

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

In the Matter of

DENVER A. KALKOFEN,

Respondent.

CEASE AND DESIST ORDER
(SUMMARY)

File No. S-08156(LX)

Based upon the attached Petition for Order, I have reason to believe that Denver A. Kalkofen has engaged, and is engaging in violations of Chapter 551, Wis. Stats., such that further offers or sales of securities by or on behalf of the Respondent would be fraudulent to purchasers, and I find that this action is necessary and appropriate in the public interest and for the protection of investors;

Therefore, pursuant to §§551.24(2), 551.34(1)(g) and (2), 551.60(2) and 551.63, Wis. Stats. (2006), for activities alleged in the Petition for Order occurring prior to January 1, 2009, and pursuant to §§551.204, 551.412, 551.604 and 551.605, Wis. Stats. (2008) effective January 1, 2009, for activities alleged in the Petition for Order occurring after January 1, 2009.

IT IS ORDERED THAT:

- a. Denver A. Kalkofen, her agents, servants, employees, and every entity or person directly or indirectly controlled or organized by or on her behalf, shall immediately cease and desist from making or causing to be made to any person or entity in Wisconsin any further offers or sales of securities unless and until such securities qualify as covered securities or are registered under Ch. 551, Wis. Stats., or successor statute.
- b. All exemptions from registration set forth at Ch. 551, Wis. Stats., or successor statute, that might otherwise apply to any offer or sale of any security of or by Denver A. Kalkofen, her agents, servants, employees, and every entity or person directly or indirectly controlled or organized by or on her behalf, are hereby revoked.
- c. Denver A. Kalkofen, her agents, servants, employees, and every entity and person directly or indirectly controlled or hereafter organized by or on her behalf, shall immediately cease and desist from violating § 551.501, Wis. Stats., or successor statute.
- d. Denver A. Kalkofen, her agents, servants, employees, and every entity and person directly or indirectly controlled or hereafter organized by or on her behalf, shall immediately cease and desist from transacting business as a broker-dealer in Wisconsin unless registered in such capacity under Ch. 551, Wis. Stats., or successor statute, or excepted from the registration requirement.
- e. Denver A. Kalkofen shall immediately cease and desist from transacting business as a securities agent in Wisconsin unless registered in such capacity under Ch. 551, Wis. Stats., or successor statute, or excepted from the registration requirement.

- f. Denver A. Kalkofen shall resolve her civil liability under § 551.509, Wis. Stats., resulting from the unlawful sales of securities described in the Petition for Order prior to filing an application for a securities agent registration in Wisconsin.
- g. Denver A. Kalkofen shall be assessed the sum of \$2,000 for the costs of this investigation pursuant to § 551.604(5), Wis. Stats. (2008) effective January 1, 2009.
- h. Denver A. Kalkofen shall pay an administrative assessment in the amount of \$5,000 for violating provisions of Chapter 551, Wis. Stats., pursuant to § 551.604(4), Wis. Stats. (2008) effective January 1, 2009. The Administrator of the Securities Division shall credit the administrative assessment to the appropriation under sec. 20.185(1)(h), Wis. Stats.

EXECUTED at Madison, Wisconsin, this 29 day of January, 2009.

(SEAL)



Patricia D. Struck
Administrator
Division of Securities

NOTICE IS HEREBY GIVEN that under § 551.604(2), Wis. Stats., a person subject to this Summary Order may file with the Administrator of the Division of Securities a written request for a hearing on any matter determined by the Order **within thirty (30) days** after the Order has become effective by summary process. A request for hearing shall be in the form of a petition for hearing, and under section DFI-Sec 8.01, Wis. Adm. Code, shall plainly admit or deny each specific allegation, finding, or conclusion in the Petition for Order, and shall state all affirmative defenses. If the petitioner lacks sufficient knowledge or information for an admission or denial, the petition shall so state, and such statement shall have the effect of a denial.

If you fail to request a hearing within thirty (30) days of the date of this Cease and Desist Order, the Order shall become a final Order as to that person by operation of law, including the imposition of a civil penalty or costs of the investigation. The final Order shall be enforceable by the Administrator in an administrative or court proceeding.

YOU ARE NOTIFIED that any person who wilfully violates an Order issued by the Administrator shall be deemed in contempt of the Order pursuant to § 551.604(6), Wis. Stats. The Administrator may petition the circuit court to enforce the order as certified by the administrator, and the court may assess additional civil penalties against the Respondent pursuant to § 551.604(7), Wis. Stats.

YOU ARE ALSO NOTIFIED that a person who willfully violates any Order issued by the Administrator is a criminal offense punishable under the provisions of § 551.508, Wis. Stats.