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Arizona Corporation Commission
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OCT 29 2004

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11 Counsel for Respondents

12 **BEFORE THE ARIZONA CORPORATION COMMISSION**

13 _____)
14 In the matter of:)
15)
16 RETIREMENT PLANNING CENTER,)
17 a general partnership,)
18 13576 W. Camino Del Sol, Suite 24)
19 Sun City West, AZ 85375)
20)
21 JOHN F. KLATT, a married man,)
22 7450 W. McRae)
23 Glendale, AZ 85308)
24)
25 MARILYN A. KLATT, a married woman,)
26 7450 W. McRae)
27 Glendale, AZ 85308)
28)
Respondents.)

Docket No. S-03499A-04-0000

**ANSWER TO NOTICE OF
OPPORTUNITY FOR HEARING
REGARDING PROPOSED ORDER
TO CEASE AND DESIST, ORDER
FOR RESTITUTION, FOR
ADMINISTRATIVE PENALTIES,
AND FOR OTHER AFFIRMATIVE
ACTION**

23 For their Answer to the Notice of Opportunity for Hearing Regarding Proposed Order to
24 Cease and Desist, Order for Restitution, for Administrative Penalties, and for Other Affirmative
25 Action (the "Notice"), in the above captioned matter, Respondents Retirement Planning Center,
26 John F. Klatt, and Marilyn A. Klatt answer, deny, and otherwise allege as follows:

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1. Answering paragraph 1 of the Notice, these Respondents are without sufficient information to admit said paragraph, and therefore deny the same.
2. Answering paragraph 2 of the Notice, admit said paragraph.
3. Answering paragraph 3 of the Notice, admit said paragraph.
4. Answering paragraph 4 of the Notice, admit said paragraph.
5. Answering paragraph 5 of the Notice, admit said paragraph.
6. Answering paragraph 6 of the Notice, admit said paragraph.
7. Answering paragraph 7 of the Notice, admit said paragraph
8. Answering paragraph 8 of the Notice, admit said paragraph
9. Answering paragraph 9 of the Notice, admit said paragraph
10. Answering paragraph 10 of the Notice, admit said paragraph
11. Answering paragraph 11 of the Notice, deny said paragraph
12. Answering paragraph 12 of the Notice, deny said paragraph
13. Answering paragraph 13 of the Notice, deny said paragraph
14. Answering paragraph 14 of the Notice, deny said paragraph
15. Answering paragraph 15 of the Notice, admit they sold viaticals.
16. Answering paragraph 16 of the Notice, deny said paragraph.
17. Answering paragraph 17 of the Notice, deny said paragraph.
18. Answering paragraph 18 of the Notice, admit said paragraph.
19. Answering paragraph 19 of the Notice, deny said paragraph.
20. Answering paragraph 20 of the Notice, deny said paragraph.
21. Answering paragraph 21 of the Notice, deny said paragraph.

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- 22. Answering paragraph 22 of the Notice, admit said paragraph.
- 23. Answering paragraph 23 of the Notice, deny said paragraph.
- 24. Answering paragraph 24 of the Notice, deny said paragraph.
- 25. Answering paragraph 25 of the Notice, deny said paragraph.
- 26. Answering paragraph 26 of the Notice, deny said paragraph.
- 27. Answering paragraph 27 of the Notice, deny said paragraph.
- 28. Answering paragraph 28 of the Notice, deny said paragraph.
- 29. Answering paragraph 29 of the Notice, deny said paragraph.
- 30. Answering paragraph 30 of the Notice, deny said paragraph.
- 31. Respondents deny each and every allegation of the Securities Division not expressly admitted herein.

DATED this 28th day of October, 2004.

MITCHELL LAW OFFICES
A Professional Corporation


By _____

Robert D. Mitchell
Anchor Centre One, Suite 122B
2201 East Camelback Road
Phoenix, Arizona 85016

Counsel for Respondents

1 ORIGINAL of the foregoing mailed
2 this 28th day of October, 2004 to:

3 Docket Control
4 Arizona Corporation Commission
5 1200 W. Washington
6 Phoenix, Arizona 85007

7 COPY of the foregoing mailed
8 this 28th day of October, 2004 to:

9 Julie A. Coleman, Esq.
10 Arizona Corporation Commission
11 Securities Division
12 1300 W. Washington, 3rd Floor
13 Phoenix, Arizona 85007-2996

klatt-answer to notice of request for hearing.doc

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