



**COMMISSIONER OF SECURITIES  
STATE OF GEORGIA**

**UNIFORM ACT IMPLEMENTATION ORDER 2009-03**

**ORDER REQUIRING ENTITIES ISSUING FEDERAL COVERED SECURITIES IN  
GEORGIA TO MAKE NOTICE FILING  
1973 Act Reference: O.C.G.A. § 10-5-5(g)**

The Commissioner of Securities for the State of Georgia (the "Commissioner") has determined that:

- (1) On July 1, 2009, the Georgia Securities Act of 1973 (the "1973 Act") was repealed by act of the Georgia General Assembly and that the Georgia Uniform Securities Act of 2008 (the "2008 Act") became effective on this same date.
- (2) Requiring entities issuing federal covered securities in Georgia to make a notice filing with the Commissioner before initiating the offering is in the public interest and is consistent with the purposes of the 2008 Act.
- (3) Pursuant to Section 10-5-21(a) of the 2008 Act, the Commissioner has the authority to require entities issuing federal covered securities in Georgia to make a notice filing before initiating the offering.

In accordance with the above, the Commissioner hereby ORDERS that:

Any entity that issues in Georgia a federal covered security, as defined in Section 18(b)(2) of the Securities Act of 1933, *15 U.S.C. Section 77r(b)(2)*, that is not otherwise exempt under Sections 10-5-10 through 10-5-12 of the 2008 Act must first file with the Commissioner all of the following records:

- (A) Before the initial offer of a federal covered security in Georgia, all records that are part of a federal registration statement filed with the Securities and Exchange Commission under the Securities Act of 1933, *15 U.S.C. Section 77a*, et seq., and a consent to service of process complying with Code Section 10-5-80 signed by the issuer and the payment of a fee of \$250.00;
- (B) After the initial offer of the federal covered security in Georgia, all records that are part of an amendment to a federal registration statement filed with the Securities and Exchange Commission under the Securities Act of 1933, *15 U.S.C. Section 77a*, et seq.; and
- (C) To the extent necessary or appropriate to compute fees, a report of the value of the federal covered securities sold or offered to persons present in Georgia, if the sales data are not included in records filed with the Securities and Exchange Commission and payment of a fee of \$250.00.

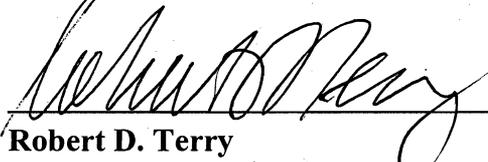
The Commissioner further ORDERS that:

A notice filing under this Order is effective for one year commencing on the later of the notice filing or the effectiveness of the offering filed with the Securities and Exchange Commission. On or before expiration, the issuer may renew a notice filing by filing a renewal notice and by paying a renewal fee of \$100.00. A previously filed consent to service of process complying with Section 10-5-80 of the 2008 Act may be incorporated by reference in a renewal. A renewed notice filing becomes effective upon the expiration of the filing being renewed.

This Order shall be effective as of July 1, 2009 and shall remain effective until modified or vacated, or superseded by Rule.

**KAREN C. HANDEL  
COMMISSIONER OF SECURITIES  
STATE OF GEORGIA**

By:

  
**Robert D. Terry  
Assistant Commissioner of Securities**