

ORIGINAL

DOCKET NO. S-20651A-09-0029



0000101894

Motion for Sanctions for Failure to Comply with Discovery

Respondent: Kyle Schmierer

RECEIVED

Arizona Corporation Commission
DOCKETED

Docket Control Arizona Corporation Commission
1200 West Washington Phoenix, AZ 85007

2009 AUG 24 P 4: 05

AUG 24 2009

AZ CORP COMMISSION
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Whereas I have been denied the full information on Peggy Scozzari, who is listed as the person that misrepresented themselves as an accredited investor and lied to get proprietary and confidential business property that the AZ Corporation Commission abused in their malicious prosecution for the purpose of extortion of the defendant/respondent, the Arizona Corporation Commission Securities Division should be sanctioned a minimum of \$5,000.00 USD.

The ability to contact, interview and compel Peggy Scozzari to testify under oath under cross examination is absolutely essential to any defense. The Arizona Corporation Commission Securities Division has intentionally blocked out and refused multiple requests for this person's information in order to deny me a fair trial. Such egregious illegal and immoral behavior by a government agency must be sanctioned to the full extent possible by law.

Whereas The Arizona Corporation Commission Securities Division has intentionally blocked out or held back information that the Respondent needs for a fair trial and that was requested in the "Motion For Release of Essential Information Immediately" (dated and stamped as received on June 24, 2009) and "Motion For Release of Essential Information Before Mediation", (dated and stamped as received on June 10, 2009), the Arizona Corporation Commission Securities Division should be sanctioned a minimum of \$5,000.00 USD for each instance.

Whereas The Arizona Corporation Commission Securities Division eventually did provide some limited information to the Respondent on June 22, but they intentionally stalled, delayed and provided incomplete information with the intention of disrupting and limiting the Respondents ability to defend himself. For this egregious behavior of stalling and obfuscation, the Arizona Corporation Commission Securities Division should be sanctioned a minimum of \$5,000.00 USD for each instance of these violations.

The intentional stalling and blocking of essential information for the defense is a clear abuse of power by The Arizona Corporation Commission Securities. Due to their nefarious and illegal actions, the Respondent has been denied proper time and information to prepare for the early hearing date for which they themselves pushed for with the intent of denying the Respondent enough time to defend himself.

Additionally, the Arizona Corporation Commission Securities Division should be sanctioned a minimum of \$5,000.00 USD for each instance of any of these violations in the future and for any continued withholding or delay of information or exculpatory evidence demanded in the Respondent's "Motion to Compel Discovery" (dated and stamped as received on August 21, 2009).

Sincerely, Kyle Schmierer 8-24-2009

8-24-09

DOCKET NO. S-20651A-09-0029

MOTION FOR RELEASE OF ESSENTIAL INFORMATION IMMEDIATELY

Docket Control
Arizona Corporation Commission
1200 West Washington
Phoenix, AZ 85007

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2009 JUN 24 P 1:37
AZ CORP COMMISSION
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Since it is impossible for me to develop a witness list and to mount a defense until the AZ Corporation Commission releases all information about my case to me especially the person who immorally impersonated an accredited investor and lied to me to get my materials including my business plan; and all communications with such immoral individual, I hereby request this information be released to me immediately.

I assert his information is essential to have before the mediation session as well as before any exchange of witness lists or exhibits.

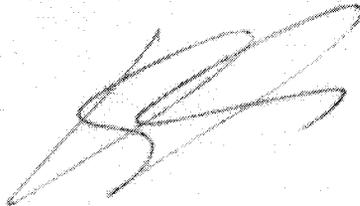
How and why this devious and immoral impersonator contacted me, lied to me and then provided my proprietary and private information to the AZ Corporation Commission is essential to this case. If the mediation session is to be fair and justice is to prevail, I must have all information about this person and all copies of communications with the Securities Division.

Furthermore, I request the order to "exchange copies of their Exhibits and Witness Lists," be delayed until after I receive the essential information requested above and after the mediation session. Also, the order should be delayed because if the results of the mediation are approved by the 5 elected Commissioners, there will be no need for the order to "exchange copies of their Exhibits and Witness Lists."

Further I would like Judge Stern to take into consideration the great hardship and costs in time and money that I Kyle Schmierer would face as an indigent person who cannot afford an attorney to defend my self in the unjust and abusive case against me to provide the information currently ordered.

Please order the AZ Corporation Commission to release the information I need and the mediation Judge will need to see, before the mediation session. Please allow me the chance to present my full case to the mediation Judge so that the Securities Division Attorney does not continue to abuse their power and try to intimidate me and trick me because they know I am not a lawyer and cannot afford one. I appeal to your sense of fairness, justice and truth. It is your sworn duty as Judge to make sure the State does not abuse its authority and violate my individual rights. The rule of law and pursuit of fairness and justice must supersede everything else.

Sincerely, Kyle Schmierer 6-24-2009



6-24-09

Kyle Schmierer 220 West Behrend Dr., Phoenix, AZ 85027 (602)218-5057

DOCKET NO. S-20651A-09-0029

MOTION FOR RELEASE OF ESSENTIAL INFORMATION BEFORE MEDIATION

Docket Control
Arizona Corporation Commission
1200 West Washington
Phoenix, AZ 85007

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2009 JUN 10 P 2:48

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Since it is impossible for me to develop a witness list and to mount a defense until the AZ Corporation Commission releases all information about my case to me including who immorally impersonated an accredited investor and lied to me to get my materials including my business plan; and all communications with such immoral individual, I hereby request this information be released to me immediately.

I assert his information is essential to have before the mediation session as well as before any exchange of witness lists or exhibits as ordered on June 19, 2009.

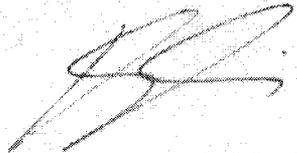
How and why this devious and immoral impersonator contacted me, lied to me and then provided my proprietary and private information to the AZ Corporation Commission is essential to this case. If the mediation session is to be fair and justice is to prevail, I must have all information about this person and all copies of communications with the Securities Division.

Furthermore, I request the order to "exchange copies of their Exhibits and Witness Lists," on June 19, 2009 be delayed until after I receive the essential information requested above and after the mediation session. Also, the order should be delayed because if the results of the mediation are approved by the 5 elected Commissioners, there will be no need for the order to "exchange copies of their Exhibits and Witness Lists."

Further I would like Judge Stern to take into consideration the great hardship and costs in time and money that I Kyle Schmierer would face as an indigent person who cannot afford an attorney to defend my self in the unjust and abusive case against me to provide the information currently ordered on June 19, 2009.

Please order the AZ Corporation Commission to release the information I need and the mediation Judge will need to see, before the mediation session. Please allow me the chance to present my full case to the mediation Judge so that the Securities Division Attorney does not continue to abuse their power and try to intimidate me and trick me because they know I am not a layer and cannot afford one. I appeal to your sense of fairness, justice and truth.

Sincerely, Kyle Schmierer 6-10-2009



6-10-09

Kyle Schmierer 220 West Behrend Dr., Phoenix, AZ 85027 (602)218-5057