BEFORE THE
STATE OF WISCONSIN
DEPARTMENT OF FINANCIAL INSTITUTIONS
DIVISION OF SECURITIES

In the Matter of
WILLIAM D. BRICKNER,

Respondent.

PETITION FOR ORDER

File No. S-04228(EX)

The staff of the State of Wisconsin Department of Financial Institutions, Division of Securities, Bureau of Registration & Enforcement has conducted an investigation in this matter pursuant to sec. 551.56, Wis. Stats., and as a result thereof alleges as follows:

1. William D. Brickner (DOB 1/30/37; CRD #1443124) ("Brickner") is an individual who at all times material hereto has been a Wisconsin-licensed insurance agent (License #791079), with a last known business address at that of 801 Franklin St., Scales Mound, IL 60175.

2. During a period from at least April 1998 through March 2000, Brickner offered and sold to at least five persons in Wisconsin investments in viatical settlements through two separate "viatical companies."

3. Upon information and belief, the investors had no responsibility for any aspect of the investment in the viatical settlements.

4. Since the viatical settlements were investments in a common enterprise with the expectation of profits to be derived from the essential managerial efforts of others, they are investment contracts as defined by section DFI-Sec. 1.02(6)(a), Wis. Adm. Code, and are therefore securities as defined by sec. 551.02(13), Wis. Stats.

5. The investment contracts have never been registered for offer and sale in Wisconsin pursuant to Ch. 551, Wis. Stats.

6. Brickner has violated sec. 551.21(1), Wis. Stats., by offering and selling unregistered securities in Wisconsin.

7. In connection with the offers of the securities described above, Brickner transacted business in Wisconsin as an "agent" for the viatical companies, as that term is defined by sec. 551.02(2), Wis. Stats.

8. At no time has Brickner been licensed as a securities agent for the viatical companies, pursuant to Ch. 551, Wis. Stats.

9. Brickner has violated sec. 551.31(1), Wis. Stats., by transacting business in Wisconsin as a securities agent without a license.

Therefore, the staff of the Bureau of Registration & Enforcement petitions the Administrator of the Division of Securities for the issuance of the attached Order pursuant to Ch. 551, Wis. Stats.

Susan A. Kittel Moore 1/25/05
Susan A. Kittel Moore Date
Securities Examiner
Bureau of Registration & Enforcement

1/31/05
David A. Cohen Date
Supervising Attorney
Bureau of Registration & Enforcement