

**COMMONWEALTH OF MASSACHUSETTS
OFFICE OF THE SECRETARY OF THE COMMONWEALTH
SECURITIES DIVISION
ONE ASHBURTON PLACE, ROOM 1701
BOSTON, MASSACHUSETTS 02108**

IN THE MATTER OF:)	
)	
GARY J. MARTEL,)	Docket No. 2012-0049
d/b/a MARTEL FINANCIAL GROUP,)	
MARTEL FINANCIAL SERVICES AND)	
MFG FUNDING.)	
)	

**ORDER FOR ALLOWANCE OF EX-PARTE MOTION FOR A TEMPORARY
ORDER TO CEASE AND DESIST**

1. William Francis Galvin, Secretary of the Commonwealth, by his Enforcement Section of the Securities Division (respectively, the "Enforcement Section" and the "Division") commences this adjudicatory proceeding against Gary J. Martel, the Martel Financial Group, Martel Financial Services and MFG Funding (collectively, the "Respondents").

2. This proceeding is commenced pursuant to the provisions of MASS. GEN. LAWS ch. 30A, the Massachusetts Uniform Securities Act ch. 110A (the "Act") and 950 CMR 10.00 *et seq.* (the "Regulations").

3. Section 407A(a) of the Act, entitled "Violations; Cease and Desist Orders; Costs" in relevant part states:

"If the secretary determines, after notice and opportunity for hearing, that any person has engaged in or is about to engage in any act or practice constituting a violation of any provision of this chapter or any rule or order issued thereunder, he may order such person to cease and desist from such unlawful act or practice..."

MASS. GEN. LAWS ch. 110A, § 407A(a).

4. Section 407A(b) of the Act in relevant part states:

“If the secretary makes written findings of fact that the public interest will be irreparably harmed by delay in issuing an order under subsection (a), the secretary may issue a temporary cease and desist order.”

MASS. GEN. LAWS ch. 110A, § 407A(b).

5. Further, 950 CMR 10.06(c) provides in pertinent part:

“Simultaneous with the commencement of an adjudicatory proceeding...the Division may request a temporary order to cease and desist from the Presiding Officer. The request may be made *ex parte*.”

6. The Enforcement Section of the Division has filed an Administrative Complaint (the “Complaint”) and Ex Parte Motion for a Temporary Order to Cease and Desist (the “Cease and Desist Motion”).

7. Solely for the purposes of reaching a determination whether to allow the Division's Cease and Desist Motion, I have accepted the allegations and statements of fact set forth in their Complaint as true.

8. Accepting these facts as true, I find that it is likely that the Division will prevail at a subsequent hearing on the merits of this matter.

9. Again, accepting these facts as true, I find that based on the allegations set forth in the Complaint, a Temporary Cease and Desist Order is in the public interest and is necessary to protect investors in the Commonwealth from financial harm.

10. Again, accepting these facts as true for this limited purpose, I make this finding because of the on-going nature of Respondents' alleged conduct in offering and selling unregistered and non-exempt securities, and acting as unregistered broker-dealers, broker-dealer agents, investment advisers and/or investment adviser representatives in Massachusetts.

11. Further, in its Complaint, the Division has set forth sufficient facts to establish a prima facie case that Respondents have violated the Act by offering and selling unregistered and non-exempt securities and acting as unregistered broker-dealers, broker-dealer agents, investment advisers and/or investment adviser representatives in Massachusetts.

12. Wherefore: having made the above findings of fact and determining that it is in the public interest and necessary for the protection of investors and consistent with the purposes of the Act,

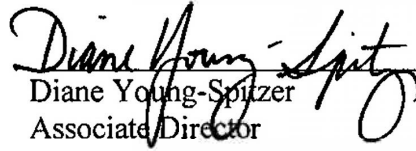
IT IS HEREBY ORDERED: Respondents shall immediately cease and desist from violations of the Act and its related Regulations, and Respondents shall cease and desist from offering and selling unregistered and non-exempt securities, and acting as unregistered broker-dealers, broker-dealer agents, investment advisers and/or investment adviser representatives in Massachusetts.

1. The above Order is hereby issued ex parte and is effective immediately upon signing of this Order.

2. A copy of the Enforcement Section's Complaint and this Order shall be served via certified mail, return receipt requested, or in a manner permissible under the laws of the state in which they reside, on Respondents as provided for by the Regulations.

3. Respondents are hereby notified that pursuant to Section 407(b) of the Act and Section 10.06 of the Regulations, that they have a right to request an administrative hearing and that such hearing must be set down within twenty (20) days after receipt by the Division of Respondents' written request for such hearing. Said hearing will be held to determine if this Order shall be modified, vacated or extended until final determination.

**WILLIAM FRANCIS GALVIN
SECRETARY OF THE COMMONWEALTH**

A handwritten signature in cursive script, reading "Diane Young-Spitzer", is written over a horizontal line.

Diane Young-Spitzer
Associate Director
Massachusetts Securities Division
One Ashburton Place, Room 1701
Boston, Massachusetts 02108
(617)727-3548

Issued this 12th day of June, 2012