BEFORE THE
STATE OF WISCONSIN
DEPARTMENT OF FINANCIAL INSTITUTIONS
DIVISION OF SECURITIES

In the Matter of
MARK A. PHILLIPS,
Respondent.

WAIVER AND CONSENT
TO ORDER

File No. S-07124(EX)

The undersigned Respondent, having decided not to contest the issuance of the attached Order, hereby waives his right to a hearing with respect to this matter and hereby consents to the issuance of the Order;

The undersigned Respondent understands that the Order is effective when signed by the Administrator of the Division of Securities and that a willful violation of an Order signed by the Administrator is a criminal offense.

EXECUTED this 17 day of October, 2007.

MARK A. PHILLIPS

[Signature]

Mark A. Phillips
(DOB 1-6-49)

State of Wisconsin 
County of Waukesha 

Subscribed before me this 17th day of October, 2007.

[Signature]
Notary Public

My commission expires 8/17/08

[Seal]