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BEFORE THE ARIZONA CORPORATION COMMISSION

Arizona Corporation Commission

DOCKETED

MAY 22 2007

COMMISSIONERS

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

DOCKETED BY

In the matter of:

DOCKET NO. S-20482A-06-0631

EDWARD A. PURVIS and MAUREEN H.
PURVIS, husband and wife
2131 W. Shannon
Chandler, Arizona 85224

SECURITIES DIVISION'S
RESPONSE TO PURVIS' MOTION
FOR 90-DAY EXTENSION

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

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

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

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

Respondents.

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AZ CORP COMMISSION
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The Plaintiff, the Securities Division of the Arizona Corporation Commission (the "Division"), hereby responds, through its counsel, in opposition to *Purvis' Motion for 90-Day Extension* and states as follows:

Respondent Edward Purvis ("Purvis") in his Motion for 90-Day Extension provides two reasons why the pending administrative matter should be continued: (1) the possibility that undersigned counsel may have a conflict in her role as a Commission attorney; and (2) opposing

1 counsel's inability to prepare for the administrative hearing currently scheduled to begin on June
2 11, 2007.

3 In regards to the first issue, a conflict does not exist merely because the Division counsel
4 assigned to this administrative matter may be called to testify as a witness in the criminal case
5 pending against Purvis. The criminal charges against Purvis do not relate to any of the securities
6 violations that the Division has alleged in its pleadings in this administrative case. Specifically,
7 Purvis was indicted on five counts: one count of Bribery of a Public Servant and four counts of
8 Harassment of a Public Officer/Employee. None of the counts concern the offer or sale of
9 securities, nor do they concern fraud in connection with the offer or sale of securities (i.e., the
10 issues to be addressed in the administrative case).

11 Furthermore, Purvis' request for a delay of ninety days could potentially interfere with the
12 criminal proceedings. A criminal trial date has not been scheduled. In ninety days there may
13 actually be a trial date scheduled in the criminal matter for which Purvis's counsel would have to
14 prepare and attend. On the chance that Purvis were to request a speedy trial in his criminal case,
15 the trial would have to occur before November 2, 2007. Accordingly, the scheduled dates are
16 arguably the most opportune time for the administrative hearing to begin. Thus, Purvis' motion
17 should be denied and the administrative case proceeds as scheduled.

18 This court should also consider that if the administrative matter is continued, as counsel has
19 requested, this would result in an unnecessary delay in the adjudication of the alleged violations of
20 the Arizona Securities Act and the issuance of a final decision by the Commission which may
21 include an order of restitution to the benefit of Purvis' investors. If the criminal proceedings were
22 to take place prior to the administrative case, a criminal case would not replicate any of the
23 allegations made in the administrative proceeding, nor would does it address any of the relief
24 requested in the administrative forum. Thus, the prosecution of the criminal charges would not
25 result in restitution for the benefit of any of the investors involved in the administrative
26 proceedings.

27 As to the second issue Purvis raised as the basis for his motion, Purvis claims an inability to
28 prepare for the administrative hearing based upon his indictment on criminal charges. Although
29 Purvis was indicted more than one month ago (i.e., on April 19, 2007), he has not been incarcerated
30 as a result of the pending charges. Therefore, Purvis has been able to meet with his attorney, assist
31 him in preparing a defense, and attend the administrative proceedings. Also, Purvis' counsel was
32 fully aware of the hearing date since he was present at the status conference held on February 6,

1 2007 when the hearing date was discussed and scheduled. After the status conference, this court
2 issued the Third Procedural Order scheduling the administrative hearing for May 14-25, 2007. On
3 March 16, 2007, the Division filed a Request to Continue Hearing due to the unavailability of a
4 witness. Purvis' counsel did not object to the request for a continuance. As a result, on April 3,
5 2007, the Fourth Procedural Order was issued notifying the Division and Purvis' counsel of the
6 new administrative hearing dates of June 11-22, 2007. Purvis' counsel has failed to provide this
7 court with a compelling reason why he has been unable to meet with his client to prepare for the
8 administrative hearing; therefore, Purvis' request for additional time should be denied.

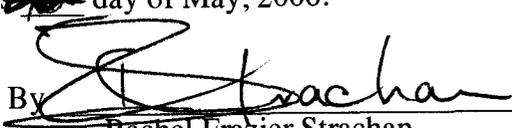
9 Purvis' motion further suggests that since this court previously granted the Division's
10 motion to continue the administrative hearing, then likewise Purvis' request should also be granted.
11 However, Purvis' counsel does not take into account the remarkable differences between the
12 Division's previous request for a continuance and Purvis' present request. First, the Division's
13 request was based on the unavailability of an important witness. Purvis' request is based on his
14 indictment and his counsel's mistaken belief that undersigned counsel has a conflict as an attorney
15 for the Division. Secondly, Purvis' counsel has had ample opportunity to respond to the Division's
16 motion and voice his objections to the motion; however, Purvis' counsel failed to do so, and the
17 hearing was continued from May 14, 2007 to June 11, 2007.

18 From the time of the aforementioned indictment, Purvis' counsel has never requested or
19 even suggested to the Division that he would need a continuance of the scheduled administrative
20 hearing dates. Instead, he recently requested additional time to disclose his exhibits for the
21 hearing. The Commission extended this courtesy to opposing counsel while making certain that
22 their own exhibits were available on Tuesday, May 15, 2007 as required by procedural order.
23 Furthermore, Division counsel, Shoshana Epstein, spoke to Purvis' attorney, John O'Neal, last
24 week about his request for additional time to produce his exhibits and informed him that his copies
25 of the Division's exhibits were available to be retrieved. At no time during that conversation did
26 Purvis' counsel mention that he may need additional time to prepare for the hearing or that he had
not been in communication with his client.

27 In conclusion, Purvis's last-minute request for an extension clearly appears to be an attempt
28 to elicit additional time to stall the administrative hearing without a basis. Based upon the
29 foregoing reasons, there is not a conflict involving Division counsel with regard the pending
30 administrative and criminal cases, and Purvis' counsel has had adequate time to prepare for the
31 administrative hearing. Moreover, a delay in these proceedings may interfere with the currently

1 pending criminal proceedings and the possibility of an expeditious adjudication of the
2 administrative matter. For these reasons, the Division respectfully requests this court to deny
3 *Purvis' Motion for 90-Day Extension.*

4 RESPECTFULLY SUBMITTED this 22nd day of May, 2006.

5 By 

6 Rachel Frazier Strachan
7 Attorney for the Securities Division of the
8 Arizona Corporation Commission

9 ORIGINAL AND THIRTEEN (13) COPIES of the foregoing
10 filed this 22nd day of May, 2007, with:

11 Docket Control
12 Arizona Corporation Commission
13 1200 West Washington
14 Phoenix, AZ 85007

15 COPY of the foregoing hand-delivered this
16 22nd day of May, 2007, to:

17 ALJ Marc Stern
18 Arizona Corporation Commission/Hearing Division
19 1200 West Washington
20 Phoenix, AZ 85007

21 COPY of the foregoing mailed
22 this 22nd day of May, 2007, to:

23 John Maston O'Neal, Esq.
24 Zachary Cain, Esq.
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By: 