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ARKANSAS SECURITIES DEP.

BEFORE THE ARKANSAS SECURITIES COMMISSIONER

IN THE MATTER OF:

ASD CASE NO. 08-013-OR01

GIROSOL OF KENTUCKY, CORP.

RESPONDENT

ORDER TO SHOW CAUSE

The Arkansas Securities Department (“Department”) undertook an investigation into the money transmission activities of Girosol of Kentucky, Corp. (“Girosol”). As a result of the investigation, the Department submitted its Request for an Order to Show Cause (“Request”) on February 12, 2008. The Request alleges that Girosol has violated Ark. Code Ann. § 23-55-201 of the Arkansas Uniform Money Services Act.

The Arkansas Securities Commissioner has reviewed the Request, and upon the representations made therein, finds:

FINDINGS OF FACT

1. The Department’s Request asserts the following representations of fact through its pleading and the Affidavit of Kurt Sims:

- (A) Girosol of Kentucky, Corp. (“Girosol”) is organized under the laws of Kentucky, with its principal office located at 16666 NE 19th Avenue, North Miami Beach, Florida 33162. According to records maintained by the Arkansas Secretary of State, Girosol is a foreign corporation authorized to do business in the State of Arkansas.
- (B) Girosol holds itself out to the public on its Internet website, which is located at <http://www.girosol.com>, as a money transfer company that serves the Hispanic community throughout the United States.

- (C) An Arkansas person could use Girosol's money transfer services to transmit money to eighteen (18) different countries.
- (D) Girosol has not been licensed or applied to be licensed as a money transmitter in Arkansas.
- (E) The Department contacted Girosol and was informed that an Arkansas person could transmit money to Mexico via its local agent La Guadalubana. The Department has attached the Affidavit of Kurt Sims supporting this allegation.
- (F) The Department contacted La Guadalubana and was informed that an Arkansas person could transmit money to Mexico if he could provide the name, address, and telephone number of the person to whom the money was to be sent.

CONCLUSIONS OF LAW

2. Ark. Code Ann. § 23-55-201(a) provides “[a] person may not engage in the business of money transmission or advertise, solicit, or hold itself out as providing money transmission unless the person: (1) is licensed under this subchapter or approved to engage in money transmission under § 23-55-203; (2) is an authorized delegate of a person licensed under this subchapter; or (3) is an authorized delegate of a person approved to engage in money transmission under § 23-55-203.” To obtain a license, an application must be submitted to the Arkansas Securities Commissioner. Ark. Code Ann. § 23-55-202.

3. The Commissioner has the authority to issue an order to show cause why an order to cease and desist should not issue requiring that GiroSol cease and desist from violations of Ark. Code Ann. § 23-55-201. Ark. Code Ann. § 23-55-807.

4. The Commissioner has the authority to assess a civil penalty against GiroSol in an amount not to exceed \$1,000 per day for each day the violation is outstanding, plus the Department's costs and expenses for the investigation and prosecution of the matter, including reasonable attorney's fees. Ark. Code Ann. § 23-55-805.

ORDER

IT IS ORDERED that GiroSol show cause why it should not be ordered to cease and desist from advertising, soliciting, and holding itself out as providing money transmission in Arkansas until GiroSol complies with the Arkansas Uniform Money Services Act, Ark. Code Ann. § 23-55-101 *et seq.*; to cease and desist from doing business as a money transmitter in Arkansas until GiroSol complies with the Arkansas Uniform Money Services Act, Ark. Code Ann. § 23-55-101 *et seq.*; and to show cause why GiroSol should not be assessed a monetary penalty for its violations of the Arkansas Uniform Money Services Act.

IT IS FURTHER ORDERED that GiroSol shall show cause within thirty (30) days of date of this Order.

IT IS FURTHER ORDERED that a hearing on the matters set forth in the Department's Request shall take place on March 18, 2008, at 10:00 a.m., central time at the following location:

Arkansas Securities Department
Plaza Level Conference Room
201 East Markham Street
Little Rock, Arkansas 72201

IT IS FURTHER ORDERED that all requests or submissions in connection with the hearing, including any request to modify the date or time of the hearing; to participate telephonically rather than through personal appearance; or to waive the right to the hearing, shall be submitted in writing to the Commissioner at the following address:

Arkansas Securities Commissioner
201 East Markham, Suite 300
Little Rock, Arkansas 72201

IT IS FURTHER ORDERED that at the hearing, the Department shall present evidence supporting its Request and Girosol and its attorneys shall have the opportunity to respond and present evidence on all issues presented at the hearing. All witness testimony taken at the hearing will be under oath in the presence of a court reporter.

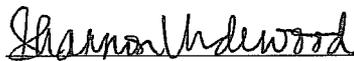
IT IS SO ORDERED.



A. HEATH ABSHURE
ARKANSAS SECURITIES COMMISSIONER

02/12/2008
DATE

Order prepared by:



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