

BENETTE L. ZIVLEY  
SECURITIES COMMISSIONER

CARLA JAMES  
DEPUTY SECURITIES COMMISSIONER

Mail: P.O. BOX 13167  
AUSTIN, TEXAS 78711-3167

Phone: (512) 305-8300  
Facsimile: (512) 305-8310



## Texas State Securities Board

208 E. 10th Street, 5th Floor  
Austin, Texas 78701-2407  
www.ssb.state.tx.us

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MEMBER

DERRICK MITCHELL  
MEMBER

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MEMBER

IN THE MATTER OF  
JAMES ERIC VIVEROS

§  
§

Order No. **ENF-11-CDO-1701**

TO: James Eric Viveros  
7010 Mona Lisa  
Corpus Christi, TX 78413

### AGREED CEASE AND DESIST ORDER

Be it remembered that James Eric Viveros ("Respondent") appeared before the Securities Commissioner 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. Respondent has waived (a) Respondent's right to notice and a hearing in this matter; (b) Respondent's right to appear and present evidence in this matter; (c) Respondent's right to appeal this Order; and (d) all other procedural rights granted to Respondent by the Securities Act, TEX. REV. CIV. STAT. ANN. art. 581-1 *et seq.* (Vernon 1964 & Supp. 2010) ("Texas Securities Act"), and the Administrative Procedure Act, TEX. GOV'T CODE ANN. § 2001.001 *et seq.* (Vernon 2008 & Supp. 2010) ("Administrative Procedure Act").
2. Respondent maintains a last known address of 7010 Mona Lisa, Corpus Christi, TX 78413.
3. Respondent has offered for sale in Texas a National Life Settlements, LLC, Note Agreement, often denominated "Note Agreement-A" or "Note Agreement-A-1," promising to pay 8% to 10% per annum return for five (5) years and/or a National Life Settlements, LLC, Note and Fixed Income Agreement, often referred to as the "I<sup>3</sup> plan" promising a fixed rate of return of 8% to 10% with 130 periodic payments made for five years and the full return of the principal amount invested after five years (hereinafter collectively referred to as "notes").
4. The notes were not registered by qualification, notification or coordination and no permit has been granted for their sale in Texas.
5. Respondent was not registered with the Securities Commissioner as a dealer or agent at any time material hereto.

CONCLUSIONS OF LAW

1. The above-described notes are "securities" as that term is defined in Section 4.A of the Texas Securities Act.
2. Respondent has violated Section 7 of the Texas Securities Act by offering securities for sale in Texas at a time when the securities were not registered with the Securities Commissioner.
3. Respondent has violated Section 12 of the Texas Securities Act by offering securities 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 a Cease and Desist Order pursuant to Section 23.A of the Texas Securities Act.

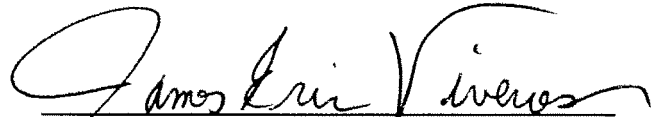
ORDER

1. It is therefore ORDERED that Respondent immediately CEASE AND DESIST from offering for sale 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 Respondent immediately CEASE AND DESIST from the offer and sale of securities in Texas until Respondent is registered with the Securities Commissioner as a dealer or agent or an available exemption from registration is utilized.

SIGNED AND ENTERED BY Securities Commissioner this 12<sup>th</sup> day of April, 2011.


  
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BENETTE L. ZIVLEY  
Securities Commissioner

Respondent:

  
James Eric Viveros

Approved as to Form:

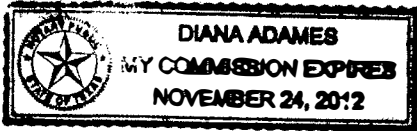
  
Joseph Rotunda  
Director  
Enforcement Division

  
Angela Cole  
Asst. Director  
Enforcement Division

ACKNOWLEDGMENT

On the 4 day of April, 2011, James Eric Viveros ("Respondent"), personally appeared before me, executed the foregoing Order and acknowledged that:

1. Respondent has read the foregoing Order;
2. Respondent has been fully advised of his rights under the Texas Securities Act and the Administrative Procedure Act;
3. Respondent 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 by consenting to the entry of the foregoing Order has knowingly and voluntarily waived his rights as set forth therein.



Diana Adames  
Notary Public in and for

The State of Texas

My commission expires on: 11-24-12