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BEFORE THE ARIZONA CORPORATION COMMISSION

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Arizona Corporation Commission

COMMISSIONERS

2009 MAY 22 P 1: 20

DOCKETED

KRISTIN K. MAYES, Chairman
GARY PIERCE
PAUL NEWMAN
SANDRA D. KENNEDY
BOB STUMP

AZ CORP COMMISSION
DOCKET CONTROL

MAY 22 2009

DOCKETED BY [Signature]

IN THE MATTER OF:

DOCKET NO. S-20638A-08-0566

GERALD EDWIN PATCHEN II and JANE DOE
PATCHEN, husband and wife,

Respondents.

FOURTH
PROCEDURAL ORDER

BY THE COMMISSION:

On November 5, 2008, the Securities division ("Division") of the Arizona Corporation Commission ("Commission") filed a Temporary Order to Cease and Desist ("T.O.") and Notice of Opportunity for Hearing ("Notice") against Gerald Edward Patchen II and Jane Doe Patchen, husband and wife (collectively "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 notes.

Respondents were duly served with copies of the Notice.

On November 28, 2008, Respondents filed a request for hearing.

On December 8, 2008, by Procedural Order, a pre-hearing conference was scheduled on January 20, 2009.

On January 20, 2009, at the pre-hearing conference, counsel for the Division and Respondents appeared and discussed issues related to the T.O. and Notice. The parties further discussed the scheduling of a hearing on the issues raised in the T.O. and Notice.

On January 21, 2009, by Procedural Order, a hearing was scheduled on the allegations contained in the T.O. and Notice for April 30, 2009.

On March 30, 2009, the Division filed a Motion to Continue ("Motion") the hearing. The Division stated that the parties were actively attempting to resolve the matter and the Division was awaiting additional information from investors to determine the correct amount of restitution to be

1 repaid to them. The additional information had to be reviewed for possible inclusion in a resolution
2 of the proceeding by means of a Consent Order which will require subsequent Commission approval.
3 In its Motion, the Division requested that a status conference be scheduled after April 30, 2009 or, in
4 the alternative, that the hearing be continued to a date after June 1, 2009.

5 On April 1, 2009, by Procedural Order, the hearing was vacated and a status conference
6 scheduled on May 28, 2009.

7 On May 21, 2009, the Division filed a Motion to Vacate the status conference scheduled on
8 May 28, 2009. The Division indicated that the parties had reached an agreement on a proposed
9 Consent Order.

10 Accordingly, the date of the status conference should be vacated.

11 IT IS THEREFORE ORDERED that the Division's Motion to Vacate is hereby granted and
12 the status conference scheduled on May 28, 2009 is hereby vacated.

13 IT IS FURTHER ORDERED that the Division shall file a Motion to Reschedule if the
14 Consent Order is not approved by the Commission.

15 DATED this 22nd day of May, 2009.

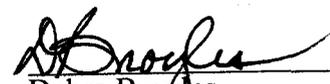
16
17
18 
19 MARC E. STERN
ADMINISTRATIVE LAW JUDGE

20 Copies of the foregoing mailed/delivered
21 this 22nd day of May, 2000 to:

22 Gerald E. Patchen II
23 95 North Birch Street
Gilbert, AZ 85233-5439

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

24 Matt Neubert, Director
25 Securities Division
26 ARIZONA CORPORATION COMMISSION
1300 West Washington Street
Phoenix, AZ 85007-2929

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