

ORIGINAL



0000015646

BEFORE THE ARIZONA CORPORATION COMMISSION

25H

COMMISSIONERS

2005 FEB 16 10:11:15

Arizona Corporation Commission

DOCKETED

JEFF HATCH-MILLER, Chairman
WILLIAM A. MUNDELL
MARC SPITZER
MIKE GLEASON
KRISTIN K. MAYES

AZ CORP COMMISSION
DOCUMENT CONTROL

FEB 16 2005

DOCKETED BY

IN THE MATTER OF:

DOCKET NO. S-03580A-04-0000

JOHN E. SHANNON and REBECCA F.
SHANNON, husband and wife
8537 W. Onza
Mesa, AZ 85212

GARY R. SHANNON
3279 Pomme De Terre Circle
Flemington, MO 65650

Respondents.

SECOND
PROCEDURAL ORDER

BY THE COMMISSION:

On December 28, 2004, the Securities Division ("Division") of the Arizona Corporation Commission ("Commission") filed a Notice of Opportunity for Hearing ("Notice") against John E. and Rebecca F. Shannon, husband and wife, and Gary R. Shannon (collectively "Respondents"), in which the Division alleged multiple violations of the Arizona Securities Act ("Act") in connection with the offer and sale of securities in the form of promissory notes.

The Respondents were duly served with a copy of the Notice.

On January 14, 2005, requests for hearing were filed by Respondents, John E. and Rebecca F. Shannon.

January 20, 2005, by Procedural Order, a pre-hearing conference was scheduled.

On January 31, 2005, Respondents, John E. and Rebecca F. Shannon filed their Answers.

On February 15, 2005, a pre-hearing conference was held. The Division appeared with counsel. Respondents, John and Rebecca Shannon appeared on their own behalf. Respondent, Gary Shannon, although he had not formally requested a hearing in writing or filed an Answer, appeared telephonically. While the parties are discussing a possible settlement, the Division requested that a hearing be scheduled and that Respondent Gary R. Shannon be ordered to file a written request for

1 hearing and an Answer by a date certain or be in default.

2 Accordingly, a hearing should be scheduled and Respondent Gary R. Shannon should timely
3 file a written request for hearing and an Answer or be in default.

4 IT IS THEREFORE ORDERED that a hearing shall be held on April 27 and 28, 2005, at 9:30
5 a.m., at the Commission's offices, 1200 West Washington Street, Phoenix, Arizona.

6 IT IS FURTHER ORDERED that the parties shall exchange copies of their witness lists and
7 exhibits with a courtesy copy provided to the presiding Administrative Law Judge by April 13, 2005.

8 IT IS FURTHER ORDERED that Respondent, Gary R. Shannon, shall file by March 1, 2005,
9 with the Commission's Docket Control, a written request for hearing and his Answer or he shall be in
10 default.

11 IT IS FURTHER ORDERED that the Securities Division shall, without further Order, file a
12 Default Order for Commission approval if Respondent, Gary R. Shannon, fails to file his written
13 request for hearing and Answer by March 1, 2005.

14 DATED this 16th day of February, 2005.



MARC E. STERN
ADMINISTRATIVE LAW JUDGE

18 Copies of the foregoing mailed/delivered
19 this 16 day of February, 2005 to:

20 John E. and Rebecca F. Shannon
21 8537 W. Onza
22 Mesa, AZ 85212
23 Respondents

Matt Neubert, Director
Securities Division
ARIZONA CORPORATION COMMISSION
1300 West Washington Street
Phoenix, AZ 85007

23 GARY R. SHANNON
24 3279 Pomme De Terre Circle
25 Flemington, MO 65650
26 Respondent

ARIZONA REPORTING SERVICE, INC.
2627 N. Third Street, Ste. Three
Phoenix, AZ 85004

26 By: 
27 Molly Johnson
28 Secretary to Marc E. Stern