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BEFORE THE ARIZONA CORPORATION COMMISSION

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COMMISSIONERS

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

2007 NOV -1 P 1:39
AZ CORP COMMISSION
DOCKET CONTROL

IN THE MATTER OF:

G'IEBER FINANCIAL, LLC, a Delaware limited liability company, CRD# 128954
2500 South Power Road, Ste. 2220-Rm. 213
Mesa, AZ 85208

DAVID A. GOTLIEB, CRD #2089760,
and STACEY SCIBELLI-GOTLIEB,
husband and wife,

Respondents.

DOCKET NO. S-20554A-07-0552

Arizona Corporation Commission
DOCKETED

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PROCEDURAL ORDER

BY THE COMMISSION:

On September 28, 2007, the Securities Division ("Division") of the Arizona Corporation Commission ("Commission") filed a Notice of Opportunity for Hearing ("Notice") against David A. Gotlieb and Stacey Scibelli-Gotlieb, husband and wife, and G'IEBER Financial, LLC ("GIF") (collectively the "Respondents") in which the Division alleged multiple violations of the Investment Management Act ("IM Act") in connection with the provision of investment advice.

Respondents were duly served with copies of the notice.

On October 9, 2007, Respondents filed a request for a hearing.

On October 16, 2007, by Procedural Order, a pre-hearing conference was scheduled on November 1, 2007.

On November 1, 2007, the Division and the Respondents appeared with counsel. After a brief discussion, the Division requested that a hearing be scheduled in the spring.

Accordingly, a hearing should be held on the allegations contained in the Notice.

IT IS THEREFORE ORDERED that a **hearing** shall be held on **March 17, 2008, at 10:00 a.m.**, at the Commission's offices, 1200 West Washington Street, Phoenix, Arizona.

1 IT IS FURTHER ORDERED that the parties shall also **set aside March 18, 19, 20 and 21,**
2 **2008, for additional days of hearing,** if necessary.

3 IT IS FURTHER ORDERED that the **Division and the Respondents shall exchange copies**
4 **of their exhibits and their list of witnesses by February 15, 2008,** with courtesy copies provided to
5 the presiding Administrative Law Judge.

6 IT IS FURTHER ORDERED that the Ex Parte Rule (A.A.C. R14-3-113-Unauthorized
7 Communications) continues to apply to this proceeding as the matter is set for public hearing.

8 IT IS FURTHER ORDERED that all parties must comply with Rule 31 and 38 of the Rules of
9 the Arizona Supreme Court and A.R.S. § 40-243 with respect to practice of law and admission *pro*
10 *hac vice*.

11 IT IS FURTHER ORDERED that withdrawal of representation must be made in compliance
12 with A.A.C. R14-3-104(E) and Rule 1.16 of the Rules of Professional Conduct (under Rule 42 of the
13 Rules of Arizona Supreme Court). Representation before the Commission includes the obligation to
14 appear at all hearings and procedural conferences, as well as all Open Meetings for which the matter
15 is scheduled for discussion, unless counsel has previously been granted permission to withdraw by
16 the Administrative Law Judge or the Commission.

17 IT IS FURTHER ORDERED that the Administrative Law Judge may rescind, alter, amend,
18 or waive any portion of this Procedural Order either by subsequent Procedural Order or by ruling at
19 hearing.

20 Dated this 15th day of November, 2007.

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25 MARC E. STERN
ADMINISTRATIVE LAW JUDGE

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1 Copies of the foregoing were mailed/delivered
this 15th day of November, 2007 to:

2 David I. Thompson
3 MARISCAL, WEEKS, McINTYRE
& FRIEDLANDER, P.A.
4 2901 North Central Avenue, Suite 200
Phoenix, AZ 85012
5 Attorney for Respondents.

6 Matt Neubert, Director
Securities Division
7 ARIZONA CORPORATION COMMISSION
1300 West Washington Street
8 Phoenix, AZ 85007

9 ARIZONA REPORTING SERVICE, INC.
2200 North Central Avenue, Suite 502
10 Phoenix, AZ 85004-1481

11 By: 
12 Debra Broyles
13 Secretary to Marc E. Stern

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