

**OFFICE OF THE MISSISSIPPI SECRETARY OF STATE
SECURITIES AND CHARITIES DIVISION**

IN THE MATTER OF:)	
)	
)	
VOTE FOR PROSPERITY, INC.)	Administrative Proceeding
)	Number C-10-0001
and)	
)	
TROY L. DAMPEER, JR.)	
)	
)	
<i>Respondents</i>)	

CONSENT ORDER

I.

The Securities and Charities Division of the Mississippi Secretary of State’s Office (“Division”), having the authority to administer and to provide for the enforcement of all provisions of the Mississippi Charitable Solicitations Act (“Act”), and Respondents do hereby enter into this Consent Order in resolution of the following allegations by the Division of violations of certain provisions of the Act:

1. Respondent, Vote for Prosperity, Inc. (“VFP”), is a “charitable organization” as defined in Section 79-11-501(a)(1) (2001) of the Act. At all times pertinent hereto, VFP was registered to conduct charitable solicitation activity in or from the state of Mississippi. VFP’s registration with the Division lapsed on November 29, 2009;
2. Respondent, Troy Dampeer, is President and Registered Agent of VFP;
3. On May 1, 2009, Respondents admitted to the Division that they had not been keeping books and records of VFP’s charitable activities.

4. On five (5) separate occasions between May 1, 2009 and May 17, 2010, the Division issued requests to Respondents to examine the books and records of VFP. This included the issuance of a subpoena by the Division on August 6, 2009. Respondents failed to respond to these requests; Respondents failed to provide the requested books and records to the Division for examination.

5. Respondents' failure to respond to the books and records requests of the Division is in violation of Miss. Code Ann. Sections 79-11-518, and 519(3)(i), as well as Mississippi Charities Act Rule 213, which make it a violation of the Act for any charity to fail to keep true and correct records of its solicitation activities; to keep those records for a period of at least three (3) years; to make such records open to inspection; or to refuse or fail, after notice, to produce such records to the Division.

6. Respondents' failure to respond to the books and records requests of the Division also violates Miss. Code Ann. Section 79-11-519(4), which makes it a violation of the Act for a charity to engage in financial transactions which are not related to the accomplishment of its charitable purpose.

7. Respondent Troy Dampeer's failure to keep records for VFP, refusal to meet with Division examiners, and refusal to produce books and records to the Division, constitute a violation of the fiduciary provisions of Miss. Code Ann. Section 79-11-525.

II.

Respondents, under the terms of this Consent Order and solely for the purpose of resolving the foregoing allegations, stipulate without a hearing to the matters set forth above in Paragraph I. Respondents consent to the issuance of this Consent Agreement and further consent and agree to the undertakings contained herein with no formal administrative hearing and

determination of wrongdoing. Furthermore, the undersigned agent for Respondents acknowledges that he has been lawfully vested with the authority to enter into this Consent Order on behalf of Respondents.

III.

THEREFORE, in consideration of a final resolution of the matters set forth herein, the Division and Respondents hereby agree and stipulate as follows:

1. Respondents stipulate to the jurisdiction of the Division as to all matters contained herein under the authority of the Act and acknowledges that the issuance of this Consent Order is solely for the purpose of resolving the matters set forth herein.
2. The Division shall impose a penalty upon the Respondents in the amount of Five Hundred Dollars (\$500.00). Respondents shall remit payment to the Division, payable to the "Mississippi Secretary of State" upon execution of this Order.
3. In the event Respondent VFP chooses not to renew its registration with the Division, it shall, upon execution of this Order, provide the Division with a final report as outlined in Miss. Code Ann. Section 79-11-503(8).
4. This Consent Order is in resolution of the matters contained herein. As a result of this Consent Order, the matters contained herein cannot be used as a basis for action by the Division except in determining any penalty as may be imposed by the Division for any future violations of the Act committed by the Respondents and as set forth below.
5. Respondents, individually and collectively, agree that they will comply with the provisions of the Act as currently in effect or as may be subsequently amended.

IV.

In the event either Respondent fails or neglects to comply with any of the terms, stipulations or undertakings set forth in this Consent Order, the Division may, without notice to that Respondent, unilaterally rescind this Order and institute any legal or administrative

proceedings it deems appropriate including, but not limited to, proceedings to address the matters set forth herein.

C. DELBERT HOSEMANN, JR.
Secretary of State

By: Melanie Thomas
MELANIE THOMAS
Senior Attorney
Securities and Charities Division

Date: 5/20/10

Vote for Prosperity, Inc.

By: Troy L. Dampeer, Jr.
Sign Name

Print Name: Troy L. Dampeer, Jr.

Title: President

Date: June 1, 2010

By: Troy L. Dampeer, Jr.
Troy Dampeer

Print Name: Troy Dampeer

Date: June 1, 2010