



**Dora**  
Department of Regulatory Agencies

**Division of Securities**  
Fred J. Joseph  
Securities Commissioner

Bill Ritter, Jr.  
Governor

D. Rico Munn  
Executive  
Director

## NEWS RELEASE

**For Immediate Release** - February 18, 2009

Contact: Fred J. Joseph, Securities Commissioner or Gerald Rome,  
Deputy Securities Commissioner at (303) 894-2320

## TEXAS INTERNET COMPANY SANCTIONED BY SECURITIES COMMISSIONER

**Denver, Colorado** --- Colorado Securities Commissioner Fred J. Joseph announced today that he has entered a final cease and desist order against a Texas company and its CEO for allegedly violating the securities registration provisions of the Colorado Securities Act ("Act") in connection with the offer of securities in Colorado.

Named in the Order are **Tier One Converged Networks, Inc.**, its president and chief executive officer, **Kevin Weaver**, and a sales agent for Tier One, **Pat Dunn**, all of Dallas, Texas.

The Staff of the Division of Securities (the "Staff"), which is a division of the Colorado Department of Regulatory Agencies ("DORA"), alleged that Tier One sought Colorado investors to invest in the company by promoting itself as a wireless internet service provider. They purport to provide wireless broadband services to smaller or secondary rural markets that are currently underserved. Tier One sought Colorado investors by cold calling individuals in Colorado. Cold calling is the process of approaching prospective investors, typically by telephone, who were not expecting such a call, or who have no previous relationship with the sales person.

The Staff alleged that the Respondents failed to register the security offering and, by offering the investment opportunity to the public at large through the use of cold calling



prospective investors, Respondents were unable to take advantage of any private offering exemption under the Act. "Cold calling investors for private offerings of securities is a violation of the law when those securities have not been registered," said Commissioner Joseph. "Investors should always be wary of stock offerings promoted through the use of cold calling. Contact our office to verify that securities have been properly registered before purchasing any security after a cold call." The Division of Securities may be reached at 303-894-2320.

The cease and desist order, which all Respondents agreed to, orders them to immediately and permanently cease and desist offering or selling unregistered securities in Colorado, or otherwise engaging in conduct in violation of any provision of the Act.

A copy of the Order can be found at:

<http://www.dora.state.co.us/Securities/enforcement.htm#CeaseDesist>

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*DORA is dedicated to preserving the integrity of the marketplace and is committed to promoting a fair and competitive business environment in Colorado. Consumer protection is our mission.*

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