

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

In the Matter of
MARK H. BRENNER,

PETITION FOR ORDER

Respondent.

File No. S-07142(EX)

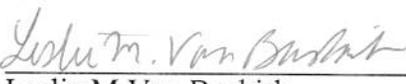
The staff of the State of Wisconsin, Department of Financial Institutions, Division of Securities (hereinafter "the Division"), has conducted an investigation in this matter pursuant to §551.56, Wis. Stats., and as a result thereof alleges as follows:

1. Mark H. Brenner ("Brenner") is an individual born in June 1958, with a last known home address of 1720 Oregon Street, Oshkosh, Wisconsin 54902, and who was doing business as Valley Home Buyers ("VHB") in Oshkosh, Wisconsin during all material times.
2. A criminal complaint was filed against Brenner by the State of Wisconsin, Department of Justice, on May 1, 2008, in Winnebago County, based upon Brenner's sale of securities to an investor based on misrepresentations and omissions of material fact regarding the profitability of his VHB business, the interest the investor would receive, and his experience in real estate. A true and accurate copy of that complaint is attached hereto and incorporated by reference herein as Exhibit 1.
3. The omissions alleged in Exhibit 1 included the following: Brenner failed to inform the investor his own home mortgage had been the subject of a 1994 foreclosure action; he was the subject of numerous garnishment actions; neither he nor VHB ever purchased any real estate in his real estate venture; and financial institution records reflected no significant ongoing business activity.
4. On May 18, 2009, Brenner plead guilty and was convicted of violations of § 551.41(2), Wis. Stats., as well as a violation of § 551.21 (selling unregistered securities). On August 6, 2009, he was sentenced and restitution of \$31,559.26 was ordered by the court. A true and accurate copy of the Judgment of Conviction is attached hereto and incorporated by reference as Exhibit 2.
5. Upon information and belief, in addition to the court-ordered restitution in Exhibit 2, the investor obtained a civil default judgment against Brenner in the amount of \$105,938.12 on November 7, 2005, in Case No.2005 CV 1082, in Winnebago County, Wisconsin.

Therefore, based on the Judgment of Conviction attached hereto as Exhibit 2, as well as the other allegations contained herein, the staff of the Bureau of Enforcement petitions the Administrator of the Division of Securities for the issuance of the attached Order pursuant to Ch. 551, Wis. Stats.

Dated this 25th day of March, 2010.


Mark E. Dorman
Examiner
Bureau of Enforcement


Leslie M. Van Buskirk
Attorney Supervisor
Bureau of Enforcement