

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

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<b>IN THE MATTER OF:</b>	)	
	)	
<b>Mark Borst</b>	)	<b>File Number: 1000325</b>
	)	
	)	

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**NOTICE OF HEARING**

**TO RESPONDENTS:** Mark L. Borst  
2115 Ridge Drive  
Lake Geneva, Wisconsin 53147

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 15<sup>th</sup> day of November, 2010 at the hour of 10:00 a.m. or as soon as possible thereafter, before James L. Kopecky Esq., or such other duly designated Hearing Officer of the Secretary of State.

Said hearing will be held to determine whether an Order shall be entered which would prohibit Mark L. Borst (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 Section 11.E(4) of the Act, payable within ten (10) business days of the entry of the Order.

The grounds for such proposed action are as follows:

1. That the Office of the Secretary of State, Illinois Securities Department ("Department") commenced an investigation into the Respondent's activities for possibly offering/and or selling unregistered securities in the State of Illinois without being registered as a salesperson pursuant to Section 8 of the Act.
2. That in connection with its investigation the Department on August 27, 2010 sent a letter pursuant to Section 11.C of the Act ("11.C letter") to the Respondent at his home by means of certified mail, return receipt

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requested. The Respondent pursuant to the terms of the 11.C letter was required to respond in writing within ten (10) business days from receipt.

3. That the above-referenced 11.C letter was received at the Respondent's place of home on August 31, 2010.
4. That the Respondent did not respond to the August 27, 2010 11.C letter as required.
5. 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.
6. That by virtue of the foregoing, the Respondent has committed a violation of Section 12.D of the Act.
7. That Section 11.E(2) of the Act provides, inter alia, if the Secretary of State shall find that any Secretary of State shall find that any person has violated subsection D of Section 12 of this Act, the Secretary of State may by written order permanently prohibit the person from offering or selling any securities in this State.

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.

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, promulgated under the Act and pertaining to hearings held by the Office of the Secretary of State, Securities Department, can be found 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 24<sup>th</sup> day of September 2010.

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A handwritten signature in black ink that reads "Jesse White" with a stylized flourish at the end.

JESSE WHITE  
Secretary of State  
State of Illinois

Attorney for the Secretary of State:

Mary A. Lopez  
Illinois Secretary of State Securities Department  
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312-793-3023

Hearing Officer:  
James Kopecky  
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(312) 380-6552