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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

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AZ CORP COMMISSION  
DOCKET CONTROL

Arizona Corporation Commission  
**DOCKETED**

MAR 28 2008

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IN THE MATTER OF:

KENNETH HOWARD FRALEIGH and  
LINDA JEAN FRALEIGH, husband and wife

RESPONDENTS.

DOCKET NO. S-20551A-07-0521

**FIFTH**  
**PROCEDURAL ORDER**

**BY THE COMMISSION:**

On September 13, 2007, the Securities Division ("Division") of the Arizona Corporation Commission ("Commission") filed a Notice of Opportunity for Hearing ("Notice") against Kenneth Howard Fraleigh and Linda Jean Fraleigh, husband and wife ("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 October 10, 2007, Respondents filed a request for a hearing and an Answer.

On October 12, 2007, by Procedural Order, a pre-hearing conference was scheduled for November 5, 2007.

On October 31, 2007, Respondents filed a Motion for a Continuance ("Motion") due to a scheduling conflict. Respondents indicated that the Division did not object to the Motion.

On November 1, 2007, by Procedural Order, the pre-hearing conference was continued from November 5, 2007, to December 10, 2007.

On December 10, 2007, the Division and Respondents appeared through counsel. Issues concerning the case were discussed along with future scheduling matters. Counsel agreed to the scheduling of a status conference and a hearing.

1 On December 11, 2007, by Procedural Order, a status conference was scheduled on February  
2 20, 2008, a hearing scheduled to commence on April 28, 2008, and the exchange of Witness Lists and  
3 Exhibits established.

4 On February 12, 2008, the division filed a Motion to Extend Deadline for it to provide copies  
5 of its Witness List and copies of Exhibits from February 18, 2008, to March 28, 2008, because it had  
6 reached a tentative settlement with Respondents. The Division further indicated that Respondents did  
7 not oppose its Motion.

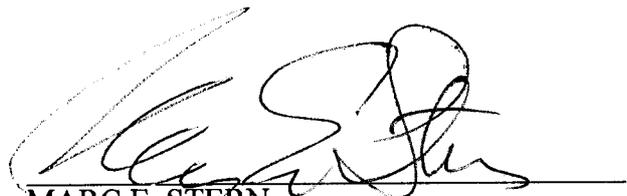
8 On February 12, 2008, the Division's Motion was granted.

9 On March 27, 2009, a Consent Order was approved by the Commission in respect to the  
10 Respondents.

11 Accordingly, the hearing and all filing dates should be vacated.

12 IT IS THEREFORE ORDERED that a the hearing date of April 28, 2008, and all filing dates  
13 are hereby vacated.

14 Dated this 28<sup>TH</sup> day March, 2008.



MARC E. STERN  
ADMINISTRATIVE LAW JUDGE

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18  
19 Copies of the foregoing were mailed/delivered  
20 this 28<sup>th</sup> day of March, 2008 to:

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23 1911 East Lexington Avenue  
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By:   
Debra Broyles  
Secretary to Marc E. Stern