

ORIGINAL



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BEFORE THE ARIZONA CORPORATION COMMISSION

RECEIVED

COMMISSIONERS:

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

2005 SEP -8 P 4: 39  
AZ CORP COMMISSION  
DOCUMENT CONTROL

In the matter of:

Brixon Group Ltd.  
1515 East Main, Suite 128  
Mesa, Arizona 85203

Joseph Wayne McCool a.k.a. Joe McCool and  
Jane Doe McCool, husband and wife  
5306 East Boise Street or 5304 East Boise Street  
Mesa, Arizona 85205

Donald John Manning a.k.a. Don Manning and  
Jane Doe Manning, husband and wife  
8260 East Keates Avenue, #502  
Mesa, Arizona 85208

Cameron Guy Campbell and Nanette Campbell,  
husband and wife  
2375 Terraza Salvo  
Carlsbad, CA 92009-6623

DOCKET NO. S-20402A-05-0569

**RESPONDENT NANETTE  
CAMPBELL'S ANSWER TO THE  
ARIZONA CORPORATION  
COMMISSION'S NOTICE OF  
OPPORTUNITY FOR HEARING**

Respondents.

Respondent, Nanette Campbell, (hereinafter "Respondent"), hereby answers the Notice of Opportunity for Hearing (the "Notice"), by admitting, denying and alleging as follows:<sup>1</sup>

**I.  
JURISDICTION**

1. Answering Paragraph 1 of the Notice, Respondent denies each and every allegation of Paragraph 1.

<sup>1</sup> Respondent Nanette Campbell is filing this Answer strictly to comply with the requirements of Arizona Administrative Code R14-4-305. By filing this Answer, Respondent is not consenting to the Commission's jurisdiction, nor is she waiving any right to assert that the Commission lacks personal jurisdiction over her.

**II.  
RESPONDENTS**

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2. Answering Paragraph 2 of the Notice, Respondent admits the allegations therein.
3. Answering Paragraph 3 of the Notice, Respondent is without information sufficient to form a belief as to the allegations of Paragraph 3 and, on that basis, denies same.
4. Answering Paragraph 4 of the Notice, Respondent is without information sufficient to form a belief as to the allegations of Paragraph 4 and, on that basis, denies same.
5. Answering Paragraph 5 of the Notice, Respondent is without information sufficient to form a belief as to the allegations of Paragraph 5 and, on that basis, denies same.
6. Answering Paragraph 6 of the Notice, Respondent is without information sufficient to form a belief as to the allegations of Paragraph 6 and, on that basis, denies same.
7. Answering Paragraph 7 of the Notice, Respondent admits the allegations therein.
8. Answering Paragraph 8 of the Notice, Respondent denies being married to Respondent Cameron Campbell at any time mentioned in the allegations.
9. Respondent denies each and every allegation contained in Paragraph 9 of the Notice.
10. Respondent denies each and every allegation contained in Paragraph 10 of the Notice.

**III.  
FACTS**

11. Answering Paragraphs 11 through 36 of the Notice, Respondent is without knowledge or information sufficient to form a belief as to the truth of the allegations contained therein and, therefore, denies the same.



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**VI.**  
**VIOLATION OF A.R.S. § 44-1991**  
**(Fraud in Connection with the Offer or Sale of Securities)**

1. (sic) Respondent denies each and every allegation contained in Paragraph 1 of this Count.

2. (sic) Answering Paragraph 2 of this Count, Respondent states that A.R.S. § 44-1991 speaks for itself. Respondent denies each and every remaining allegation contained in this Paragraph of the Notice.

19. Respondent denies each and every allegation of the Notice not specifically admitted herein.

**VII.**  
**SECURITIES DIVISION'S REQUESTED RELIEF**

With regard to the Securities Division's Requested Relief, Respondent asks the Commission to deny the Request for a Cease and Desist Order and dismiss this proceeding, deny the Request for restitution because there have been no violations of law, deny the request for administrative penalties, and deny any request that the marital assets of Respondent and Cameron Campbell be subject to any order of restitution, rescission, administrative penalties or other affirmative action. Nanette Campbell and Cameron Campbell are not residents of the State of Arizona and, thus, are not subject to Arizona's community property laws. Respondent requests that the Commission deny the Requested Relief as identified in Paragraphs 1, 2, 3, 4, and 5 of Section VII of the Notice.

**VIII.**  
**HEARING OPPORTUNITY**

Respondent has requested a hearing pursuant to A.R.S. § 44-1972.

**AFFIRMATIVE DEFENSES**

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2           20.     For her first affirmative defense, Respondent alleges that the Notice fails to state a  
3 claim upon which relief can be granted.

4           21.     For her second affirmative defense, Respondent alleges that no security is involved  
5 in these alleged transactions and, therefore, there is no proper application of the Arizona securities  
6 laws, or jurisdiction of this administrative tribunal.

7           22.     For her third affirmative defense, Respondent alleges that the Commission lacks  
8 personal jurisdiction over Respondent and her spouse, Respondent Cameron Campbell.

9           23.     For her fourth affirmative defense, Respondent alleges that there is a lack of subject  
10 matter jurisdiction.

11           24.     For her fifth affirmative defense, Respondent alleges that any ruling in this action  
12 would be unconstitutional under the laws of the State of Arizona and under the laws of the United  
13 States of America for, *inter alia*, failing to provide due process, among other provisions.

14           25.     For her sixth affirmative defense, Respondent alleges that application of A.R.S. §  
15 44-2031(C) in this case exceeds the authority granted to the Commission by the Arizona  
16 Constitution.

17           26.     For her seventh affirmative defense, Respondent alleges that application of A.R.S. §  
18 44-2031(C) does not convey personal jurisdiction over her, as a non-resident of Arizona.

19           27.     For her eighth affirmative defense, Respondent alleges that she has not taken any  
20 improper action within or from the State of Arizona.

21           28.     For her ninth affirmative defense, Respondent alleges that Respondent and her  
22 spouse, Cameron Campbell, are not residents of the State of Arizona and, thus, are not subject to  
23 Arizona's community property laws.  
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**ROSHKA HEYMAN & DEWULF, PLC**  
ONE ARIZONA CENTER  
400 EAST VAN BUREN - SUITE 800  
PHOENIX, ARIZONA 85004  
TELEPHONE NO 602-256-6100  
FACSIMILE 602-256-6800

1 29. Respondent alleges such other affirmative defenses set forth in Arizona Rule of  
2 Civil Procedure 8(c), as may be determined to be applicable through discovery.

3 30. Respondent reserves the right to amend this Answer to assert additional defenses  
4 after completion of appropriate discovery.

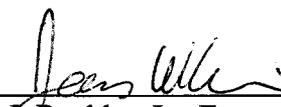
5 **IX.**  
6 **ANSWER AND AFFIRMATIVE DEFENSE REQUIREMENTS**

7 Respondent has fully complied with the Answer and Affirmative Defense requirements.

8 WHEREFORE, there is no basis for the imposition of liability of any kind or nature, and  
9 there should be no award of any kind or nature against the Respondent.

10 RESPECTFULLY SUBMITTED this 8th day of September, 2005.

11 **ROSHKA HEYMAN & DeWULF, PLC**

12  
13  
14 By 

15 Paul J. Roshka, Jr., Esq.

16 James M. McGuire, Esq.

17 One Arizona Center

18 400 East Van Buren Street, Suite 800

19 Phoenix, Arizona 85004

20 602-256-6100

21 602-256-6800 (facsimile)

22 Attorneys for Respondents

23 Cameron G. Campbell and Nanette Campbell  
24  
25  
26  
27

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FACSIMILE 602-256-6800

1 ORIGINAL and thirteen copies of the foregoing  
hand-delivered this 25th day of September, 2005 to:

2 Docket Control  
3 Arizona Corporation Commission  
1200 West Washington Street  
4 Phoenix, Arizona 85007

5 COPY of the foregoing hand-delivered  
6 this 8th day of September, 2005 to:

7 Hearing Division  
8 Arizona Corporation Commission  
1200 West Washington Street  
9 Phoenix, Arizona 85007

10 Ella G. Johnson, Esq.  
11 Securities Division  
12 Arizona Corporation Commission  
1300 West Washington Street, 3rd Floor  
14 Phoenix, Arizona 85007

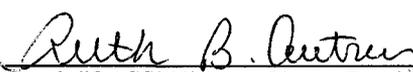
13 COPY of the foregoing mailed  
14 this 8th day of September, 2005 to:

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17 Mesa, Arizona 85203  
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26   
27 CampbellC.ACC/pld/Answer (Nanette Campbell).doc