

DENISE VOIGT CRAWFORD  
SECURITIES COMMISSIONER

JOHN R. MORGAN  
DEPUTY SECURITIES COMMISSIONER

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## Texas State Securities Board

208 E. 10th Street, 5th Floor  
Austin, Texas 78701-2407  
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IN THE MATTER OF  
SECURE GROWTH LLC  
AND ROBERT P. MCGANN

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§  
§

Order No. ENF-08-CDO-1661

TO: Secure Growth LLC  
930 S. Bell Boulevard  
Cedar Park, Texas 78613

Robert P. McGann  
930 S. Bell Boulevard  
Cedar Park, Texas 78613

### AGREED CEASE AND DESIST ORDER

Be it remembered that Secure Growth LLC ("Respondent SGL"), by and through its Managing Manager, Robert P. McGann, and Robert P. McGann, individually ("Respondent McGann"), appeared before the Securities Commissioner of the State of Texas ("Securities Commissioner") and consented to the entry of this Order and the Findings of Fact and Conclusions of Law contained herein.

### FINDINGS OF FACT

1. Respondents have waived (a) Respondents' right to notice and hearing in this matter; (b) Respondents' right to appear and present evidence in this matter. (e) Respondents' right to appeal this Order; and (d) all other procedural rights granted to Respondents by The Securities Act, TEX. REV. CIV. STAT. ANN. art. 581-1 et seq. (Vernon 1964 & Supp. 2007) ("Texas Securities Act"), and the Administrative Procedure Act, TEX. GOVT CODE ANN. § 2001.001 et seq. (Vernon Supp. 2007) ("Administrative Procedure Act").
2. Respondent SGL is a Texas limited liability company and maintains a last known address of 930 S. Bell Boulevard, Cedar Park, Texas 78613.
3. Respondent McGann is a Managing Manager of Respondent SGL and maintains a last known business address of 930 S. Bell Boulevard, Cedar Park, Texas 78613.

4. Respondents have offered for sale in Texas a bonded life contract, also referred to as line of credit promissory note, and a security agreement with a 15% per annum return for a term of 4 to 7 years (hereinafter -bonded life contract through a sales agent unregistered to sell securities in Texas.
5. The bonded life contract offered for sale was not registered by qualification, notification or coordination and no permit has been granted for its sale in Texas.
6. Respondents were not registered with the Securities Commissioner as dealers or agents at any time material hereto.
7. On January 17, 2008, the Securities Commissioner entered Emergency Cease and Desist Order No. ENF-0B-CDO-1647 ("the Emergency Order") against Respondents and other parties. The Emergency Order has remained in full force and effect against Respondents from January 17, 2008, through the date of entry of this Order.
8. On or about February 21, 2008, Respondents filed a request for a hearing to modify or set aside the Emergency Order.
9. By executing this Order, and upon entry of this Order by the Securities Commissioner, Respondents agree that their request for a hearing on the Emergency Order is withdrawn and not subject to appeal.
10. Respondents agree to abide by the terms of an Undertaking incorporated by reference herein.

#### CONCLUSIONS OF LAW

1. The above-described bonded life contract is a "security" as that term is defined in Section 4.A of the Texas Securities Act.
2. Respondents have violated Section 7 of the Texas Securities Act by offering a security for sale in Texas at a time when the security was not registered with the Securities Commissioner.
3. Respondents have violated Section 12 of the Texas Securities Act by offering a security for sale in Texas without being registered pursuant to the provisions of Section 12 of the Texas Securities Act.
4. The foregoing violations constitute bases for the issuance of an Agreed Cease and Desist Order pursuant to Section 23.A of the Texas Securities Act.

#### ORDER

1. It is therefore ORDERED that Respondents immediately CEASE AND DESIST from the offer for sale and sale of any security in Texas until the security is registered with

the Securities Commissioner or is offered for sale pursuant to an exemption from registration under the Texas Securities Act.

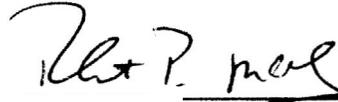
2. It is further ORDERED that Respondents immediately CEASE AND DESIST from the offer and sale of any security in Texas until Respondents are registered with the Securities Commissioner as dealers or agents or an available exemption from registration is utilized.
3. It is further ORDERED that the Emergency Order is modified by this Order solely and exclusively as the Emergency Order relates to Respondents.

SIGNED AND ENTERED by the Securities Commissioner this 11<sup>th</sup> day of September, 2008.

  
DENISE VOIGT CRAWFORD  
Securities Commissioner

Respondents:

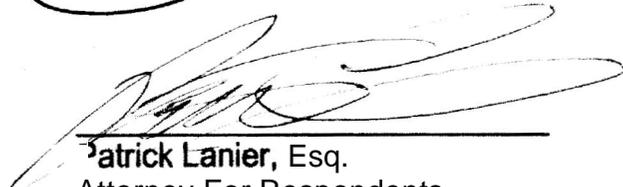
Secure Growth LLC

  
\_\_\_\_\_  
Robert P. McGann

  
\_\_\_\_\_  
Robert P. McGann, Individually

Approved as to Form:

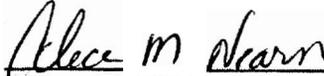
  
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Joseph Rotunda  
Director  
Enforcement Division

  
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Patrick Lanier, Esq.  
Attorney For Respondents  
88#11933500

ACKNOWLEDGMENT

On the 25<sup>th</sup> day of August, 2008, Robert P. McGann ("Respondent McGann") personally appeared before me, executed the foregoing Order and acknowledged that:

1. Respondent McGann has read the foregoing Order,
2. Respondent McGann has been fully advised of his rights under the Texas Securities Act and the Administrative Procedure Act;
3. Respondent McGann knowingly and voluntarily consents to the entry of the foregoing Order and the Findings of Fact and Conclusions of Law contained therein; and
4. Respondent McGann, by consenting to the entry of the foregoing Order, has knowingly and voluntarily waived his rights as set forth therein.

  
Alice M. Nearn  
Notary Public in and for  
the State of Texas

[affix notary seal here]

My Commission Expires on: Apr. 14, 2012

