ADMINISTRATIVE PROCEEDING BEFORE THE
SECURITIES COMMISSIONER OF SOUTH CAROLINA

IN THE MATTER OF:
Debbie E. Wicker,
Respondent.

)
)
)
)
)

File Number 05060
COMPLAINT

NOTICE: THE RESPONDENT HAS 30 DAYS TO REQUEST A HEARING.
THE RESPONDENT HAS 30 DAYS TO FILE AN ANSWER.

The Securities Division of the South Carolina Office of the Attorney General ("the Division") alleges that Respondent Debbie E. Wicker has engaged in acts, practices, and transactions, which constitute violations of the South Carolina Uniform Securities Act, S.C. Code Ann.§ 35-1-10 et seq. (Supp. 2004) (the "Act") as set forth herein.
I. Jurisdiction
1. The Securities Commissioner of the State of South Carolina (the "Commissioner") has
jurisdiction over this matter pursuant to Section 3 5-1-180 of the Act.
II. Respondents
2. Respondent Debbie E. Wicker ("Respondent" or "Wicker''} was, at all times material
herein, a resident of South Carolina, residing at 525 Water Garden Court, Irmo, SC 29063.
III. Factual Allegations
3. In or around December, 2001, Wicker began soliciting investments from South Carolina
residents for an "enterprise" based in the Philippines.

Page 1 of7

4. A woman who identified herself by the name of

11. Individuals who desired to participate in the Week 1 Opportunity or Week 2 Opportunity
wired their investment to the Philippines according to Wicker's instructions or gave cash to Wicker's husband, Harry Wicker, to be wired to the Philippines.
12. At least two (2) residents of South Carolina invested ten thousand ($10,000.00) dollars
each in the Week 1 Opportunity in or around January or February, 2002, after Wicker presented it to them.

13. At least one (1) resident of South Carolina invested fifty thousand ($50,000.00) dollars in
the Week 2 Opportunity in or around February or March, 2002, after Wicker presented it to him.
14. Following their investments, the South Carolina residents referred to in items 12 and 13
above (the "Identified Investors") received numerous emails from Wicker concerning, among other things, the status of their invested funds and anticipated payout dates.
15. These emails frequently made statements regarding the return of the Identified Investors'
money, such as the following:
a. "Your funds should be returned sometime today."
b. "All your funds are secure and safe."
c. "She [Ladybird] would like to make sure that all who are in the investment have
another opportunity to decide to stay in for the next program or to cash out at this
time."

d. "We are on the precipise [sic] of a cash out time for the 8 week program."
16. In addition to the Identified Investors, Wicker also sent the emails referred to in items 14
and 15 above (the "Emails") to other investors and potential investors in the Week 1 and Week 2 Opportunities.

Page 3 of7

17. The content of the Emails was purportedly based on Wicker's email correspondence with
Ladybird.
18. Prior to investing with Wicker, each of the Identified Investors was told their initial
investment would be increased five-fold and returned approximately eight (8) weeks after investment.
19. Based on their investment dates, the Identified Investors

COUNTS ONE TO THREE
Violations of South Carolina Code Section 35-1-410 (Unregistered Agent)
25. In connection with the offer of securities to South Carolina investors and the sale of
securities to the Identified Investors in and from the State of South Carolina, Wicker violated South Carolina Code Section 35-1-410 by offering for sale and selling securities in this State without first registering as an agent with the Division.
COUNTS FOUR TO SIX
Violations of South Carolina Code Section 35-1-810 (Unregistered Securities)
26. In connection with the offer of securities to South Carolina investors and the sale of
securities to the Identified Investors in and from the State of South Carolina, Wicker violated South Carolina Code Section 35-1-810 by offering for sale and selling securities that (i) were not registered; (ii) were not exempt from registration under Section 35-1-310 or 35-1-320; and (iii) were not federal covered securities.
COUNTS SIX TO NINE
Violations of South Carolina Code Section 35-1-1210

(Fraud in Connection with the Offer or Sale of Securities)
27. In connection with the offer of securities to South Carolina investors and the sale of
securities to the Identified Investors in and from the State of South Carolina, Wicker directly and indirectly made untrue statements of a material fact and omitted to state a material fact necessary in order to make the statements made, in light of the circumstances under which they were made, not misleading. Misstatements and omissions made by Wicker include, but are not limited to,

a. Wicker falsely informed potential investors that their investment funds would be returned to them with a five-fold increase within eight (8)