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**BEFORE THE ARIZONA CORPORATION COMMISSION**

COMMISSIONERS

MARC SPITZER, Chairman  
JIM IRVIN  
WILLIAM A. MUNDELL  
JEFF HATCH-MILLER  
MIKE GLEASON

2003 MAR 26 P 1:56

AZ CORP COMMISSION  
DOCUMENT CONTROL

IN THE MATTER OF:

DOCKET NO. S-03427A-02-0000

NON-STOP SHOPPING, INC.  
d/b/a 2C2K.COM, INC.  
4757 East Greenway Road  
Phoenix, AZ 85032

DONALD L. LEVINE  
2 West Waltann Lane  
Phoenix, AZ 85023

KENNETH MARK DEUBNER  
7911 East Princess Drive, #1249  
Scottsdale, AZ 85255

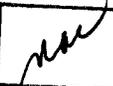
STEPHEN ROSENBAUM  
6801 East Evans Drive  
Scottsdale, AZ 85254

BOBBIE JO SWARTZ  
6801 East Evans Drive  
Scottsdale, AZ 85254

Respondents.

Arizona Corporation Commission  
**DOCKETED**

MAR 26 2003

DOCKETED BY 

**SIXTH**  
**PROCEDURAL ORDER**

**BY THE COMMISSION:**

On May 20, 2002, the Securities Division ("Division") of the Arizona Corporation Commission ("Commission") filed a Notice of Opportunity for Hearing Regarding Proposed Order to Cease, and Desist, for Restitution, for Administrative Penalties, and for Other Affirmative Action ("Notice") against Non-Stop Shopping, Inc., d/b/a 2C2K.Com, Inc. ("2C2K"), Donald L. Levine, Kenneth Mark Deubner, Stephen Rosenbaum and Bobbie Jo Swartz, 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 stock.

Respondents Deubner, Rosenbaum and Swartz were duly served with copies of the Notice.

On June 6, 2002, Respondent Rosenbaum filed a request for hearing.

1 On June 10, 2002, Respondent Swartz filed a request for hearing.

2 On June 18, 2002, Respondent Deubner filed a request for hearing.

3 On June 21, 2002, by Procedural Order, a pre-hearing conference was scheduled.

4 On July 11, 2002, at the pre-hearing conference, the Division appeared with counsel and Mr.  
5 Deubner appeared on his own behalf. Respondent Deubner and the Division have been in contact  
6 with respect to the negotiation of a Consent Order for Commission approval. Counsel for the  
7 Division advised the presiding Administrative Law Judge that Respondents Rosenbaum and Swartz  
8 are represented by an Ohio attorney who waived his appearance at the pre-hearing as these  
9 Respondents are also negotiating a Consent Order for Commission approval. Neither Respondent  
10 Levine nor Respondent 2C2K have been served yet. Additionally, Respondent 2C2K is a defunct  
11 corporation.

12 In order to continue the negotiations necessary to conclude the above-referenced Consent  
13 Orders and to complete service on Respondent Levine, the Division requested that an additional pre-  
14 hearing conference be scheduled in the latter part of August or in the beginning of September to  
15 determine the status of the proceeding.

16 On July 12, 2002, by Procedural Order, the Division's request was granted and a pre-hearing  
17 was scheduled for September 5, 2002.

18 On August 8, 2002, the Division filed a Motion to Continue ("Motion") the pre-hearing  
19 conference because counsel for the Division is scheduled to appear for an oral argument before the  
20 Arizona Court of Appeals. There have been no objections filed to the Motion.

21 On August 23, 2003, by Procedural Order, the Division's motion was granted and the pre-  
22 hearing conference continued to September 26, 2002.

23 On September 26, 2002, at the pre-hearing conference, the Division appeared with counsel  
24 and Mr. Deubner appeared on his own behalf. The Division indicated it was in the process of  
25 concluding a Consent Order with Respondents Rosenbaum and Swartz and was negotiating further  
26 with Mr. Deubner. Neither 2C2K, which is defunct, nor Mr. Levine has been served. In the interim,  
27 the Division requested that a hearing be scheduled in January 2003, pending approval of proposed  
28 Consent Orders being approved by the Commission.

1 On September 27, 2002, by Procedural Order, as requested by the Division, a hearing was  
2 scheduled for January 8, 2003.

3 On December 23, 2003, Mr. Duebner requested a continuance to secure the necessary funds to  
4 be submitted with an agreed upon Consent Order for Commission approval.

5 On December 31, 2002, the Division filed a response indicating it did not oppose a  
6 continuance.

7 On March 21, 2003, Mr. Richard Brooks, an Arizona attorney, "tentatively" retained as  
8 counsel for Respondents Rosenbaum and Swartz, telephonically requested a continuance in the  
9 above-captioned proceeding. He indicated that counsel for the Division was in agreement with his  
10 request. Mr. Brooks further indicated that a written motion would be filed on Monday, March 24,  
11 2003 which would reference a stipulated continuance to July 2003.

12 On March 24, 2003, Mr. Brooks again telephonically contacted the presiding Administrative  
13 Law Judge and advised that he would be unable to represent Respondents who would be filing the  
14 request for a continuance on their own behalf. He stated that his withdrawal was related to his  
15 present work caseload and he had referred Respondents to alternate counsel. Subsequently, later on  
16 that day, Respondents Rosenbaum and Swartz filed the Motion stating that it would be prejudicial if  
17 they were not given a continuance to July 2003 in order to retain counsel.

18 Accordingly, since the proceeding was removed from the hearing calendar on March 21,  
19 2003, based on Mr. Brooks' representations, the hearing should be continued. However, a pre-  
20 hearing conference should be scheduled to review the status of the case.

21 IT IS THEREFORE ORDERED that the hearing shall be continued from March 26 and 27,  
22 2003 until further Order by the Commission.

23 IT IS FURTHER ORDERED that a pre-hearing conference shall be held on April 10, 2003, at  
24 9:30 a.m., at the Commission's offices, 1200 West Washington Street, Phoenix, Arizona.

25 DATED this 26<sup>TH</sup> day of March, 2003.

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28  
  
MARC E. STERN  
ADMINISTRATIVE LAW JUDGE

1 Copies of the foregoing were mailed/delivered  
2 this 26 day of March, 2003, to:

3 Non-Stop Shopping, Inc  
4 d/b/a 2C2K.COM, INC.  
4757 East Greenway Road  
Phoenix, AZ 85032

5 Donald L. Levine  
6 2 West Waltann Lane  
Phoenix, AZ 85023

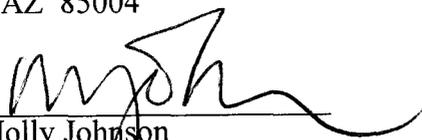
7 Kenneth Mark Deubner  
8 25 Highland Park Village, Box 100  
Dallas, TX 75205

9 Stephen Rosenbaum  
10 Bobbie Jo Swartz  
9611 East Gary Road  
Scottsdale, AZ 85260

11 Moira McCarthy  
12 Assistant Attorney General  
ARIZONA ATTORNEY GENERAL'S OFFICE  
13 1275 West Washington Street  
Phoenix, AZ 85007

14 W. Mark Sendrow, Director  
15 Securities Division  
ARIZONA CORPORATION COMMISSION  
16 1300 West Washington Street  
Phoenix, AZ 85007

17 ARIZONA REPORT SERVICE, INC.  
18 2627 N. Third Street, Ste. Three  
Phoenix, AZ 85004

19  
20 By:   
21 Molly Johnson  
Secretary to Marc E. Stern

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23  
24  
25  
26  
27  
28