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BEFORE THE ARIZONA CORPORATION COMMISSION

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COMMISSIONERS

2007 MAY 30 P 2:05

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

AZ CORP COMMISSION
DOCKET CONTROL

IN THE MATTER OF:

DOCKET NO. S-20482A-06-0631

EDWARD A. PURVIS and MAUREEN H. PURVIS,
husband and wife
1231 West Shannon
Chandler, Arizona 85224

Arizona Corporation Commission
DOCKETED

MAY 30 2007

GREGG L. WOLFE and ALLISON A. WOLFE,
husband and wife
2092 West Dublin Lane
Chandler, Arizona 85224

DOCKETED BY	KK
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NAKAMI CHI GROUP MINISTRIES
INTERNATIONAL, (a/k/a NCGMI), a Nevada
corporation sole
4400 North Scottsdale Road, Suite 9-231
Scottsdale, Arizona 85251

JAMES W. KEATON, Jr. and JENNIFER
KEATON, husband and wife
11398 East Whitehorn Drive, Apt. D
Scottsdale, Arizona 85255

ACI HOLDINGS, INC., a Nevada corporation
17650 North 25th Avenue
Phoenix, Arizona 85023

Respondents.

FIFTH
PROCEDURAL ORDER

BY THE COMMISSION:

On October 3, 2006, the Securities Division ("Division") of the Arizona Corporation Commission ("Commission") filed a Notice of Opportunity of Hearing ("Notice") against Edward A. and Maureen H. Purvis, husband and wife, Gregg L. and Allison A. Wolfe, husband and wife, Nakami Chi Group Ministries International aka NCGMI ("NCGMI"), James W. Keaton, Jr. and Jennifer Keaton, husband and wife, and ACI Holdings, Inc. ("ACI"), (collectively "Respondents"), in which the Division alleged multiple violations of the Arizona Securities Act ("Act") in connection with the offer and sale of stock and investment contracts.

1 Respondents were duly served with copies of the Notice.

2 On October 11, 2006, Edward A. and Maureen H. Purvis filed a request for a hearing.

3 On October 16, 2006, James W. Keaton, Jr., Jennifer Keaton and ACI filed a request for a
4 hearing.

5 No requests for hearing have been filed on behalf of either Gregg and Allison Wolfe or
6 NCGMI.

7 On October 25, 2006, by Procedural Order, a pre-hearing conference was scheduled
8 November 16, 2006.

9 On November 16, 2006, counsel for the Division, counsel for Mr. and Mrs. Purvis and
10 counsel for Mr. and Mrs. Keaton and ACI appeared to discuss their relative positions in the
11 proceeding and whether a hearing should be scheduled. Counsel for the parties indicated that they
12 would prefer that a status conference be scheduled after certain matters are discussed with the
13 Division.

14 On November 17, 2006, by Procedural Order, a status conference was scheduled for
15 February 6, 2007.

16 On January 19, 2007, the Purvis Respondents filed a Notice of Videotaped Deposition.

17 On January 31, 2007, the Division filed a Motion to Quash the Purvis Respondents' Notice of
18 Videotaped Deposition.

19 On February 6, 2007, at the status conference, counsel for the Division, Mr. and Mrs. Purvis,
20 Mr. and Mrs. Keaton and ACI appeared to discuss the status of the proceeding and any pending
21 motions. Mr. and Mrs. Wolfe have not filed a response to the Notice and the Division indicates that
22 it will be filing a Default Order as to those Respondents. While the parties had been attempting to
23 resolve the matter without a hearing, they agreed upon setting a hearing date in mid-May 2007.

24 On February 7, 2007, by Procedural Order, a hearing was scheduled on May 14, 2007.

25 On March 16, 2007, the Division filed a Motion to Continue Hearing ("Motion") which states
26 one of the Division's witnesses will be unavailable and out of the country during the hearing
27 scheduled to begin on May 14, 2007. The Division further stated in its Motion that the witness would
28 be on a cruise and would not have ready access to a telephone. There were no objections to the

1 Division's Motion.

2 On April 3, 2007, by Procedural Order, the hearing was continued to June 11, 2007.

3 On May 18, 2007, the Purvis Respondents filed a Motion for 90-Day Extension ("Purvis
4 Motion") which stated that Mr. Purvis had recently been indicted on charges related to this
5 proceeding and as a result "*has been unable to meet with counsel and effectively communicate with*
6 *him with respect to the preparation of the defense.*" The Purvis Motion alluded to a possible conflict
7 issue with respect to the Commission's counsel if called as a witness in the criminal proceeding and
8 also argued that the Commission's recently granting a continuance to the Division entitled the Purvis
9 Respondents to similar treatment as a matter of equity.

10 On May 22, 2007, the Division filed its Response to the Purvis Motion pointing out that the
11 criminal charges against Mr. Purvis do not relate to any of the securities violations alleged by the
12 Division in this proceeding. The Division further related that the 90-day continuance sought by the
13 Purvis Motion could ultimately cause an additional problem if a speedy trial was requested in the
14 criminal case and possibly result in delaying an order of restitution in the Commission's
15 administrative proceeding. Concluding its arguments, the Division argues that the Purvis Motion
16 amounts to a delaying tactic.

17 Under the circumstances, the Purvis Motion would be denied; however, the Commission on
18 May 25, 2007, scheduled an Open Meeting to commence on June 13, 2007, to run through June 15,
19 2007, to act on the Recommended Opinion and Order in the pending Arizona Public Service
20 Company rate proceeding. This has resulted in a scheduling conflict for the Commission in the event
21 that members of the Commission wish to participate in this proceeding.

22 Accordingly, the hearing should be continued briefly, and the dates for exchanging copies of
23 Exhibits and Witness Lists should be modified.

24 IT IS THEREFORE ORDERED that the **hearing** dates scheduled on **June 11, 2007, shall be**
25 **continued to July 30, 2007, at 10:00 a.m.**, at the Commission's Offices, 1200 West Washington
26 Street, Phoenix, Arizona.

27 IT IS FURTHER ORDERED that the parties shall also reserve July 31, and August 1, 2, 3, 6,
28 7, 8, 20, 21, and 22, 2007, for additional days of hearing, if necessary.

1 IT IS FURTHER ORDERED that the Division and Respondents shall exchange copies of
2 their Witness Lists and copies of their intended Exhibits to be introduced at the hearing by May 11,
3 2007, or as otherwise agreed between the parties.

4 IT IS FURTHER ORDERED that the Division and respondents shall provide courtesy copies
5 of their Witness Lists and Exhibits to the presiding Administrative Law Judge when provided to
6 opposing counsel.

7 Dated this 30th day of May, 2007.



MARC E. STERN
ADMINISTRATIVE LAW JUDGE

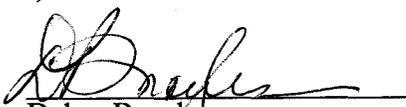
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9
10
11
12 Copies of the foregoing mailed/delivered
this 30th day of May, 2007 to:

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14 THE PHOENIX LAW GROUP OF
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26 By: 
27 Debra Broyles
28 Secretary to Marc E. Stern