped receiving statements from New Vision in approximately October of 2007. Instead, at least through February of 2008, Investor A received periodic letters from New Vision that would say that New Vision is in the final stages of liquidating the RLLPs and that distributions should be coming shortly thereafter.
12. Investor A made numerous attempts to contact New Vision to discuss of the liquidation of the RLLP, but his telephone calls were never returned.
13. As of this date, despite receiving a number of letters from New Vision stating that he would be receiving his RLLP distributions, Investor A only received a few of the promised distributions from New Vision and never received a distribution from the liquidation of the RLLP.

FAILURE TO FILE DOCUMENTS WITH THE SECRETARY OF STATE

14. On August 14, 2009, pursuant to Sections 11.C and 11.D of the Act, the Illinois Securities Department (the “Department”) issued an “11.C” letter to Schaibley requesting

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documents and information relating to the Vision Gold RLLP interests that he sold on behalf of New Vision. The letter was sent to Schaibley via certified mail, return receipt requested.

15. At the end of the 11.C letter, it stated, "Failure to respond fully and accurately to this request within ten (10) business days of receipt of this correspondence may be treated as a violation of Section 12.D of the Act."
16. Schaibley received the Department's 11.C letter via certified mail on August 18, 2009.
17. Schaibley subsequently requested that the Department send him a copy of the 11.C letter to his email address, ejs2911@gmail.com. The Department sent a copy of the 11.C letter to him at this email address on October 21, 2009.
18. On January 20, 2011, the Department sent an email to Schaibley at his email address, ejs2911@gmail.com. This email informed Schaibley that the Department had not received a response to the 11.C letter and, as such, he was in violation of Section 12.D of the Act. The email further requested that Schaibley submit his response within ten business days from the date of the email.
19. As of February 9, 2011, Schaibley has failed and refused to produce the documents requested pursuant to the 11.C letter.
20. The 11.C letters described above required Schaibley to file a response with the Secretary of State pursuant to Sections 11.C. and 11.D of the Act.
21. 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.
22. By virtue of the foregoing, Schaibley violated Section 12.D of the Act.

OFFER AND SALE OF UNREGISTERED SECURITIES

23. Section 5 of the Act provides, *inter alia*, that all securities except those exempt under Section 3 or those offered or sold in transactions exempt under Section 4 "shall be registered either by coordination or qualification prior ... to their offer or sale" in the State of Illinois.
24. Both Schaibley and New Vision failed to file with the Secretary of State an application for registration of the securities described above as required by the Act and, as a result, the securities were not registered pursuant to Section 5 of the Act prior to their offer or sale in the State of Illinois.

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25. Schaibley sold the securities described above despite the fact that they were not registered pursuant to Section 5 of the Act prior to their offer or sale in the State of Illinois.
26. Section 12.A of the Act provides that it shall be a violation for any person to offer or sell any security except in accordance with the provisions of the Act.
27. 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.
28. By virtue of the foregoing, Schaibley violated Sections 12.A and 12.D of the Act.


NOTICE: 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 ten (10) 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.

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.

A copy of the Rules and Regulations promulgated under the Illinois Securities Law and pertaining to hearings held by the Office of the Secretary of State, Illinois Securities Department, are available at the Department's website at:
<http://www.cyberdriveillinois.com/departments/securities/lawrules.html>, or on request.

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

Dated: This 16th day of June 2011.



JESSE WHITE
Secretary of State
State of Illinois

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