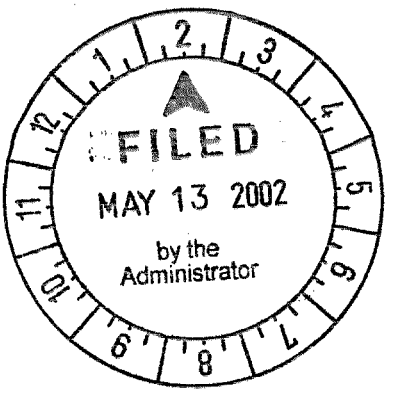
STATE OF OKLAHOMA
DEPARTMENT OF SECURITIES
FIRST NATIONAL CENTER
120 N. ROBINSON, SUITE 860
OKLAHOMA CITY, OKLAHOMA 73102



In the Matter of:

BuyItNow, Inc., Patrick Rooney, and Anthony Cole Link

Respondents. ODS File No. 01-135

AFFIDAVIT OF COMPLIANCE
AND
NOTICE OF SERVICE ON THE ADMINISTRATOR

STATE OF OKLAHOMA)
) SS.
COUNTY OF OKLAHOMA)

The undersigned affiant, of lawful age, being first duly sworn upon oath deposes and states:

1. That he is the Administrator of the Oklahoma Department of Securities (Department).

2. That pursuant to Section 413(h) of the Oklahoma Securities Act (Act), Okla. Stat. tit. 71, §§ 1-413, 501, 701-703 (2001), the Administrator may receive service of any lawful process in any noncriminal suit, action or proceeding brought under the Act.

3. That service pursuant to Section 413(h) of the Act constitutes personal service.

4. That the affiant was delivered a copy of the Notice of Opportunity for Hearing (Notice) with the Recommendation to Issue an Order to Cease and Desist (Recommendation) in the office of the Administrator pursuant to Section 413(h) of the Act on this date.

5. That a copy of the Notice with the Recommendation attached is being sent this 13th day of May, 2002, by certified mail, return receipt requested, delivery restricted to addressees, to the last known addresses of BuyItNow, Inc., Patrick Rooney and Anthony Cole Link in compliance with Section 413(h) of the Act.

6. That this Affidavit of Compliance is declared filed of record as of the date set forth below in compliance with Section 413(h) of the Act.

FURTHER AFFIANT SAYETH NOT.

Dated this 13th day of May, 2002.

(SEAL)

Irving L. Faught, Administrator

Subscribed and sworn to before me this 13th day of May, 2002.

(NOTARY SEAL)

Brenda London Smith
Notary Public

My Commission Expires:

August 26, 2005

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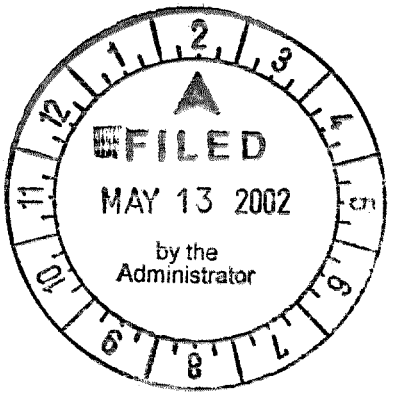


In the Matter of:

BuyItNow, Inc., Patrick Rooney, and Anthony Cole Link,

Respondents. ODS File No. 01-135

NOTICE OF OPPORTUNITY FOR HEARING

1. Pursuant to his authority under Section 405 of the Oklahoma Securities Act (Act), 71 O.S. §§ 1-413, 501, 701-703 (2001), the Administrator (Administrator) of the Oklahoma Department of Securities (Department) authorized an investigation into the activities of the BuyItNow, Inc., Patrick Rooney and Anthony Cole Link (collectively referred to as "Respondents") in connection with the offer and/or sale of securities in and/or from Oklahoma.

2. On the 6th day of May, 2002, the attached Recommendation to Issue an Order to Cease and Desist (Recommendation) was submitted to the Administrator.

3. The Administrator of the Department, pursuant to Section 406(b) of the Act, hereby gives Respondents notice of their right to request a hearing to show cause why a final order to cease and desist, based on the attached Recommendation, should not be issued.

4. Pursuant to Section 406(b) of the Act, the request for hearing must be received by the Administrator within fifteen (15) days after the receipt of this Notice.

5. Pursuant to 660:2-9-1(c) of the Rules of the Oklahoma Securities Commission and the Administrator of the Department of Securities (Rules), the request for hearing shall be in writing and specify the grounds upon which relief is sought.

6. Upon receipt of a written request, and as required by 660:2-9-2 of the Rules, a hearing on the final order shall be set within sixty (60) days, or a written order denying hearing shall be issued.

7. Pursuant to 660:2-9-3 of the Rules, Respondents shall be given notice of the date, time and location of the hearing not less than ten (10) days in advance thereof. Such notice may supplement this notice and, pursuant to 660:2-9-3 of the

Rules, may contain a statement of any new matters to be considered at the hearing and a short plain statement of any new matters asserted.

8. Pursuant to Section 406(b) of the Act, failure to request a hearing as provided for herein will result in the issuance of a final order to Respondents to cease and desist from violating the Act and/or Rules. Such order will be based upon the Findings of Fact, Authorities and Conclusions of Law set out in the attached Recommendation.

Witness my Hand and the Official Seal of the Oklahoma Department of Securities this 13th day of May, 2002.

(SEAL)

IRVING L. FAUGHT, ADMINISTRATOR OF THE
OKLAHOMA DEPARTMENT OF SECURITIES

CERTIFICATE OF MAILING

The undersigned hereby certifies that on the 13th day of May, 2002, a true and correct copy of the above and foregoing Notice of Opportunity for Hearing on Recommendation to Issue an Order to Cease and Desist was mailed by certified mail, return receipt requested, restricted delivery, with postage prepaid thereon addressed to:

BuyItNow, Inc.
7170 S. Braden, Suite 140
Tulsa, OK 74136

Patrick Rooney
7170 S. Braden, Suite 140
Tulsa, OK 74136

Anthony Cole Link
7170 S. Braden, Suite 140
Tulsa, OK 74136

BuyItNow, Inc.
8321 E. 61st Street, Suite 210
Tulsa, OK 74133

Patrick Rooney
8321 E. 61st Street, Suite 210
Tulsa, OK 74133

Anthony Cole Link
8321 E. 61st Street, Suite 210
Tulsa, OK 74133

Brenda London Smith

STATE OF OKLAHOMA
DEPARTMENT OF SECURITIES
FIRST NATIONAL CENTER
120 N. ROBINSON, SUITE 860
OKLAHOMA CITY, OKLAHOMA 73102

In the Matter of:

BuyItNow, Inc., Patrick Rooney, and Anthony Cole Link

Respondents. ODS File No. 01-135

RECOMMENDATION TO ISSUE AN ORDER TO CEASE AND DESIST

Pursuant to Section 405 of the Oklahoma Securities Act (Act), Okla. Stat. tit. 71, §§ 1-413, 501, 701-703 (2001), an investigation was conducted by the Oklahoma Department of Securities (Department) into the activities of BuyItNow, Inc. (BIN), Patrick Rooney (Rooney) and Anthony Cole Link (Link) in connection with the offer and/or sale of securities in and/or from the state of Oklahoma.

Based thereon, the following Findings of Fact, Authorities, and Conclusions of Law are submitted to the Administrator of the Department (Administrator), or his designee, in support of the issuance of an Order to Cease and Desist.

Findings of Fact

1. At all times material hereto, BIN was engaged in the business of Internet retail. BIN was located in Tulsa, Oklahoma, and was incorporated under Oklahoma law on April 21, 1998. The corporation is currently suspended from doing business in Oklahoma.

2. At all times material hereto, Rooney acted on behalf of BIN.

3. At all times material hereto, Link was the chief executive officer and president of BIN.

4. At all times material hereto, William A. Margueritte (Margueritte), an individual, was a resident of Glenview, Illinois.

5. In or around August of 1998, Rooney offered to sell Margueritte shares of common stock in BIN.

6. On August 10, 1998, Margueritte purchased 15,000 shares of common stock in BIN at a price of $10 per share. Margueritte mailed the check to purchase the stock to BuyItNow, Inc., 7170 South Braden, #140, Tulsa, Oklahoma 74136.

7. At all times material hereto, the BIN stock was not registered under the Act.

8. BIN did not file a notice to claim an exemption from registration pursuant to Section 401 of the Act with respect to the BIN stock.

9. Rooney was not registered to transact business in this state as a broker-dealer or agent as required by Section 201 of the Act.

Authorities

1. Section 2 of the Act provides in pertinent part:

   (d) "Agent" means any individual other than a broker-dealer who represents a broker-dealer or issuer in effecting or attempting to effect purchases or sales of securities.

   * * *

   (v) "Security" means any:

   * * *

   (2) stock[.]

2. Section 201 of the Act provides in pertinent part:

   (a)(1) It is unlawful for any person to transact business in this state as a broker-dealer or agent unless the person is so registered under this act or unless the person is exempt from registration[.]

   * * *

   (b) It is unlawful for any broker-dealer or issuer to employ an agent unless the agent is registered or is exempt from registration. . . .

3. Section 301 of the Act provides:

   It is unlawful for any person to offer or sell any security in this state unless:

(1) it is registered under this act or the security or transaction is exempted under Section 401 of this title; or

(2) it is a federal covered security.

4. Section 405 of the Act provides in part:

(a) The Administrator in his discretion:

(1) may make such public or private investigations within or outside of this state as he deems necessary to determine whether any person has violated or is about to violate any provision of this act or any rule or order hereunder, or to aid in the enforcement of this act or in the prescribing of rules and forms hereunder[.]

5. Section 406 of the Act provides in pertinent part:

(a) If the Administrator reasonably believes, whether or not based upon an investigation conducted under Section 405 of this title, that a person has violated the Oklahoma Securities Act, except under the provisions of Section 202.1 or 305.2 of this title, or a rule or order of the Administrator under the Oklahoma Securities Act or has engaged in dishonest or unethical practices in the securities business, the Administrator, in addition to any specific power granted by any other section of the Oklahoma Securities Act, may impose one or more of the following sanctions:

(1) issue an order against the person to cease and desist from engaging in such violation or dishonest or unethical practices or doing any act in furtherance thereof[.]

Conclusions of Law

1. The shares of common stock in BIN are securities as defined by subsection (v) of Section 2 of the Act.

2. Respondents offered and sold securities in and/or from the state of Oklahoma without registration of such securities under the Act, in violation of Section 301 of the Act.

3. Rooney transacted business in this state as an agent without registration as such, in violation of Section 201 of the Act.

4. BIN employed an agent who was not registered to transact business in this state as an agent, in violation of Section 201 of the Act.

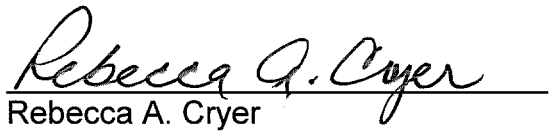
5. The Administrator has the authority pursuant to Section 406 of the Act to issue an order to cease and desist.

6. It is in the public interest to order Respondents to cease and desist from violations of Sections 201 and 301 of the Act.

WHEREFORE, it is recommended that the Administrator issue an order directing BIN, Rooney and Link to cease and desist from engaging in violations of Sections 201 and 301 of the Act or doing any act in furtherance thereof.

Dated this 6th day of May, 2002.

Respectfully submitted,



Rebecca A. Cryer
Enforcement Attorney
Oklahoma Department of Securities
120 North Robinson, Suite 860
Oklahoma City, OK 73102
(405) 280-7700