



engaged in the offer and sale of unregistered securities, to wit: BRG 2007-8 Project (BRG Project). In or around October 2007, after several previous calls, HOGAN offered and sold 0.25 unit of interest in the BRG project to the Alabama resident for the sum of \$7,500.00. On October 15, 2007, a certificate of interest, signed by MOORE, was issued to the Alabama resident for this investment. The Application Agreement, contained in the execution documents to the Confidential Private Placement Memorandum (PPM) dated June 13, 2007, states that BARREN is the "Managing General Partner." The PPM identified HOGAN as the President of BARREN. The PPM claimed that the unit of interest was offered pursuant to an exemption from registration under Regulation D, Rule 506 of the Securities Act of 1933, as amended.

5. In or around October 2007, the Alabama resident received documents, which included the subscription agreement and PPM, from HOGAN giving a status report on the BRG project. These documents caused the Alabama resident to believe the project was proceeding as represented to him by HOGAN, both verbally and in the offering documents. The PPM described the investment offered to the Alabama resident as the participation in units of interest in a joint venture to be formed under Nevada partnership law to engage primarily in the business of participation in drilling six new oil and/or gas wells.

6. A review of the files of the Registration Division of the Alabama Securities Commission was conducted on December 17, 2008, disclosing no record of registration or any perfected exemption for the security, to wit: units of interest in BRG Project.

7. A review of the files of the Registration Division of the Alabama Securities Commission was conducted on December 17, 2008, disclosing no record of registration for HOGAN or MOORE as an agent, investment advisor, or investment advisor representative in the state of Alabama.

8. A review of the files of the Registration Division of the Alabama Securities Commission was conducted on December 17, 2008, disclosing no record of registration for BARREN as a broker dealer in the state of Alabama.

9. A review of the Central Registration Depository disclosed that HOGAN is subject to a State of Washington, Department of Financial Institutions, Securities Division action, Order Number S-06-115-06-SC01, Statement of Charges and Notice of Intent to Enter Order to Cease and Desist, Impose Fines, And Recover Costs. The Order dated and entered October 13, 2006, states that HOGAN and others did offer and sell unregistered securities in the State of Washington. The offering was not registered and did not qualify for an exemption in the state of Washington.

10. On January 15, 2009, a search of the United States Securities and Exchange Commission, EDGAR Database website was done. A search for the company, BARREN RESOURCES GROUP disclosed a filing under Regulation D, Rule 506 dated January 30, 2008. The Rule 506 filing was made subsequent to the sale of a security, which was by "cold call" to an Alabama resident on or about October 15, 2007.

#### **CONCLUSIONS OF LAW**

11. The units of interest in BRG Project offered and sold by BARREN, HOGAN and MOORE constitute certificates of interest or participation in an oil, gas or mining title lease or in payments out of production under such title or lease. Alabama's statutory definition of security in Section 8-6-2(10), Code of Alabama 1975, includes any certificate of interest or participation in an oil, gas or mining title or lease or in payments out of production under such title or lease. The investment offered and/or sold by BARREN, HOGAN and MOORE as units of interest in BRG Project, are securities under Alabama law.

12. Section 8-6-2(2), Code of Alabama 1975, defines an agent as any individual other than a dealer who represents a dealer or issuer in effecting or attempting to effect sales of securities. HOGAN and MOORE acted as agents of BARREN as defined by the Act.

13. HOGAN and MOORE were not registered as agents, investment advisors, or investment advisor representatives in the state of Alabama. Pursuant to Section 8-6-3(a), Code of Alabama, 1975, it is unlawful for a person to transact business in this state as a dealer or agent for securities unless such person is registered under the Act.

HOGAN and MOORE unlawfully effected a transaction in securities as agents of the Issuer, BARREN, while not registered under the Act.

14. BARREN was not registered as a broker dealer in the state of Alabama. Pursuant to Section 8-6-3(a), Code of Alabama, 1975, it is unlawful for a person to transact business in this state as a dealer or agent for securities unless such person is registered under the Act. BARREN RESOURCES GROUP unlawfully acted in the capacity of a broker dealer while not being registered under the Act.

15. Section 8-6-4, Code of Alabama 1975 states: "It is unlawful for any person to offer or sell any security in this state unless: It is registered under this article; The security is exempt from registration under section 8-6-10; or The transaction is exempt under section 8-6-11." The securities offered and/or sold by RESPONDENTS, to wit: units of interest in BRG Project, were neither registered nor exempt from registration in Alabama in violation of Section 8-6-4, Code of Alabama 1975.

This Order is appropriate in the public interest for the protection of investors and consistent with the purposes of the Alabama Securities Act.

This Order does not prevent the Commission from seeking such other civil or criminal remedies that may be available to it under the Alabama Securities Act.

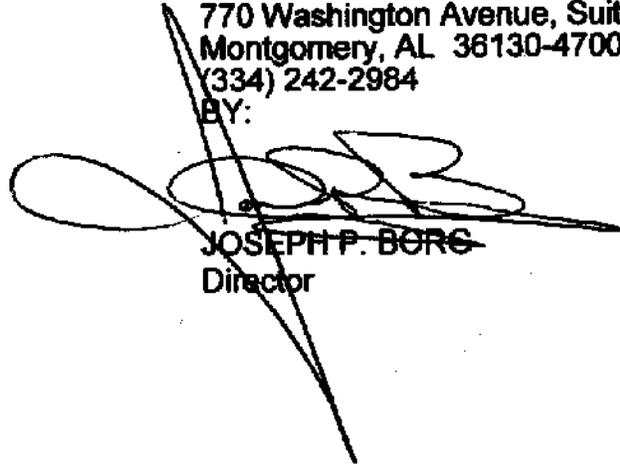
Additionally, if the allegations set forth herein are found to be true, through either administrative adjudication, failure of the RESPONDENTS to make a timely request for hearing, or default of the respondents, it is the intention of the Commission to impose sanctions upon the RESPONDENTS. Such sanctions may include, inter alia, an administrative assessment imposed on RESPONDENTS, an additional administrative assessment for investigative costs arising from the investigation of the violation(s) described herein against RESPONDENTS, and a permanent order to bar RESPONDENTS from participation in any securities related industry in the state of Alabama.

**ACCORDINGLY, IT IS HEREBY ORDERED** that RESPONDENTS immediately **CEASE AND DESIST** from further offers or sales of any security into, within or from the state of Alabama.

Entered at Montgomery, AL, this 13TH day of FEBRUARY, 2009.

**ALABAMA SECURITIES COMMISSION**  
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Montgomery, AL 36130-4700  
(334) 242-2984

BY:



**JOSEPH P. BORG**  
Director

