

STATE OF MICHIGAN
DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS
OFFICE OF FINANCIAL AND INSURANCE REGULATION

Before the Commissioner of the Office of Financial and Insurance Regulation

In the Matter of:

Enforcement Case No. 10-7795

American Benefit Concepts, Inc.,
Jason Juberg and
Matt Harper

Respondents.

_____ /

Issued and Entered,
this 1st day of August, 2011,
by Stephen R. Hilker,
Chief Deputy Commissioner

FINAL ORDER TO CEASE AND DESIST
AND
PAY CIVIL FINE

I.

Findings of Fact

1. On October 15, 2010, pursuant to the Michigan Uniform Securities Act, 1964 PA 265, MCL 451.501 *et seq.*, as made applicable by 2008 PA 551, MCL 451.2703 ("MUSA"), the Commissioner issued to Respondents a FIRST AMENDED ORDER TO CEASE AND DESIST, ASSESSMENT OF A CIVIL FINE, AND NOTICE OF OPPORTUNITY FOR HEARING (the "Order").
2. The Order, incorporated herein by this reference, ordered Respondents to cease and desist from violating the MUSA. Specifically, the Respondents were ordered to cease and desist from offering and selling unregistered securities and engaging as investment advisers without being properly registered under the MUSA.

3. The Order further ordered each Respondent to pay a civil fine in the amount of TEN THOUSAND DOLLARS (\$10,000).
4. The Order, served on Respondents in accordance with Administrative Procedures Act of 1969, 1969 PA 306, as amended, MCL 24.201 *et seq.*, advised Respondents that Respondents were entitled to a hearing on this matter if Respondents filed a written request within 15 days of the date of the Order.
5. The Order was served on Respondents, as evidenced by the respective proof of service recorded with the files of these matters.
6. Respondents appeared with counsel and waived the right to a hearing pending settlement negotiations.
7. Subsequently, Respondents' counsel withdrew from representation; Respondent American Benefit Concepts' (ABC) assets were foreclosed on by a creditor; Respondents' insurance producer's licenses were summarily suspended; and, Respondent ABC declared Chapter 7 bankruptcy.
8. As of the date of this motion, no party has stepped forward to defend the Respondents in this action and OFIR is entitled to a Final Order.

II.

Final Order to Cease and Desist and Pay Civil Fine

NOW, THEREFORE, based upon the factual findings set forth above and the files and records of the Office of Financial and Insurance Regulation, **IT IS HEREBY ORDERED THAT:**

1. The factual allegations set forth in the Order shall be and hereby are found to be true and correct. Specifically, it is found that, in violation of the MUSA, Respondents sold unregistered securities and engaged in activities as unregistered investment advisers in violation of the MUSA.
2. A Final Order to **CEASE AND DESIST**, pursuant to MCL 451.808, shall be and hereby is issued and entered against Respondents.
3. Each of the Respondents shall pay to the State of Michigan, Office of Financial and Insurance Regulation, a **CIVIL FINE** in the amount of TEN THOUSAND DOLLARS (\$10,000). The **CIVIL FINE** shall be tendered in the form of a certified check or money order

payable to the State of Michigan and attached to the enclosed invoice.

4. This Order shall be and is effective on the date it is issued, as shown in the caption hereof.
5. This Order shall remain in effect until terminated, modified, or set aside, in writing by the Commissioner of the Office of Financial and Insurance Regulation (the "Commissioner").
6. This Order concludes the investigation by OFIR and any other action that OFIR could commence under MUSA on behalf of the State of Michigan as it relates to the Respondents in connection with the offer and sale of DLG, DGF and DLAH securities only. The Commissioner specifically retains jurisdiction of the matters contained herein to issue such further order or orders as he may deem just, necessary, or appropriate so as to assure compliance with the law and protect the interests of the public.

IT IS SO ORDERED.



Stephen R. Hilker
Chief Deputy Commissioner