



0000079836

ORIGINAL

BEFORE THE ARIZONA CORPORATION COMMISSION

RECEIVED

25

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

COMMISSIONERS

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

2007 DEC 14 A 10:43

AZ CORP COMMISSION
DOCKET CONTROL

IN THE MATTER OF:

OWEN A. VILAN and LUCINA VILAN
(aka LUCY VILAN), husband and wife
7523 East Kael Circle
Mesa, AZ 85207

SAGUARO INVESTMENTS, INC.
fka VILAN ENTERPRISES, INC.
A Nevada Corporation
7440 East Main Street, Suite 2-B
Mesa, AZ 85207

DOCKET NO. S-20519A-07-0154

Arizona Corporation Commission
DOCKETED

DEC 14 2007

DOCKETED BY	nr
-------------	----

SIXTH
PROCEDURAL ORDER

BY THE COMMISSION:

On March 7, 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 Owen A. Vilan and Lucina Vilan, husband and wife, and Saguaro Investments, Inc., fka Vilan Enterprises, Inc. ("SIVE") (collectively the "Respondents") 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 investment contracts.

Respondents were duly served with copies of the notice.

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

On April 12, 2007, by Procedural Order, a pre-hearing conference was scheduled for May 7, 2007.

On May 7, 2007, the Division and Respondents appeared through counsel. Counsel discussed the status of the proceeding and agreed to a status conference being scheduled in July. By Procedural Order, a status conference was scheduled in July 2007.

1 On July 11, 2007, the Division and Respondents appeared through counsel. Counsel were
2 discussing a possible settlement, and agreed to a status conference being scheduled in approximately
3 60 days.

4 On July 12, 2007, by Procedural Order, a status conference was scheduled on September 12,
5 2007.

6 On September 10, 2007, the Division filed a Motion to Continue ("Motion") the status
7 conference indicating that Respondents had no objections to the Division's Motion. The Motion
8 stated that the parties required additional time to discuss the issues raised by the proceeding.

9 On September 11, 2007, by Procedural Order, the status conference was continued to October
10 10, 2007.

11 On October 10, 2007, the Division and Respondents appeared through counsel and indicated
12 that they were continuing to negotiate the terms of a Consent Order and requested another status
13 conference be scheduled in approximately 60 days, if the matter was not concluded before then.

14 On October 11, 2007, by Procedural Order, a status conference was scheduled for December
15 13, 2007.

16 On December 12, 2007, counsel for the Respondents filed a Motion to Stay Proceeding and an
17 Application to Withdraw as counsel for respondents.

18 On December 13, 2007, the Division appeared with counsel and Respondents appeared
19 through counsel who had filed the Motion to Stay and Application to Withdraw. The Division
20 indicated that does not oppose the Motion Stay due to the pending criminal proceeding against Mr.
21 Vilan in the Maricopa County Superior Court in a parallel proceeding to the Commission's action.
22 The Division further did not oppose the Application to Withdraw filed by the Respondents' counsel..

23 Accordingly, both the Motion to Stay and Application to Withdraw should be granted.

24 IT IS THEREFORE ORDERED that the Motion to Stay filed on behalf of the Respondents is
25 hereby granted.

26 IT IS FURTHER ORDERED that the Application to Withdraw as Counsel is hereby granted.

27 ...

28 ...

1 IT IS FURTHER ORDERED that the Division shall file a motion to resume this proceeding
2 or any action it deems appropriate after a resolution of the parallel proceeding in the Maricopa
3 County Superior Court is concluded.

4 Dated this 14TH day of December, 2007.

5
6
7 
8 MARC E. STERN
9 ADMINISTRATIVE LAW JUDGE

10
11 Copies of the foregoing were mailed/delivered
12 this 14TH day of December, 2007 to:

13 Paul J. Roshka, Jr.
14 ROSHKA DEWULF & PATTEN PLC
15 One Arizona Center
16 400 E. Van Buren Street, Suite 800
17 Phoenix, AZ 85004

18 Mr. and Mrs. Owen A. Vilan
19 7523 East Kael Circle
20 Mesa, AZ 85207

21 Mr. Matt Neubert, Director
22 Securities Division
23 ARIZONA CORPORATION COMMISSION
24 1300 West Washington Street
25 Phoenix, AZ 85007

26 By: 
27 Debra Broyles
28 Secretary to Marc E. Stern