

STATE OF NEW HAMPSHIRE DEPARTMENT OF STATE BUREAU OF SECURITIES REGULATION

IN THE MATTER OF:

New Futures Trading International
Corp., Ryan Fontaine

)
) ORDER TO CEASE AND DESIST
)
) I-2011000011
)
)

NOTICE OF ORDER

This Order commences an adjudicative proceeding under the provisions of RSA 421-B:26-a.

LEGAL AUTHORITY AND JURISDICTION

Pursuant to RSA 421-B:23, the Secretary of State has the authority to issue and cause to be served an order requiring any person appearing to him to be engaged or about to be engaged in any act or practice constituting a violation of RSA 421-B or any rule or order thereunder, to cease and desist from violations of RSA 421-B.

Pursuant to RSA 421-B:24, I, any person who willfully violates a cease and desist order issued pursuant to RSA 421-B:23 shall be guilty of a class B felony.

Pursuant to RSA 421-B:26, the Secretary of State has the authority to impose administrative penalties of up to \$2,500.00 for each violation of New Hampshire securities law and rules.

NOTICE OF RIGHT TO REQUEST A HEARING

The above named respondent has the right to request a hearing on this order to cease and desist and order to show cause, as well as the right to be represented by counsel. Any such request for a hearing shall be in writing, shall be signed by the respondent, or by the duly authorized agent of the above named respondent, and shall be delivered either by hand or certified mail, return receipt requested, to the Bureau of Securities Regulation, Department of State, 25 Capitol Street, Concord, New Hampshire 03301.

Under the provisions of RSA 421-B:23, I, if respondents fails to request a hearing on this order within 30 calendar days of receipt of this order, respondents shall be deemed in default, and this order shall, on the thirty-first day, become permanent.

Upon request for a hearing being received by the Bureau of Securities Regulation, in the manner and form indicated above, a hearing shall be held not later than ten days after such request is received by the Bureau, after which hearing, the Secretary of State, or such other person authorized by statute, shall issue a further order vacating or modifying this order, or making it permanent, as the circumstances require.

STATEMENT OF ALLEGATIONS

The allegations contained in the Staff Petition for Relief dated October 4, 2011 (a copy of which is attached) are incorporated by reference hereto.

ORDER

WHEREAS, finding it necessary and appropriate and in the public interest, and for the protection of investors and consistent with the intent and purposes of the New Hampshire securities laws, and

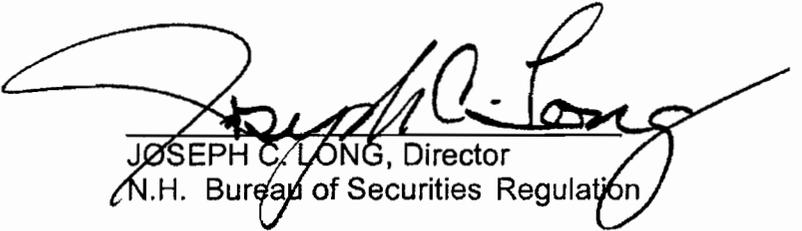
WHEREAS, finding that the allegations contained in the Staff Petition, if proved true and correct, form the legal basis of the relief requested,

It is hereby ORDERED, that:

1. Respondents NFTI and Fontaine shall immediately cease and desist from the above indicated acts and from in any other way violating RSA 421-B;
2. Respondent NFTI shall cease and desist from using the website <http://newfuturestrading.com/> .
3. Respondents NFTI and Fontaine shall, in accordance with RSA 421-B:26, VIII and RSA 421-B:10,VI pay an administrative fine, the amount of which shall be determined by this Hearings Officer.
4. Respondents NFTI and Fontaine shall, in accordance with RSA 421-B:26,V, pay restitution in an amount to be determined by this Hearings Officer.
5. Respondents NFTI and Fontaine shall, in accordance with RSA 421-B:22,IV pay the costs of the Bureau's investigation in an amount to be determined by this Hearings Officer.
6. Failure to request a hearing within 30 days of the date of receipt of this Order shall result in a default judgment being rendered, including imposition of fines and penalties upon the defaulting Respondents.

SIGNED,
WILLIAM M. GARDNER
Secretary of State
By His Designee:

Dated: 12/21/2011



JOSEPH C. LONG, Director
N.H. Bureau of Securities Regulation

STATE OF NEW HAMPSHIRE
BUREAU OF SECURITIES REGULATION
DEPARTMENT OF STATE
25 CAPITOL STREET
CONCORD, NH 03301

STAFF PETITION FOR RELIEF
IN THE MATTER OF:

New Futures Trading International, Corp.
Ryan Fontaine

I-2011000011

STATEMENTS OF FACT

- I. The staff of the Bureau of Securities Regulation, Department of State, State of New Hampshire (hereinafter referred to as the "Bureau") hereby petitions the Director, and makes the following statements of fact:
 1. New Futures Trading International, Corp. (hereinafter referred to as "NFTI") is a corporation organized and existing under New Hampshire law that filed its Articles of Incorporation with the secretary of state on November 5, 2010. NFTI's initial registered agent and sole incorporator is Ryan Fontaine ("Fontaine"). Fontaine is also listed as the vice president and secretary of NFTI. The initial registered office was located in Bow, New Hampshire. NFTI's registered office was changed on April 28, 2011 to 15 Constitutional Drive, Suite 122, Bedford, NH 03110. NFTI is principally located in New Hampshire and there does not appear to be any other offices located in New Hampshire or elsewhere.
 2. Since its inception, NFTI has provided educational services to students wishing to learn about trading in the futures contract market. The cost of tuition ranges from seven thousand dollars (\$7,000) to ten thousand dollars (\$10,000) per year. Most classes were held online through NFTI's website: <http://newfuturestrading.com/>. Some live educational seminars were held in Ontario, Canada.
 3. Since at least December 1, 2010, two agents of NFTI, both of whom reside in Canada and one of whom is the president and fifty percent shareholder of NFTI, sold sixteen unsecured promissory notes to thirteen individuals throughout the United States and Canada for a total of one million, one hundred and forty-eight thousand dollars (\$1,148,000). These unsecured notes were issued on behalf of NFTI and NFTI promised returns of anywhere from ten percent (10%) interest compounded monthly to two hundred percent (200%) interest payable after fourteen months. The sixteen unsecured promissory notes were electronically signed by either of the two NFTI agents. All sixteen unsecured notes were issued between December 1, 2010 and May 11, 2011.

NFTI caused these notes to be issued and NFTI's bank accounts were used, in some instances, to funnel monies to Canada and elsewhere. The contact information for NFTI students, submitted by these students through NFTI's website, was used in perpetration of the offer and sale of these unsecured promissory notes.

4. NFTI is not properly licensed with New Hampshire as an issuer-dealer and neither NFTI agents are properly licensed with New Hampshire as issuer-dealer agents.
5. A review of all NFTI banking records known to the Bureau, from three separate banking institutions, indicates that NFTI currently has approximately eight thousand, five hundred dollars (\$8,500) in available cash. The banking records indicate that NFTI has very little assets left of the one million, one hundred and forty-eight thousand dollars (\$1,148,000) raised through the unsecured promissory notes. It is unlikely that NFTI has sufficient income to meet its current obligations and is therefore insolvent.
6. It is unknown whether or not NFTI issued any additional unsecured promissory notes beyond the sixteen discovered thus far.

STATEMENTS OF LAW

II. The staff of the Bureau hereby petitions the Director and makes the following statements of law under the New Hampshire Revised Statutes Annotated, RSA 421-B, and regulations thereunder (hereinafter referred to as the "Act"):

1. NFTI, who is principally located in New Hampshire, is an issuer-dealer within the meaning of RSA 421-B:2, XIII-a by issuing, or proposing to issue, the sixteen unsecured promissory notes discussed above.
2. Pursuant to RSA 421-B:6, I, it is unlawful for any person to transact business in this state as a broker-dealer, issuer-dealer, investment adviser, or agent unless such person is licensed under this chapter. NFTI, as an unlicensed issuer-dealer, and the two NFTI agents, as unlicensed issuer-dealer agents, are in violation of this provision.
3. Pursuant to RSA 421-B:22, IV, in any investigation to determine whether any person has violated or is about to violate this title or any rule or order under this title, upon the secretary of state's prevailing at hearing, or the person charged with the violation being found in default, or pursuant to a consent order issued by the secretary of state, the secretary of state shall be entitled to recover the costs of the investigation, and any related proceedings, including reasonable attorney's fees, in addition to any other penalty provided for under this chapter. NFTI and Fontaine are subject to this provision.
4. Pursuant to RSA 421-B:23, I, whenever it appears to the secretary of state that any person has engaged or is about to engage in any act or practice constituting a violation of this chapter or any rule under this chapter, he shall have the power to issue and cause to be served upon such person an order requiring the person to cease and desist from violations of this chapter. NFTI and Fontaine are subject to this provision and should be ordered to cease

and desist.

5. Pursuant to RSA 421-B:26, III, any person who, either knowingly or negligently, violates any provisions of this chapter may, upon hearing, and in addition to any other penalty provided for by law, be subject to such suspension, revocation or denial of any registration or license, or an administrative fine not to exceed \$2,500, or both. Each of the acts specified shall constitute a separate violation. NFTI and Fontaine are subject to this provision.
6. Pursuant to RSA 421-B:26, III-a, every person who directly or indirectly controls a person liable under paragraph I, II, or III every partner, principal executive officer, or director of such person, every person occupying a similar status or performing a similar function, every employee of such person who materially aids in the act or transaction constituting the violation, and every broker-dealer or agent who materially aids in the acts or transactions constituting the violation, either knowingly or negligently, may, upon hearing, and in addition to any other penalty provided for by law, be subject to such suspension, revocation, or denial of any registration or license, including the forfeiture of any application fee, or an administrative fine not to exceed \$2,500, or both. Each of the acts specified shall constitute a separate violation, and such administrative action or fine may be imposed in addition to any criminal penalties imposed pursuant to RSA 421-B:24 or civil liabilities imposed pursuant to RSA 421-B:25. No person shall be liable under this paragraph who shall sustain the burden of proof that such person did not know, and in the exercise of reasonable care could not have known, of the existence of facts by reason of which the liability is alleged to exist. NFTI and Fontaine are subject to this provision.
7. Pursuant to RSA 421-B:26, III-b, notwithstanding any provision to the contrary, violation of a cease and desist order may result in an administrative fine not to exceed \$2,500 per day for as long as such violation continues. This fine shall be in addition to any other penalties provided. NFTI and Fontaine are subject to this provision.
8. Pursuant to RSA 421-B:26, V, after notice and hearing, the secretary of state may enter an order of rescission, restitution, or disgorgement directed to a person who has violated RSA 421-B. NFTI and Fontaine are subject to this provision.

RELIEF REQUESTED

- III. The staff of the Bureau makes the following requests for relief in the above-referenced matter as permitted under the Act:
1. Find as fact the allegations contained in section I of the Statement of Allegations of this petition.
 2. Make conclusions of law as stated in section II relative to the allegations contained in section I of this petition.
 3. Order NFTI and Fontaine to cease and desist from further violations of the Act.

4. Order NFTI to cease and desist from using the website <http://newfuturestrading.com/>.
5. Order Fontaine and NFTI to pay an administrative fine to be determined by the hearing officer, after input from Bureau staff, in accordance with RSA 421-B:10, VI, and 421-B:26, VIII.
6. Order Fontaine and NFTI to pay restitution in an amount to be determined by the hearing officer, after input from the Bureau staff, in accordance with RSA 421-B:26, V.
7. Order Fontaine and NFTI to pay the costs of this investigation in an amount to be determined by the hearing officer, after input from the Bureau staff, in accordance with RSA 421-B:22, IV.
8. Take such other actions as necessary for the protection of New Hampshire investors and enforcement of the Act.

RIGHT TO AMEND

The Bureau's Staff reserves the right to amend this Petition for Relief and to request that the Director of Securities take additional administrative action. Nothing herein shall preclude the Staff from bringing additional enforcement action under this NH RSA 421-B or the regulations thereunder.

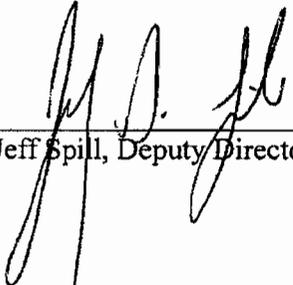
Respectfully submitted by:



Eric Forcier, Staff Attorney

10/4/11

Date



Jeff Spill, Deputy Director

10/4/11

Date