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BEFORE THE ARIZONA CORPORATION COMMISSION

25 HC

COMMISSIONERS

2007 APR 23 A 11: 18

- MIKE GLEASON - Chairman
- WILLIAM A. MUNDELL
- JEFF HATCH-MILLER
- KRISTIN K. MAYES
- GARY PIERCE

AZ CORP COMMISSION  
DOCUMENT CONTROL

IN THE MATTER OF:

DOCKET NO. S-20509A-07-0043

PERRY and TERRY PENNY, husband and wife,  
Gilbert, Arizona

PENNY FINANCIAL, INC., a Michigan  
Corporation,  
Gilbert, Arizona

Arizona Corporation Commission  
**DOCKETED**

APR 23 2007

PENNY PROPERTIES, INC., a Michigan  
Corporation,  
Gilbert, Arizona

DOCKETED BY nr

RYM TECHNOLOGY HOLDINGS, L.L.C.,  
A Michigan limited liability company,  
Birmingham, MI

FELIX L. DANIEL, SR. and JANE DOE DANIEL,  
husband and wife,  
Birmingham, MI

Respondents.

**THIRD**  
**PROCEDURAL ORDER**

**BY THE COMMISSION:**

On January 22, 2007, the Securities Division ("Division") of the Arizona Corporation Commission ("Commission") filed a Temporary Order to Cease and Desist ("T.O.") and a Notice of Opportunity for Hearing ("Notice") against Perry and Terry Penny, husband and wife, Penny Financial, Inc. ("PFI"), Penny Properties, Inc. ("PPI"), Rym Technology Holdings, L.L.C., ("RYM") and Felix and Jane Doe Daniel, husband and wife, (collectively "Respondents"), in which the Division alleged that the Respondents committed multiple violations of the Arizona Securities Act ("Act") in connection with the offer and sale of securities in the form of notes and/or investment contracts. As a result of the T.O., the Respondents were immediately ordered to cease and desist from violating the Act.

1 The Penny, PFI and PPI Respondents were duly served copies of the Notice.

2 On February 13, 2007, the Penny, PFI and PPI Respondents filed a request for hearing.

3 On February 20, 2007, by Procedural Order, a pre-hearing was scheduled on March 22, 2007.

4 On March 22, 2007, the Division appeared through counsel and Mr. and Mrs. Penny appeared  
5 on their own behalf. The Division requested that hearing be scheduled.

6 On March 23, 2007, by Procedural Order, a hearing was scheduled on May 8, 9, and 10, 2007.

7 On April 20, 2007, the Division filed a Motion to Continue ("Motion") the proceeding until  
8 July 20, 2007, or later stating that settlement discussions are being held with the Penny, PFI and PPI  
9 Respondents.

10 Accordingly the proceeding should be continued to a later date and the exchange of copies of  
11 Exhibits and Witness Lists delayed.

12 IT IS THEREFORE ORDERED that the **hearing** to be held on May 8, 9, and 10, 2007, shall  
13 be continued to **July 25, 26, and 27, 2007, at 9:30 a.m.**, at the Commission's offices, 1200 West  
14 Washington Street, Phoenix, Arizona.

15 IT IS FURTHER ORDERED that the parties shall exchange copies of their Witness Lists and  
16 copies of their Exhibits with courtesy copies provided to the presiding Administrative Law Judge no  
17 later than July 2, 2007.

18 DATED this 23<sup>rd</sup> day of April, 2007.

19  
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22 MARC E. STERN  
ADMINISTRATIVE LAW JUDGE

23 ...  
24 ...  
25 ...  
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1 Copies of the foregoing mailed/delivered  
2 This 23<sup>rd</sup> day of April, 2007 to:

3 Perry and Terry Penny  
4 PENNY FINANCIAL, INC.  
5 PENNY PROPERTIES, INC.  
6 405 W. Midland  
7 Gilbert, AZ 85233

8 Matt Neubert, Director  
9 Securities Division  
10 ARIZONA CORPORATION COMMISSION  
11 1200 West Washington Street  
12 Phoenix, AZ 85007

13 ARIZONA REPORTING SERVICE, INC.  
14 2627 N. Third Street, Suite Three  
15 Phoenix, AZ 85004-1104

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By:   
Debra Broyles  
Secretary to Marc E. Stern