

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

\_\_\_\_\_  
IN THE MATTER OF: ASG SECURITIES, INC. )  
\_\_\_\_\_)

FILE NO. 0400700

**NOTICE OF HEARING**

**TO THE RESPONDENT:** ASG Securities, Inc.  
(B/D#: 44534)  
50 N.E. 26<sup>th</sup> Avenue  
Suite 201  
Pompano Beach, Florida 33062

You are hereby notified that pursuant to Section 11.F of the Illinois Securities Law of 1953 [815ILCS 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 22<sup>nd</sup> day of February 2006, 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 deny ASG Securities, Inc.'s (the "Respondent"), registration as a dealer 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.F 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 on June 6, 2004 the Respondent filed a Form BD application for registration as a dealer in the State of Illinois.
2. That on November 21, 2005, a Summary Order of Denial (the "Order") was issued by the Secretary of State denying this application. Pursuant to the terms of the order, the Respondent requested a hearing on December 20, 2005.

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3. That each applicant for registration as a dealer in the State of Illinois is required to select an individual who will serve in the capacity of Designated Illinois Principal.
4. That the individual selected by the Respondent to serve in this capacity was deemed to be unacceptable to the Secretary of State, Illinois Securities Department (the "Department") due to prior adverse regulatory actions as recorded in the data bank of the Central Registration Depository ("CRD").
5. In an effort to explain this situation to the Respondent, on April 29, 2005, a representative ("representative") of the Department telephoned the Respondent and spoke to Mr. George Ten Pow, the Respondent's designated CRD contact.
6. During this conversation, it was explained to Mr. Ten Pow that the Respondent would have to select another individual to serve in the capacity of Designated Illinois Principal before registration could be approved.
7. Mr. Ten Pow indicated that since this individual was unacceptable, the firm would select another individual to take his place shortly.
8. As of June 25, 2005 the Respondent failed to select a substitute Illinois Designated Principal.
9. That on June 27, 2005 the Department's representative telephone Mr. Ten Pow to determine the status of this situation.
10. Mr. Ten Pow was unavailable to receive this call, whereupon the representative left a message asking that the call be returned.
11. That on July 13, 2005 a similar telephone call was made to Mr. Ten Pow with the same result as in the June 27, 2005 communication.
12. That on July 26, 2005 the Department by means of certified mail, return receipt requested sent a letter to the Respondent asking that Mr. Ten Pow telephone the Department. The Respondent received this letter on July 30, 2005.
13. The Respondent failed to contact the Department.
14. That on August 19, 2005 the Department by means of certified mail, return receipt requested sent a letter pursuant to Section 11.C of the Act

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(“11.C Letter #1”) to the Respondent. 11.C Letter #1 required the Respondent to respond in writing within ten (10) business days from receipt thereof, to a question concerning its choice of Designated Illinois Principal.

15. That the Respondent received 11.C Letter #1 on August 23, 2005.
16. The Respondent failed to comply with the requirements of this 11.C Letter #1.
17. A second 11.C was sent in a similar manner to the Respondent on September 22, 2005 (11.C Letter #2).
18. The Respondent received 11.C Letter #2 on September 26, 2005.
19. The Respondent failed to comply with the requirements of 11.C Letter #2.
20. The 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.
21. That by virtue of the foregoing, the Respondent has committed a violation of Section 12.D of the Act.
22. The Section 8.E(1)(g) of the Act provides that the registration of a dealer may be denied if it has violated any of the provisions of this Act.
23. That by virtue of the foregoing, the Respondent’s registration as a dealer in the State of Illinois is subject to denial pursuant to Section 8.E(1)(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 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.

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A copy of the Rules, promulgated under the Act and pertaining to Hearings held by the Office of the Secretary of State, Securities Department, is included with this Notice.

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

DATED: This 5<sup>th</sup> day of January 2006.

  
JESSE WHITE  
Secretary of State  
State of Illinois

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Hearing Officer:  
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