

(6) THERE HAS BEEN A FAILURE TO FILE ANY DOCUMENTS OR INFORMATION REQUIRED BY § 14-113.1; OR

(7) THE SELLER'S LITERATURE OR ADVERTISING IS MISLEADING, INCORRECT, INCOMPLETE, OR DECEPTIVE.

(B) (1) THE COMMISSIONER MAY ENTER A DENIAL ORDER IF THE COMMISSIONER FINDS THAT THE ORDER IS IN THE PUBLIC INTEREST AND THE SELLER HAS FAILED TO PAY THE PROPER REGISTRATION FEE.

(2) THE COMMISSIONER SHALL VACATE ANY SUCH ORDER WHEN THE DEFICIENCY HAS BEEN CORRECTED.

(C) THE COMMISSIONER MAY NOT:

(1) INSTITUTE A PROCEEDING AGAINST AN EFFECTIVE REGISTRATION UNDER SUBSECTION (A)(3) OF THIS SECTION MORE THAN 1 YEAR AFTER THE DATE OF THE ORDER OR INJUNCTION RELIED ON; OR

(2) PASS AN ORDER UNDER SUBSECTION (A)(3) OF THIS SECTION ON THE BASIS OF AN ORDER OR INJUNCTION ENTERED UNDER ANY OTHER STATE ACT UNLESS THAT ORDER OR INJUNCTION WAS BASED ON FACTS WHICH WOULD CURRENTLY CONSTITUTE GROUNDS FOR AN ORDER UNDER THIS SECTION.

(D) BY ORDER, THE COMMISSIONER SUMMARILY MAY POSTPONE OR SUSPEND THE EFFECTIVENESS OF THE REGISTRATION PENDING FINAL DETERMINATION OF ANY PROCEEDING UNDER THIS SECTION.

(E) UPON THE ENTRY OF THE ORDER, THE COMMISSIONER SHALL PROMPTLY NOTIFY THE SELLER:

(1) THAT THE ORDER HAS BEEN ENTERED;

(2) THE BASIS FOR THE ORDER; AND

(3) THAT WITHIN 15 DAYS AFTER THE DAY ON WHICH THE COMMISSIONER RECEIVES A WRITTEN REQUEST BY THE SELLER, THE MATTER WILL BE SET DOWN FOR A HEARING.

(F) IF THE SELLER FAILS TO REQUEST A HEARING AND THE COMMISSIONER FAILS TO ORDER A HEARING, THE ORDER SHALL REMAIN IN EFFECT UNTIL THE COMMISSIONER MODIFIES OR VACATES THE ORDER.

(G) IF THE SELLER REQUESTS A HEARING OR THE COMMISSIONER ORDERS A HEARING, THE COMMISSIONER, AFTER PROVIDING NOTICE OF AN OPPORTUNITY FOR HEARING TO THE SELLER, MAY MODIFY OR VACATE THE ORDER OR EXTEND IT UNTIL FINAL DETERMINATION.

(H) THE COMMISSIONER MAY NOT ENTER AN ORDER DESCRIBED UNDER SUBSECTION (B) OF THIS SECTION WITHOUT FIRST PROVIDING TO THE SELLER NOTICE IN ACCORDANCE WITH SUBSECTION (E) OF THIS SECTION, AN OPPORTUNITY FOR HEARING, AND WRITTEN FINDINGS OF FACT AND CONCLUSIONS OF LAW.