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BEFORE THE ARIZONA CORPORATION COMMISSION RECEIVED

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COMMISSIONERS

MARC SPITZER, Chairman
JIM IRVIN
WILLIAM A. MUNDELL
JEFF HATCH-MILLER
MIKE GLEASON

Arizona Corporation Commission

DOCKETED

MAR 18 2003

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AZ CORP COMMISSION
DOCUMENT CONTROL

IN THE MATTER OF:

DOCKETED BY	<i>CAK</i>
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DOCKET NO. S-03510A-02-0000

ELLIOT CROSBY
dba ADVANCE SENIOR ESTATE PLANNING
10253 East Jerome
Mesa, Arizona 85208

MARSHA CROSBY
2145 East Juanita
Mesa, AZ 85204

Respondents.

PROCEDURAL ORDER

BY THE COMMISSION:

On December 31, 2002, the Securities Division ("Division") of the Arizona Corporation Commission ("Commission") filed a Notice of Opportunity for Hearing Regarding Proposed Order to Cease and Desist, for Restitution, for Administrative Penalties, and for Other Affirmative Action ("Notice") against Elliot Crosby dba Advance Senior Estate Planning and Marsha Crosby (collectively "Respondents") in which the Division alleged that Respondent engaged in acts, practices and transactions that constitute violation of the Arizona Securities Act ("Act").

On January 8, 2003, Respondents, through their attorney, filed a request for hearing.

On January 15, 2003, the Commission issued a Procedural Order setting this matter for a pre-hearing on March 3, 2003.

On March 3, 2003, the pre-hearing was held as scheduled. The Division appeared and was represented by counsel. Mr. Crosby's attorney, Mr. Melvin McDonald, appeared at the hearing on behalf of his client. Mr. McDonald informed the Commission that Mr. and Mrs. Crosby had divorced and, therefore, he would not be representing Marsha Crosby in this matter. After a brief discussion about Mrs. Crosby, it was determined that the Division needs to serve the Notice on Mrs. Crosby as it appears she might not be aware of these proceedings.

1 Accordingly, a hearing should be scheduled to address the issues raised in the Notice.

2 IT IS THEREFORE ORDERED that the hearing shall be held on June 23, 2003 at 9:00 a.m.
3 at the Commission's offices, 1200 West Washington, Phoenix, Arizona.

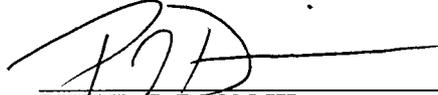
4 IT IS FURTHER ORDERED that the parties shall exchange witness lists and exhibits no later
5 than June 1, 2003 and provide a copy of same to the presiding Administrative Law Judge.

6 IT IS FURTHER ORDERED that the Division shall serve Mrs. Crosby with the Notice of
7 Opportunity for Hearing Regarding Proposed Order to Cease and Desist, for Restitution, for
8 Administrative Penalties and for Other Affirmative Action on or before March 31, 2003.

9 IT IS FURTHER ORDERED that the Ex Parte Rule (A.A.C. R14-3-113 – Unauthorized
10 Communications) applies to this proceeding as the matter is now set for public hearing.

11 IT IS FURTHER ORDERED that the Presiding Officer may rescind, alter, amend or waive
12 any portion of this Procedural Order by subsequent Procedural Order or by ruling at hearing.

13 DATED this 18 day of March, 2003.

14
15 
16 PHILIP J. DION III
17 ADMINISTRATIVE LAW JUDGE

18 Copies of the foregoing were mailed/delivered this
19 18 day of March, 2003 to:

19 A. Melvin McDonald
20 JONES, SKELTON & HOCHULI
21 2901 North Central Avenue, #800
22 Phoenix, AZ 85012
23 Attorneys for Respondent Elliot Crosby

22 Marsha Crosby
23 2145 East Juanita
24 Mesa, AZ 85204

24 Moira McCarthy
25 Assistant Attorney General
26 ARIZONA ATTORNEY GENERAL'S OFFICE
27 1275 West Washington Street
28 Phoenix, Arizona 85007

27 ...
28 ...

1 W. Mark Sendrow, Director
2 Securities Division
3 ARIZONA CORPORATION COMMISSION
4 1300 West Washington Street
5 Phoenix, Arizona 85007

6 ARIZONA REPORTING SERVICE, INC.
7 2627 N. Third Street, Suite Three
8 Phoenix, Arizona 85004-1104

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By: 
Molly Johnson
Secretary to Philip J. Dion III