

STATE OF OHIO
DEPARTMENT OF COMMERCE
DIVISION OF SECURITIES
COLUMBUS, OHIO 43215-6131

Order No. 11-008

IN THE MATTER OF: AMISH HELPING FUND

CEASE AND DESIST ORDER

DIVISION ORDER

WHEREAS, the Ohio Division of Securities (hereinafter "the Division") is charged with the responsibility of protecting investors and finds that this Order is necessary or appropriate in the public interest or for the protection of investors, and is consistent with the purposes of the Ohio Securities Act, Chapter 1707 of the Ohio Revised Code (hereinafter "R.C."); and

WHEREAS, the Division has conducted an investigation into the activities of The Amish Helping Fund ("Respondent"), located at 3509 U.S. Route 62, Millersburg, Ohio 44654, and as a result of said investigation, the Division finds as follows:

- (1) The Amish Helping Fund is an Ohio not-for-profit company whose business purpose is to make construction and mortgage loans to qualified Amish individuals and families residing or located in Holmes County, Ohio and counties surrounding Holmes County;
- (2) Respondent sold Investment Agreements in the Amish Helping Fund to approximately 3,500 investors residing in Ohio, including married couples purchasing jointly, from 1995 through June 2010, and pursuant to the exemption under section 3(a)(4) of the Securities Act of 1933;
- (3) From 1995 through June 2010, Respondent made no filings with the Division to register securities or to claim an exemption from the registration requirements of R.C. 1707 et seq.;
- (4) The Investment Agreements described in Paragraph (2) are "securities" as that term is defined in R.C. 1707.01(B) and are evidences of indebtedness or promises to pay money;
- (5) The transactions described in Paragraph (2) fall within the definition of a "sale", as that term is defined in R.C. 1707.01(C);
- (6) R.C. 1707.44(C)(1) prohibits the sale in Ohio of securities that are not exempt under R.C. 1707.02 from the registration requirements of the Ohio Securities Act, not the subject matter of one of the transactions exempted

in R.C. 1707.03, 1707.04 or 1707.34, not registered by coordination or qualification, and not the subject matter of a transaction that has been registered by description;

- (7) The securities described in Paragraph (2) are not exempt under R.C. 1707.02 from the registration requirements of the Ohio Securities Act, not the subject matter of one of the transactions exempted in R.C. 1707.03, 1707.04 or 1707.34, not registered by coordination or qualification, and not the subject matter of a transaction that was registered by description, and, therefore, these securities were sold in violation of R.C. 1707.44(C)(1). The exemption for not for profit corporations under R.C. section 1707.02(I) is not available for notes, bonds, debentures, or evidences of indebtedness.

WHEREAS, pursuant to discussions between the Respondent and the Division, the Respondent wishes to waive its right to the issuance of a Notice of Opportunity for Hearing pursuant to R.C. 119.07; and

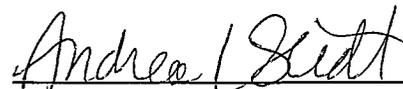
WHEREAS, the Respondent and the Division have entered into a Consent Agreement, which is attached hereto as Exhibit A and incorporated herein by reference; and

WHEREAS, based on Paragraphs (1) through (7), the Division finds that the Respondent has violated the provisions of Ohio Revised Code section 1707.44(C)(1);

THEREFORE, IT IS ORDERED THAT, pursuant to R.C. 1707.23, the Amish Helping Fund CEASE AND DESIST from the acts and practices as described above, which constitute violations of Revised Code chapter 1707.

TIME AND METHOD TO FILE AN APPEAL: ANY PARTY DESIRING TO APPEAL SHALL FILE A NOTICE OF APPEAL WITH THE DIVISION OF SECURITIES, 77 SOUTH HIGH STREET, 22ND FLOOR, COLUMBUS, OHIO 43215, SETTING FORTH THE ORDER APPEALED FROM AND THE GROUNDS OF THE PARTY'S APPEAL. A COPY OF SUCH NOTICE OF APPEAL SHALL ALSO BE FILED BY THE APPELLANT WITH THE FRANKLIN COUNTY COURT OF COMMON PLEAS. SUCH NOTICES OF APPEAL SHALL BE FILED WITHIN FIFTEEN (15) DAYS AFTER THE MAILING OF THE NOTICE OF THE DIVISION'S ORDER AS PROVIDED IN SECTION 119.12 OF THE OHIO REVISED CODE.

WITNESS MY HAND AND THE OFFICIAL SEAL OF THIS DIVISION
Columbus, Ohio this 8th day of February, 2011.


Andrea L. Seidt, Commissioner of Securities

