



Kentucky, with a principal place of business at 272 Preston Estate Paintsville, KY 41240-8681;

- (3) Respondent conducted business on behalf of JJOG from the principle address of 6412 Stoney Creek Drive, Dayton, OH 45424-3659;
- (4) JJOG issued and sold General Service Agreements to investors which provided them with a share equal to 1/64 working interest in an oil well, known as Ferguson Well #1, for \$5,000 per share;
- (5) Between October 23, 2012 and April 9, 2013, Respondent solicited and sold JJOG General Service Agreements directly and indirectly through others with whom he executed Finder's Fee Agreements;
- (6) Respondent sold General Service Agreements in the aggregate amount of \$45,000 to 8 investors residing in Ohio and Kansas;
- (7) At the time of investment, investors were provided with a General Service Agreement and an Executive Summary, which were prepared and issued by JJOG;
- (8) The Executive Summary stated that investors would become co-owners of an oil well which provided a return on the investment based on the percentage of total shares owned in the well;
- (9) Respondent received 10% commission on each solicitation that resulted in an investment with JJOG;
- (10) Between October 23, 2012 and April 9, 2013, Respondent admitted that he received from JJOG total commissions of \$4,147 and additional investment shares, which were equal to Respondent's portion of the 10% of the principal invested by the 8 investors;
- (11) Respondent entered into Finder's Fee Agreements with Curtis Luckett, III ("Luckett") and Owen Ratliff ("Ratliff"), both located in Ohio, to solicit investors for JJOG and to share commissions paid by JJOG based on the total investment amount received from those investors;
- (12) The initial Finder's Fee Agreement between Ratliff and Respondent provided that Respondent would receive one-half of the 10% commission paid by JJOG for each new sale of General Sales Agreements;
- (13) The Finder's Fee Agreement between Respondent, Luckett, and Ratliff provided that Respondent would receive one-third of the 10% commission paid by JJOG for each new sale of General Sales Agreement sold by Luckett;

- (14) Respondent received additional remuneration paid by JJOG and referred to as "back-end participation" whereby Respondent would receive an additional share or split of a share in proportions that would equal compensation paid under the General Service Agreement if a required number of shares in the well were sold;
- (15) The Finder's Fee Agreement stated that Ratliff would split with Respondent "back-end participation of 1 share to any well of choice if more than the selling well is available" for every 16 shares sold in the well to non-accredited investors;
- (16) The Finder's Fee Agreement also stated that Ratliff would split with Respondent "back-end participation of 2 share (sic) on any well of choice if more than the selling well is available", for each accredited investor who invested one hundred and sixty thousand U.S. dollars;
- (17) The General Service Agreement did not disclose that 10% of the principle investment amount would be paid to Respondent as remuneration for the solicitation of the sale of the investment;
- (18) The General Service Agreements issued by JJOG are securities as defined in O.R.C. 1707.01(B);
- (19) On June 19, 2012, JJOG filed a Form D Notice of Exempt Offering of Securities with the Securities and Exchange Commission claiming exemption from federal registration under Section 504 of Regulation D, more formally cited as 17 CFR 230.504;
- (20) 17 CFR 230.504 does not contain state preemption language, therefore issuers claiming an exemption under this federal regulation must also comply with state registration requirements;
- (21) JJOG did not make any state filings for registration or exemption with the Division prior to selling their General Service Agreements in and from Ohio;
- (22) Ohio Revised Code 1707.44(C)(1) states, in part:  
  
"No person shall knowingly sell, cause to be sold, offer for sale, or cause to be offered for sale, any security which...is not exempt under section 1707.02 of the Revised Code, nor the subject matter of one of the transactions exempted in section 1707.03, 1707.04, or 1707.34 of the Revised Code, has not been registered by coordination or qualification, and is not the subject matter of a transaction that has been registered by description.";

- (23) Respondent violated O.R.C. 1707.44(C)(1) by selling, in or from Ohio, General Service Agreements which were not registered for sale in Ohio to at least 8 investors;
- (24) Respondent has never held an active securities salesperson or securities dealer license issued by the State of Ohio;
- (25) Ohio Revised Code 1707.44(A)(1) states:  
"No person shall engage in any act or practice that violates division (A), (B), or (C) of section 1707.14 of the Revised Code, and no salesperson shall sell securities in this state without being licensed pursuant to section 1707.16 of the Revised Code";
- (26) Respondent violated O.R.C. 1707.44(A)(1) by acting as a securities dealer or securities salesperson without first obtaining an Ohio securities salesperson or an Ohio securities dealer license;
- (27) Ohio Revised Code 1707.44(G) states:  
"No person in purchasing or selling securities shall knowingly engage in any act or practice that is, in this chapter, declared illegal, defined as fraudulent, or prohibited."; and
- (28) Respondent violated O.R.C. 1707.44(G) by failing to disclose that 10% of the principle amount of each investment would be paid as remuneration for the sale of the security instead of being invested for the benefit of investors as stated.

WHEREAS, based on Paragraphs (1) through (28), the Division finds that Respondent violated O.R.C. 1707.44(C)(1), 1707.44(A)(1), and 1707.44(G);

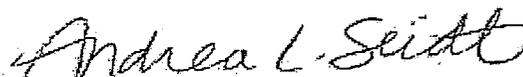
THEREFORE, IT IS ORDERED THAT, pursuant to O.R.C. 1707.23(G), Respondent Holland Turner is hereby ordered to **CEASE AND DESIST** from the acts and practices described herein which constitute violations of Chapter 1707 of the Ohio Revised Code.

**TIME AND METHOD TO PERFECT AN APPEAL**

Any party desiring to appeal shall file a Notice of Appeal with the Ohio Division of Securities, 77 South High Street, 22nd Floor, Columbus, Ohio 43215, setting forth the order appealed from and stating that the agency's order is not supported by reliable, probative, and substantial evidence and is not in accordance with law. The Notice of Appeal may, but need not, set forth the specific grounds of the party's appeal beyond the statement that the agency's order is not supported by reliable, probative, and substantial evidence and is not in accordance with law. The Notice of Appeal shall also be filed by the appellant with the court of common pleas of the county in which the place of business of the licensee is located or the county in which the licensee is a resident. If any party appealing from the order is not a resident of and has no place of business in this state, the party may appeal to the Court of Common Pleas of Franklin County. Such notices of appeal shall be filed within fifteen (15) days after the mailing of the notice of the Ohio Division of Securities' Order as provided in Section 119.12 of the Ohio Revised Code.

RLP/cn

WITNESS MY HAND AND THE OFFICIAL SEAL OF THIS DIVISION at  
Columbus, Ohio this 10<sup>th</sup> day of April, 2014.



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*Andrea Seidt, Commissioner of Securities*