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Gary Pierce
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Direct Line (602) 542-3933
Fax: (602) 542-0765

ARIZONA CORPORATION COMMISSION

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Arizona Corporation Commission
DOCKETED

FEB 23 2009

February 20, 2009

Ms. Cindy White
554 South Roanoke Street
Gilbert, Arizona 85296

DOCKETED BY 

Re: In the Matter of Richard Bradford (CRD# 2706290) and Cindy Bradford (a.k.a. Cindy White), husband and wife; Docket No. S-20605A-08-0377

Dear Ms. White:

I have reviewed a copy of your February 3, 2009 correspondence to me requesting that you be (1) relieved of the consent order approved in Decision No. 70544 and (2) dismissed altogether from Docket No. S-20605A-08-0377. As I understand it, on September 9, 2008, you attended a proceeding before Judge Marc Stern, one of the Commission's administrative law judges, and were offered a choice between signing a consent order or requesting a hearing to defend yourself from allegations that the marital community is liable for the payment of restitution and administrative penalties. You indicated that you were not represented by an attorney when you chose to sign the consent order and that you signed it during a difficult and trying time in your life.

Given the circumstances you described, I am willing to place this matter on a Commission Open Meeting agenda for the Commission to vote as to whether it will allow reconsideration of Decision No. 70544 pursuant to A.R.S. § 44-1971. To be clear, if a majority of the Commission votes to reconsider its decision, it will not necessarily dismiss you from an enforcement action under Docket No. S-20605A-08-0377; instead, it would simply give you an opportunity to request a hearing, where you can submit evidence and argue why you should not be subject to a Commission order and should be dismissed from this matter altogether. If reconsideration of Decision No. 70544 is something you wish to pursue, you should docket a request to do so in the above docket.

Finally, I encourage you to obtain legal counsel to help you evaluate your options and to represent you should you determine that you want to request a hearing.

Sincerely,

A handwritten signature in black ink, appearing to read "Gary Pierce". The signature is fluid and cursive, with the first name "Gary" and last name "Pierce" clearly distinguishable.

Commissioner Gary Pierce

cc. Chairman Kristin Mayes
Commissioner Sandra Kennedy
Commissioner Bob Stump
Commissioner Paul Newman
Matt Neubert
Janice Alward
Lyn Farmer
Mike Kearns
Rebecca Wilder