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BEFORE THE ARKANSAS SECURITIES COMMISSIONER
CASE NO. C-14-0042

ARKANSAS SECURITIES DEPT.

IN THE MATTER OF:

ORDER NO. C-14-0042-14-OR01

SWANSON SERVICES CORPORATION

CONSENT ORDER

This Consent Order is entered pursuant to the Arkansas Money Services Act (“Act”), Ark. Code Ann. §§ 23-55-101 through 23-55-1006, the Arkansas Money Services Rules (“Rules”), and the Arkansas Administrative Procedures Act, Ark. Code Ann. §§ 25-15-201 through 25-15-219, in accordance with an agreement by and between the Staff of the Arkansas Securities Department (“Staff”) and Swanson Services Corporation (“Swanson”), in full and final settlement of all claims that could be brought against Swanson by the Staff on the basis of the facts set forth herein.

Swanson admits the jurisdiction of the Act and the Arkansas Securities Commissioner (“Commissioner”), neither admits nor denies the findings of fact made herein, and solely for the purpose of this proceeding, waives its right to a formal hearing, consents to the entry of this order to resolve all claims by the Staff, and agrees to abide by the terms of this order.

FINDINGS OF FACT

1. Swanson is a company with its principal office located at 1133 Pennsylvania Street, Denver, Colorado 80203. Swanson provides money transmission services to correctional facilities that allow electronic payments for inmate accounts for commissary and related services.
2. Swanson has applied to be licensed to provide money transmission in Arkansas.
3. Swanson unintentionally engaged in the business of money transmission in Arkansas without a license from 2011 through 2014.

4. While not licensed in Arkansas, Swanson transmitted approximately \$600,000 in Arkansas, generating over \$15,000 in fees.
5. Swanson has cooperated fully with the Staff during the Staff's investigation of this matter. It is Staff's recommendation with the resolution of this matter through entry of this order that Swanson's pending license application be immediately approved.

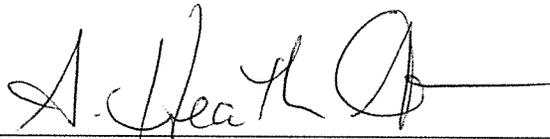
CONCLUSIONS OF LAW

6. Pursuant to Ark. Code Ann. §§ 23-55-101 through 23-55-1006 the Commissioner has jurisdiction over Swanson and the subject matter of this proceeding.
7. Ark. Code Ann. § 23-55-201(a) states that 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 is licensed under this subchapter or approved to engage in money services under §23-55-203. As detailed in paragraphs three and four, the failure by Swanson to obtain a license from the Arkansas Securities Department under the Act prior to engaging in the business of money transmission or advertising, soliciting, or holding itself out as providing money transmission in Arkansas constituted violations of Ark. Code Ann. § 23-55-201(a).
8. Pursuant to Ark. Code Ann. § 23-55-805 the Commissioner has the authority to assess a civil penalty against a person that violates the Act in an amount not to exceed \$1000 per day for each day the violation is outstanding. The violations by Swanson support an assessment by the Commissioner of a civil penalty against Swanson pursuant to Ark. Code Ann. § 23-55-805.
9. Ark. Code Ann. § 23-55-804 permits the informal disposition of an allegation by consent order.

ORDER

By agreement and with the consent of the Staff and the authorized representative of Swanson, it is hereby ordered that Swanson shall pay a civil penalty in the amount of three thousand dollars (\$3,000.00) to the Arkansas Securities Department. Payment shall be made by Swanson with the submission of its agreement and consent to the terms of this order. Further, Swanson shall comply with the provisions of the Act and Rules with regard to all future money transmission activities in Arkansas.

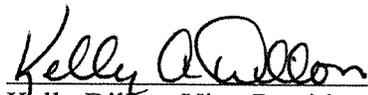
IT IS SO ORDERED.



A. HEATH ABSHURE
Arkansas Securities Commissioner

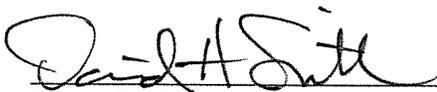
November 12, 2014
Date

Approved as to Content and Form:



Kelly Dillon, Vice-President
Swanson Services Corporation

11/10/14
DATE



David H. Smith, Chief Counsel
Arkansas Securities Department

11/12/14
DATE