

ORIGINAL



0000082743

BEFORE THE ARIZONA CORPORATION COMMISSION

RECEIVED

Arizona Corporation Commission

DOCKETED

2008 MAR 19 P 1:52

MAR 19 2008

AZ CORP COMMISSION
DOCKET CONTROL

DOCKETED BY	no
-------------	----

COMMISSIONERS

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

DOCKET NO. S-20578A-08-0079

In the matter of
DIAMOND BAY INVESTMENTS, INC.
JONATHAN JORDAN WIRSZ,
Respondents

PROCEDURAL ORDER
GRANTING ADMISSION
PRO HAC VICE

BY THE COMMISSION:

On February 21, 2008, pursuant to Arizona Supreme Court Rule 38(a), Nicole K. Serfoss and Randall J. Fons, on behalf of Diamond Bay Investments, Inc. and Jonathan Jordan Wirsz, sent a letter to the Arizona Corporation Commission ("Commission") requesting temporary admission *pro hac vice* in the above-captioned matter ("Request"). The Request listed Jack Londen as the designated member of the Arizona State Bar ("State Bar") with whom communication can be made and upon whom papers shall be served. On February 27, 2008, Mr. Londen's Motion and Consent of Local Counsel for Temporary Pro Hac Vice Admission of Randall J. Fons and Nicole K. Serfoss was docketed. Mr. Londen agreed to serve as designated local counsel for the above-captioned matter. The Request included a copy of each attorney's verified application for *pro hac vice* filed with the State Bar of Arizona; a copy of each attorney's certificate(s) of good standing from the state(s) in which the attorney has been admitted to practice law; and a copy of each attorney's payment of the application fee to the State Bar of Arizona.

By Procedural Order issued February 27, 2008, the request for temporary admission *pro hac vice* was granted and Ms. Serfoss and Mr. Fons were directed to complete the application procedures.

On March 4, 2008, Mr. Londen filed a Motion and Consent of Local Counsel for Pro Hac Vice Admission of Randall J. Fons and Nicole Serfoss ("Motion"). Mr. Londen agreed to serve as designated local counsel for the above-captioned matter. Attached to the Motion as exhibits were the

1 original verified applications, the original certificates of good standing, and the State Bar of Arizona
2 Notice of Receipt.

3 In the discretion of the Commission, Nicole K. Serfoss and Randall J. Fons should be
4 permitted to appear and participate in the above-captioned matter.

5 IT IS THEREFORE ORDERED that Nicole K. Serfoss and Randall J. Fons shall be admitted
6 *pro hac vice* in the above-captioned matter.

7 IT IS FURTHER ORDERED that Nicole K. Serfoss and Randall J. Fons' address for service
8 of papers and other communication shall be:

9 Morrison & Foerster LLP
10 370 17th Street, Suite 5200
11 Denver, CO 80202-5638

12 IT IS FURTHER ORDERED that address for service of papers and other communication for
13 the Arizona-licensed attorney designated as Jack W. Londen, shall be:

14 Morrison & Foerster LLP
15 425 Market Street
16 San Francisco, CA 94105-2482

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

23 DATED this 19th day March, 2008.

24 
25 LYN FARMER
26 CHIEF ADMINISTRATIVE LAW JUDGE
27
28

1 Copies of the foregoing mailed/delivered
2 this 19th day of March, 2008 to:

3 Nicole K. Serfoss
4 Randall J. Fons
5 MORRISON & FOERSTER LLP
6 370 17th Street, Suite 5200
7 Denver, Colorado 80202-5638
8 (Fax 303-592-1510)

9 Jack W. Londen,
10 MORRISON & FOERSTER LLP
11 425 Market Street
12 San Francisco, CA 94105-2482

13 Matt Neubert, Director
14 Securities Division
15 ARIZONA CORPORATION COMMISSION
16 1300 West Washington Street
17 Phoenix, Arizona 85007

18 By: 
19 Debra Broyles
20 Secretary to Lyn Farmer

21
22
23
24
25
26
27
28