



ORIGINAL

190

BEFORE THE ARIZONA CORPORATION COMMISSION

1999 NOV 17 P 4: 53

CARL J. KUNASEK Arizona Corporation Commission
Chairman
JIM IRVIN
Commissioner
WILLIAM A. MUNDELL
Commissioner

DOCKETED

NOV 17 1999

AZ CORP COMMISSION
DOCUMENT CONTROL

DOCKETED BY [Signature]

In the matter of
Charles Shull,
687 Pampas Place
Sierra Vista, Arizona 85636
John Ebdon
4814 Equestrian Avenue
Sierra Vista, Arizona 85650
Cochise Financial Corp.,
687 Pampas Place
Sierra Vista, Arizona 85636

DOCKET NO. S-03312A-99-0000;

MOTION TO CONSOLIDATE CASES
AND REQUEST FOR PRE-HEARING
CONFERENCE

In the matter of
Carol Ebdon Garcia
1101 E. Carmelita Drive
Sierra Vista, Arizona 85636
Daniel Joe Garcia
8823 N. 38th Drive
Phoenix, Arizona 85051,
Respondents.

DOCKET NO. S-03375A-99-0000

The Securities Division ("Division") of the Arizona Corporation Commission ("Commission") hereby moves the Arizona Corporation Commission, for the reasons set forth below, to consolidate case S-03312A, along with the hearing scheduled for December 6, 1999 in this case, with S-03375A and any future hearing scheduled in this case.

The Division has alleged that Respondents in S-03312A, Charles Shull, John Ebdon and Cochise Financial Corp., worked in concert with Respondents in S-03375A, Carol Ebdon Garcia and Daniel Joe Garcia, to solicit and collect funds from investors to assist Daniel Joe Garcia collect a non-existent judgment in his favor against the State of Arizona. Respondent John Ebdon is the

1 father of Carol Ebdon Garcia. Both signed promissory notes separately and jointly in exchange for
2 funds from investors. Carol Ebdon Garcia and Daniel Joe Garcia are married.

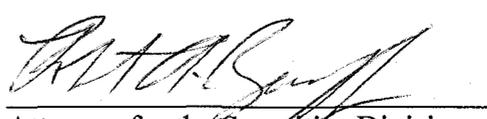
3 The Commission's, the Division's and the Hearing Officer's time and resources will be
4 utilized more efficiently by consolidating these cases and handling any hearings together. Also,
5 the issue of restitution will be addressed more efficiently by consolidating these cases.

6 The Division asks that the Commission schedule a Pre-Hearing Conference, to consider
7 this motion, to address Mr. Ebdon's request for the location of the hearing to be changed from
8 Phoenix, and to address whether the hearing for Charles Shull and Cochise Financial Corp., which
9 is scheduled for December 6, 1999, should be moved to a subsequent date.

10 For the above reasons, it is respectfully requested that case S-03312A be consolidated with
11 case S-03375A and that any future hearing scheduled in S-03375 be consolidated with the hearing
12 in S-03312A which is currently scheduled for December 6, 1999. It is also respectfully requested
13 that a Pre Hearing Conference be scheduled to address the issues listed above and any other
14 relevant issues.

15
16 Dated this 17th day of November, 1999

18 Janet Napolitano
19 Attorney General of Arizona
20 Robert A. Zumoff
21 Assistant Attorney General

22 
23 _____
24 Attorney for the Securities Division

24 ...

25 ...

26

1 A copy of the foregoing mailed to
2 the following parties on November 18, 1999:

3 Charles Shull,
4 687 Pampas Place
5 Sierra Vista, Arizona 85636

6 Charles Shull
7 1160 Broken Hills Drive
8 Henderson, Nevada 89015

9 John Ebdon
10 4814 Equestrian Avenue
11 Sierra Vista, Arizona 85650

12 Cochise Financial Corp.,
13 687 Pampas Place
14 Sierra Vista, Arizona 85636

15 Cochise Financial Corp.
16 1160 Broken Hills Drive
17 Henderson, Nevada 89015

18 Carol Ebdon Garcia
19 1101 E. Carmelita Drive
20 Sierra Vista, Arizona 85636

21 Daniel Joe Garcia
22 8823 N. 38th Drive
23 Phoenix, Arizona 85051

24

25

26

27 \\SECNTAS1\SECData\ENFORCE\CASES\Shullebdon.ph\PLEADING\Garcia - Motion to
28 Consolidate Cases.doc

29

30

31

32

33

34

35