

7. The Commissioner has jurisdiction over this matter pursuant to the Act.

8. Pursuant to O.C.G.A. §§ 43-17-11 and 43-17-13, the Commissioner is authorized to institute this investigation and issue this Order.

9. Pursuant to O.C.G.A. § 43-17-13(a)(1)(A)(i), the Commissioner may issue a cease and desist order against any person that has engaged in or is engaging in or is about to engage in any act, practice, or transaction which is prohibited by the [Act] or by any rule, regulation, or order of the Secretary.

10. Pursuant to O.C.G.A. § 43-17-5(a), it is “unlawful for any person: ... (2) [w]hile in this state to solicit or accept charitable contributions from any person, wherever located...unless the charitable organization on whose behalf such contributions are being solicited or accepted is subject to an effective registration statement under this chapter or exempt from registration” pursuant to Code Section 43-17-9.

11. Respondent’s solicitation and acceptance of charitable contributions, while operating in Georgia, without registering with the Secretary, is a violation of O.C.G.A. § 43-17-5. As a result of the violation, Respondent is subject to penalty under O.C.G.A. § 43-17-13.

III. ORDER

WHEREFORE, by the authority vested in me as the Secretary of State for the State of Georgia, **IT IS HEREBY ORDERED:**

1. **Autum Hills Foundation, Inc. d/b/a Luther’s Bistro. CEASE AND DESIST** from all violations of the Georgia Charitable Solicitations Act of 1988, as amended.

The entry of this Order is deemed to be in the public interest, and shall not be deemed to constitute findings or conclusions relating to other persons unrelated to Respondent and shall not be deemed to be a waiver or estoppel on the part of the Secretary of State from proceeding in individual actions against any person who may have violated the Act or any transactions not specifically referred to herein or not known to the Commissioner at the time this Order was issued.

SO ORDERED this 26th day of July, 2017.

BRIAN P. KEMP
SECRETARY OF STATE

By:


C. Ryan Germany
Assistant Commissioner of Securities and Charities