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CARL J. KUNASEK  
CHAIRMAN  
JIM IRVIN  
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WILLIAM A. MUNDELL  
COMMISSIONER



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BRIAN C. McNEIL  
EXECUTIVE SECRETARY

ARIZONA CORPORATION COMMISSION

Arizona Corporation Commission  
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AZ CORP COMMISSION  
DOCUMENT CONTROL JUN 05 2000

DATE: June 5, 2000

DOCKET NO.: S-03312A-99-0000 and S-03375A-99-00000

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TO ALL PARTIES:

Enclosed please find the recommendation of Hearing Officer Jane Rodda. The recommendation has been filed in the form of an Order on:

CHARLES SHULL, JOHN EBDON, COCHISE FINANCIAL CORP.; CAROL EBDON  
and DANIEL JOE GARCIA  
(RE-HEARING APPLICATION)

Pursuant to A.A.C. R14-3-110(B), you may file exceptions to the recommendation of the Hearing Officer by filing an original and ten (10) copies of the exceptions with the Commission's Docket Control at the address listed below by 4:00 p.m. on or before:

JUNE 14, 2000

The enclosed is NOT an order of the Commission, but a recommendation of the Hearing Officer to the Commissioners. Consideration of this matter has tentatively been scheduled for the Commission's Working Session and Open Meeting to be held on:

JUNE 27, 2000 AND JUNE 28, 2000

For more information, you may contact Docket Control at (602) 542-3477 or the Hearing Division at (602) 542-4250.

BRIAN C. McNEIL  
EXECUTIVE SECRETARY

1 **BEFORE THE ARIZONA CORPORATION COMMISSION**

2 CARL J. KUNASEK  
CHAIRMAN  
3 JIM IRVIN  
COMMISSIONER  
4 WILLIAM A. MUNDELL  
COMMISSIONER

5  
6 IN THE MATTER OF  
Charles Shull  
687 Pampas Place  
7 Sierra Vista, Arizona 85636

DOCKET NO. S-03312A-99-0000

8 John Ebdon  
4814 Equestrian Avenue  
9 Sierra Vista, Arizona 85650

10 Cochise Financial Corp.  
687 Pampas Place  
11 Sierra Vista, Arizona 85636

12 IN THE MATTER OF  
Carol Ebdon  
13 1101 E. Carmelita Drive  
Sierra Vista, Arizona 85636

DOCKET NO. S-03375A-99-0000

14 Daniel Joe Garcia  
15 8823 N. 38<sup>th</sup> Drive  
Phoenix, Arizona 85051

DECISION NO. \_\_\_\_\_

16 **ORDER**

17 Open Meeting  
June 27 and 28, 2000  
18 Phoenix, Arizona

19 **BY THE COMMISSION:**

20 Having considered the entire record herein and being fully advised in the premises, the  
21 Arizona Corporation Commission ("Commission") finds, concludes and orders that:

22 **FINDINGS OF FACT**

23 1. On May 4, 2000, the Commission issued Decision No. 62509 ("Decision") in the  
24 above-captioned matter.

25 2. By letter dated May 22, 2000, addressed to Commissioners Kunasek, Irvin and  
26 Mundell, Respondent Charles Shull filed with the Commission an application for Rehearing or  
27 Review ("Application") of the decision on the grounds that the Decision was not justified by the  
28 evidence and contrary to law, and the hearing officer and Commission's counsel for the Securities

1 Division ("Division") allegedly engaged in misconduct by consulting in off the record  
2 communications.

3 3. On June 1, 2000, the Division filed its response requesting that the Application be  
4 denied on the grounds that Respondent Shull failed to support his allegations with any facts, analysis  
5 or evidence and did not provide any legal basis for the order being contrary to the law.

6 4. The Division's responses are well made and should be adopted.

7 **CONCLUSIONS OF LAW**

8 1. The Commission has jurisdiction over this matter pursuant to Article XV of the  
9 Arizona Constitution and A.R.S. § 44-1801 et seq. and A.A.C. R14-3-112.

10 2. Mr. Shull has not demonstrated adequate grounds to justify further review of the  
11 Decision pursuant to A.A.C. R14-2-112.

12 3. The Application should be denied.

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**ORDER**

IT IS THEREFORE ORDERED that Charles Shull's Application for Rehearing or Review of Decision No. 62509 is hereby denied.

IT IS FURTHER ORDERED that this Decision shall become effective immediately.

BY ORDER OF THE ARIZONA CORPORATION COMMISSION.

CHAIRMAN

COMMISSIONER

COMMISSIONER

IN WITNESS WHEREOF, I, BRIAN C. McNEIL, Executive Secretary of the Arizona Corporation Commission, have hereunto set my hand and caused the official seal of the Commission to be affixed at the Capitol, in the City of Phoenix, this \_\_\_\_ day of \_\_\_\_\_, 2000.

\_\_\_\_\_  
BRIAN C. McNEIL  
EXECUTIVE SECRETARY

DISSENT \_\_\_\_\_  
JR:bbs

1 SERVICE LIST FOR:

CHARLES SHULL, JOHN EBDON, COCHISE  
FINANCIAL CORP.; CAROL EBDON and DANIEL  
JOE GARCIA

2

3 DOCKET NO.

S-03312A-99-0000  
S-03375A-99-0000

4

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6 P.O. Box 530400  
7 Henderson, Nevada 89053

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22 1275 W. Washington Street  
23 Phoenix, Arizona 85007

24 Mark Sendrow  
25 ARIZONA CORPORATION COMMISSION  
26 1200 W. Washington Street  
27 Phoenix, Arizona 85007

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