

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

In the Matter of

TIMOTHY HUGH COLLARD,

Respondent.

PETITION FOR ORDER

File No. 210118

The staff of the State of Wisconsin, Department of Financial Institutions, Division of Securities, has conducted an investigation in this matter pursuant to § 551.56, Wis. Stats.¹, and as a result thereof alleges as follows:

1. Timothy Hugh Collard (hereinafter "Collard"), is an individual born in October 1965, with last known home addresses of 5148 Highway 70 West, Eagle River, Wisconsin 54521, and 456 Stonewood Lane, Maitland, Florida 32751.
2. During the summer of 2007, while in Eagle River, Wisconsin, Collard offered and sold to at least one person stock of Micromint, Inc., an active Florida corporation organized in 1999 with a last known principal address at 115 Timberlachen Circle, Suite 2001, Lake Mary, Florida 32746. The same principal organized a Nevada corporation with the same name in 2004 which was revoked in 2007 when it failed to file an annual report.
3. According to statements of the person who purchased the Micromint, Inc. stock from Collard in Eagle River, Wisconsin, Collard represented in the offer and sale to the person, that the investor would receive a significant return on the investment by the end of 2007 because the Micromint stock was about to "go public."
4. According to statements of the investor, the investor paid Collard \$10,000 by mailing his check to Collard's address in Wisconsin on July 15, 2007, to purchase \$20,000 shares of the stock of Micromint, Inc.
5. According to statements of the investor, the investor received, on or about August 9, 2007, a stock certificate of the Nevada Micromint, Inc., bearing the legend of "Restricted."
6. According to statements of the investor, throughout the remainder of 2007 and in 2008, Collard assured the investor that the stock of Micromint, Inc. was about to "go public," and Collard gave various excuses why the stock had not yet gone public.
7. According to statements of the investor, Collard agreed to and did repurchase the stock of Micromint, Inc. from the investor in August 2008 for \$45,000 paid by Collard with two checks from Collard's bank account. Neither check cleared due to insufficient funds in Collard's account.
8. The Micromint, Inc. stock which Collard sold to and later bought from the investor is a security as defined by § 551.02(13), Wis. Stats.

¹ Unless otherwise noted, the statutory references are to the Wisconsin Statutes (2005-06), which were in effect at the time of the violations alleged herein and apply pursuant to § 551.703, Wis. Stats. (2007-08).

9. Collard's statement to the investor that the stock of Micromint, Inc. was about to "go public," was a misleading statement made in connection with the offer and sale of securities, in that Collard had no apparent basis for stating that the stock of Micromint, Inc. was about to "go public" before the end of 2007.
10. Collard has violated § 551.41(2), Wis. Stats., by making an untrue statement of a material fact in connection with the offer and sale of securities.
11. When Collard repurchased the Micromint, Inc. stock from the investor by giving the investor two checks with insufficient funds to cover them while in Wisconsin, Collard engaged in an act, practice or course of business that operated as a fraud or deceit on the investor in violation of § 551.41(3).
12. Staff of the Division of Securities have repeatedly requested in writing and orally by telephone to Collard that he provide information and documents concerning his securities-related activities with persons in Wisconsin, but Collard has failed to do so.

Therefore, 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 28th day of October, 2010.



Mark Dorman
Senior Examiner
Bureau of Enforcement



Leslie M. Van Buskirk
Attorney Supervisor
Bureau of Enforcement