

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

In the Matter of

MICHAEL G. PETERSON,

Respondent.

**CONSENT ORDER TO CEASE
AND DESIST INCLUDING
DISGORGEMENT**

File No. S- 231331(EX)

I.

The Administrator of the State of Wisconsin, Department of Financial Institutions, Division of Securities ("Division"), having legal authority and jurisdiction to administer and enforce Wis. Stats. Ch. 551, the Wisconsin Uniform Securities Law, and ch. DFI-Sec, Wis. Admin. Code, deems it necessary and appropriate in the public interest and for the protection of investors, to issue the following:

II.

Division staff have presented evidence sufficient for the Administrator to make the following findings of fact and conclusions of law:

A. Findings of Fact

Respondent

1. Michael G. Peterson ("Peterson") (CRD# 1264535), is an adult male resident of Wisconsin and licensed by the Office of the Commissioner of Insurance ("OCI") to sell accident, health, and life insurance products in Wisconsin. Peterson is the registered agent and founder of Peterson Benefits Network, Inc., a corporation organized in Wisconsin on December 13, 2002 and delinquent since October 1, 2014. Peterson has a last known business address of 814 South 8th Street, Manitowoc, Wisconsin 54220.

Conduct

2. Peterson has never been registered with the Division as an agent of an issuer or a broker-dealer at any time with the Division.
3. The Fiscal Concierge, LLC ("Fiscal Concierge") is a Wisconsin limited liability company located in Manitowoc, Wisconsin.
4. The managing member of Fiscal Concierge is The Fiscon Manager, Inc., a Wisconsin corporation. At all times material, The Fiscon Manager, Inc., has been solely owned and

controlled by James Nickels (“Nickels”). Fiscal Concierge and the Fiscon Manager Inc. will be referred to collectively herein as “Fiscal Concierge.”

5. Prior to January 2015, Nickels asked Peterson to refer prospective investors to invest in business of the Fiscal Concierge. Nickels offered to pay a commission to Peterson for any referral that invested in the Fiscal Concierge.
6. On or about January 26, 2015, Investor MH came to Peterson’s office to request advice on his benefits under the Affordable Care Act. Peterson told Investor MH that he would invite Nickels to speak with Investor MH about income options.
7. On January 26, 2015, Nickels came to Peterson’s office to discuss the business of Fiscal Concierge with Investor MH. Nickels represented to Investor MH that Fiscal Concierge was quickly growing and a successful company. Nickels told Investor MH that if he invested enough, he could receive \$1,000 per month in interest payments.
8. On January 26, 2015, Fiscal Concierge issued a promissory note to Investor MH for the principal amount of \$160,000 for a one (1) year term, with an interest rate of eight percent (8%) to accrue annually and to be paid monthly to Investor MH.
9. On January 28, 2015, Fiscal Concierge and Nickels issued a check to Peterson for \$11,200 as a commission for referring Investor MH.
10. Peterson referred Investor L&SB, a married couple who were insurance clients, to Nickels and the Fiscal Concierge around May 2015.
11. Investors L&SB invested in promissory notes of the Fiscal Concierge on May 1, 2015 for the principal amount totaling \$100,000. The terms of the note was for one (1) year, with an interest rate of eight percent (8%) to accrue annually and to be paid monthly to Investors SB and LB.
12. Peterson received commissions of \$7,000 and \$2,450 respectively on May 6 and May 22, 2015 for the completed investments of Investors L&SB in the Fiscal Concierge.

B. Conclusions of Law

Legal Jurisdiction and Authority

13. The Administrator has legal authority and jurisdiction over the conduct described above, pursuant to Wis. Stats. Ch. 551, and the rules and orders promulgated thereunder.
14. The promissory notes offered and sold for the business of the Fiscal Concierge to Wisconsin residents were securities, as defined pursuant to Wis. Stat. § 551.102(28).
15. Fiscal Concierge was an issuer as defined under Wis. Stat. § 551.102(17).

16. As defined under Wis. Stat. § 551.102(2), Peterson acted as an agent for Fiscal Concierge when he represented the company in effecting and/or attempting to effect purchases of promissory notes issued by Fiscal Concierge.

Violations

17. Peterson violated Wis. Stat. § 551.402(1) when he transacted business as an agent on behalf of Fiscal Concierge by soliciting investors to invest in the promissory notes issued by the Fiscal Concierge, without being registered with the Division or exempt from registration as an agent.

III.

In view of the above findings of fact and conclusions of law, the Administrator deems it necessary and appropriate in the public interest and for the protection of investors, and pursuant to its legal authority and jurisdiction under Wis. Stats. Ch. 551, Wis. Stat. § 551.604, to issue the following orders and notices:

A. Orders Consented to by Respondent

IT IS ORDERED that the Respondent, his agents, servants, officers, employees, successors, affiliates, and every entity and person directly or indirectly controlled or organized by or on behalf of Respondent, shall 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 Wis. Stats. Ch. 551 or successor statute.

IT IS FURTHER ORDERED that all exemptions from registration set forth at Wis. Stats. Ch. 551 or successor statute that might otherwise apply to any offer or sale of any security of or by the Respondent, his agents, servants, officers, employees, successors, affiliates, and every entity and person directly or indirectly controlled or organized by or on behalf of the RESPONDENT, are hereby revoked.

IT IS FURTHER ORDERED that Respondent, his successors, affiliates, controlling persons, officers, agents, servants, employees, and every entity and person directly or indirectly controlled or hereafter organized by or on behalf of the RESPONDENT, are prohibited from violating Wis. Stats. Ch. 551 or successor statute that might otherwise apply to any offer or sale of a security of or by RESPONDENTS.

IT IS FURTHER ORDERED that the Respondent shall disgorge all commissions received from James Nickels and/or the Fiscal Concierge for every person referred who invested in promissory notes of the Fiscal Concierge. The commissions shall be disgorged within sixty (60) days of the issuance of this Order. The Respondent will provide written notification to the Division at the time that the commissions are disgorged to Investors MH and L&SB.

IT IS FURTHER ORDERED that the Respondent shall resolve his civil liabilities under Wis. Stat. § 551.509 resulting from the unlawful sales of securities described in this Order prior to filing an application for registration with the Division.

B. Service of Order

IT IS FURTHER ORDERED that this order shall be sent promptly by certified mail to each party named in the order at his or her last known address or to the party's attorney of record, or shall be personally served upon the party or the party's attorney of record, pursuant to § DFI-Sec. 8.06, Wis. Admin. Code. The date of the service of this order is the date it is placed in the mail.

C. Notifications

IT IS NOTICED that this Order consented to by the Respondent prohibits the Respondent from transacting securities business in the State of Wisconsin, effective upon the date issued, and shall have the same effect on Respondent as a permanent injunction entered by a circuit court pursuant to Wis. Stat. § 551.603(2)(a).

IT IS FURTHER NOTICED that this Order is effective on the date it is issued. You are advised that any willful violation of an Order issued by the Division under Wis. Stats. Ch. 551 is a criminal offense punishable under the provisions of Wis. Stat. § 551.508.

EXECUTED at Madison, Wisconsin, this 21st day of October, 2016.

(SEAL)



Leslie M. Van Buskirk
Administrator

State of Wisconsin
Department of Financial Institutions
Division of Securities
201 West Washington Avenue, Suite 300
Madison, Wisconsin 53703

RECEIVED

OCT 21 2016

Wisconsin Dept of
Financial Institutions

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

In the Matter of

WAIVER AND CONSENT TO ORDER

MICHAEL G. PETERSON,

Respondent.

DFI File No. S- 231331(EX)

The undersigned Respondent, MICHAEL PETERSON, having decided not to contest the issuance of the attached Order, hereby waives his right to a hearing with respect to this matter, including waiving findings of fact and conclusions of law as may otherwise be required for the Order, and hereby consents to the issuance of the Order.

Respondent hereby acknowledges that, in exchange for Respondent's voluntary consent and agreement not to transact securities business in the State of Wisconsin, the Division agrees to forgo further legal action, including injunction proceedings in a circuit court pursuant to Wis. Stat. § 551.603 and to resolve this matter by the issuance of the attached Order.

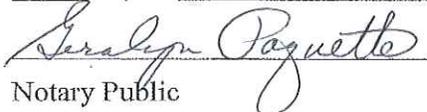
The undersigned Respondent understands and agrees that the attached Order shall prohibit Respondent from transacting any securities business in the State of Wisconsin and shall have the same prohibitory effect as a permanent injunction issued by a circuit court in accordance with Wis. Stat. § 551.603(2)(a);

The undersigned Respondent understands that the Order, when signed by the Administrator of the Division of Securities, is effective as of the date issued and that a willful violation of an Order signed by the Administrator is a criminal offense pursuant to Wis. Stat. § 551.508.



MICHAEL G. PETERSON

State of _____ }
County of _____ }
Subscribed before me this
17th day of October, 2016.



Notary Public

My commission is permanent/expires 7/01/2018





State of Wisconsin
Department of Financial Institutions

Scott Walker, Governor

Lon E. Roberts, Secretary

AFFIDAVIT OF SERVICE

STATE OF WISCONSIN)
) ss.
COUNTY OF DANE)

I, JAKI WELTER, first being duly sworn, depose and state:

- 1. I am employed as a state civil service employee with the State of Wisconsin, Department of Financial Institutions, Division of Securities.
2. On the date of this Affidavit and in the course of regularly conducted activity, I have caused to be deposited in the U.S. mail: (1) the Administrator's order (attached); and (2) a copy of this Affidavit of Service, to be served by certified mail upon the subject of the order at the subject's last known address; and I have also caused to be served copies of those same documents upon the Administrator for the Division of Securities, pursuant to Wis. Stat. §§ 227.48, 551.611, and 891.46; and Wis. Admin. Code. §§ DFI-Sec 8.06 and 8.07.
3. On the date of this Affidavit and in the course of regularly conducted activity, I have also caused a copy of the Administrator's order and this Affidavit of Service to be posted on the Division of Securities' Administrative Orders section of the State of Wisconsin, Department of Financial Institution's website, www.wdfi.org/newsroom/admin_orders/dos_default.htm.

I declare under penalty of perjury that the foregoing is true and correct to the best of my knowledge and belief.

JAKI WELTER (with signature)

State of Wisconsin
Department of Financial Institutions
Division of Securities

Subscribed and sworn to before me
This 24 day of October, 2016.

(Signature of Lindsay Fedler) (Notary Seal)
Lindsay Fedler
Notary Public, State of Wisconsin
My commission is permanent.

