

Temporary Order of Prohibition

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5. Specifically, Travis lied about his professional qualifications, the risk of investing in the Fund, and the procedures for withdrawing money from the Fund.
6. For example, in regard to Travis's professional qualifications, the prospectus states:

Martin P. Travis has successfully completed the Series 7 Stock Broker Licensing Program. Quest Capital Management is the listed sponsor for Licensing.

7. In fact, Martin P. Travis has never taken the Series 7 Examination, and has never been registered with Quest Capital Management.
8. Furthermore, regarding the risk of investing in the Fund, the prospectus guarantees investors that they cannot lose money in the first year of investing in the Fund. The prospectus states in large, bold print:

THE FUND MANAGER OF THE M. PATRICK TRAVIS HEDGE FUND WILL COVER ANY AND ALL LOSSES SUSTAINED IN YOUR ACCOUNT FOR THE 1ST YEAR!!! GUARANTEED!!!!

QUESTION: WHAT DOES THIS MEAN?

ANSWER: IT MEANS THAT AFTER ONE YEAR THE WORST YOU CAN DO IS BREAK EVEN. YOU LITERALLY HAVE NOTHING TO LOSE

9. The prospectus also discusses the procedures for making withdrawals from the Fund. The prospectus states:

QUESTION: How long must I keep my money in the Hedge Fund Account?

ANSWER: One (1) year.

QUESTION: So after one year I can close the account out?

ANSWER: Yes

10. One of the individuals present for this presentation was Investor A. After listening to Travis's presentation and reading the prospectus she decided to invest \$500.00 in the Fund.
11. Approximately one year after making the investment, Investor A received a statement from Travis that stated the balance in her account was \$681.52.

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12. On or about August 29, 2007, Investor A made a request for her account to be closed and for the \$681.52 in her account to be deposited into her bank account.
13. Despite the request, and despite what was stated in the prospectus, Respondent Travis failed to return any of the \$681.52 in Investor A's account to her.
14. 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.
15. Section 12.F of the Act provides that it shall be a violation of the provisions of this 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.
16. Section 12.G of the Act provides that it shall be a violation of the provisions of this 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.
17. Section 12.H of the Act states that it shall be a violation of the provisions of this Act for any person "to sign or circulate any statement, prospectus, or other paper or document required by any provision of this Act or pertaining to any security knowing or having reasonable grounds to know any material representation therein contained to be false or untrue."
18. Section 12.I of the Act provides that it shall be a violation of the provisions of this Act for any person to employ any device, scheme or artifice to defraud in connection with the sale or purchase of any security, directly or indirectly.
19. By virtue of the foregoing, Respondents Martin P. Travis and The Scarlet Group, Inc. violated Sections 12.A, 12.F, 12.G, 12.H, 12.I of the Act.

OFFER AND SALE OF UNREGISTERED SECURITIES

20. 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.
21. Respondents 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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22. 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.
23. 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.
24. By virtue of the foregoing, Respondents Martin P. Travis and The Scarlet Group, Inc. violated Sections 12.A and 12.D of the Act.

PROHIBITION

25. 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.
26. The entry of this **Temporary Order of Prohibition** prohibiting Respondents Martin P. Travis and The Scarlet Group, Inc., or their agents, affiliates, successors and employees, 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.

NOW THEREFORE IT IS HEREBY ORDERED THAT: pursuant to the authority granted by Section 11.F of the Act, Respondents **Martin P. Travis and The Scarlet Group, Inc.** and each of Respondents' partners, members, officers and directors, agents, employees, affiliates, successors and assigns, are **Temporarily Prohibited** from offering or selling securities in or from this State for a maximum period of ninety (90) days.

NOTICE is hereby given that Respondent may request a hearing on this matter by transmitting such request in writing to:

James Gleffe
Enforcement Attorney
Illinois Securities Department
Office of the Secretary of State
69 West Washington Street, Suite 1220
Chicago, Illinois 60602

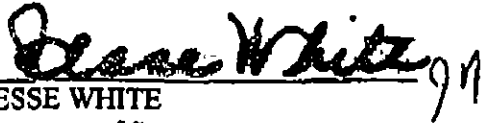
Such request must be made within thirty (30) calendar days of the date of entry of the **Temporary Order of Prohibition**. Upon receipt of a request for hearing, a hearing will be scheduled as soon as reasonably practicable. A request for hearing will not stop the effectiveness of this Temporary Order of Prohibition.

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FAILURE OF 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 4th day of February 2010.


JESSE WHITE
Secretary of State
State of Illinois

Attorney for the Secretary of State:

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