

1 specifies the reasonable time, place and manner of making the production and performing the
2 related acts in connection with each item.

3 The party upon whom this Request is served shall satisfy or object to it in writing within
4 twenty (20) days from the date of service of this Request unless this time frame is modified by the
5 Administrative Law Judge.

6 The Response shall state, with respect to each item or category, that the documents will be
7 produced and related activities will be permitted as requested, unless the Request is objected to, in
8 which event the reasons for objection shall be stated.

9 The documents or things sought by this Request include documents, information and things
10 in the possession, custody or control of the Securities Division, their attorneys and all present and
11 former agents, servants, representatives, investigators and others who may have obtained custody of
12 the documents and things on behalf of the party or their attorneys.

13 Unless otherwise indicated, this Request covers the time frame of January 1, 2005 to the
14 present.

15 DEFINITIONS

16 For the purposes of this Request for Production of Documents, the following terms and
17 references have been abbreviated and defined as follows:

18 1. The terms "and" and "or" shall be construed conjunctively or disjunctively,
19 whichever makes the document request more inclusive.

20 2. The terms "Securities Division," "you" and "your" shall mean the Securities
21 Division of the Arizona Corporation Commission.

22 3. The term "Respondents" shall mean Michael J. Sargent.

23 4. The term "Respondents" shall mean collectively, Michael J. Sargent and Peggy L.
24 Sargent.

25 5. The term "Other Respondents" shall mean and include collectively, Mark W.
26 Bosworth, Lisa Bosworth, Stephen G. Van Campen, Diane Van Campen, Robert Bornholdt, Mark
27 Bosworth & Associates, LLC and 3 Gringos Mexican Investments, LLC.

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6. The term "Related Entities" shall mean and include any or all of the following:

- 1) 3 Gringos Mexican Investments, LLC;
- 2) Bosworth Commercial, Inc.
- 3) gorenter.com, LLC
- 4) Home American Corporate Leasebacks, LLC
- 5) G5Rainbow Valley Development, LLC
- 6) www.gorenter.com, LLC
- 7) Bosnel Properties, LLC
- 8) Home American Property Management, LLC
- 9) Property Masters of America 401K, LLC
- 10) Property Masters Real Estate Trust, LLC
- 11) Mark Bosworth Residential, LLC
- 12) B.F.E. Properties, LLC
- 13) Leverage & Acquire, LLC
- 14) WYD Investments, LLC
- 15) The Mark Bosworth Companies, Inc.
- 16) Pinnacle Investment Partners, LLC
- 17) YDD Investments, LLC
- 18) Team Boz Marketing, LLC
- 19) Lisa Boz Marketing, LLC
- 20) Spud Buddies
- 21) Bosworth Broker Escrow

7. The term "Notice" is intended to include the Notice of Opportunity for Hearing Regarding Proposed Order to Cease and Desist, for Restitution, for Administrative Penalties, and for Other Affirmative Relief in Arizona Corporation Commission Docket No. S-20600A-08-0340.

8. The terms "document" or "documents" include, without limiting their generality, all contracts, agreements, correspondence, letters, files, memoranda, messages, handwritten notes,

1 e-mail, inter- or intra-departmental or office or firm communications, telephone logs, telephone
2 messages, computer disks, hard drives, telegrams, newsletters or other publications, stock
3 certificates, stock options, promissory notes, appraisal reports, expressions of opinion as to value or
4 use of real or personal property, valuation estimates of any kind, financial data, *pro formas*,
5 estimates, financial projections, statements, credit and loan applications, accounting records and
6 worksheets, financial statements, diaries, calendars, logs, desk diaries, appointment books,
7 feasibility studies, recordings, notes of conversations, notes of meetings, notes of conferences,
8 notes of investigations, notes of opinions, notes of interviews, written statements, recorded or taped
9 interviews or statements, drafts of reports, preliminary reports, final reports, studies, forecasts,
10 prospectuses, charts, graphs, maps, drawings or other representations or depictions, telephone
11 records, motion picture film, audio or video tape recordings, facsimile copies, computer printouts,
12 data card programs or other input or output of data processing systems, photographs (positive print,
13 slides or negatives), microfilm or microfiche, or other data compilations from which information
14 can be obtained or translated through detection devices into reasonably usable form, whether
15 originals or copies, altered or unaltered, made by any means. The terms "document" and
16 "documents" also include all copies which are, in any manner, not identical in content to the
17 originals. Any comment or notation appearing on any document, and not a part of the original text,
18 is to be considered a separate "document." Any draft, or any other preliminary form of any
19 document, is also to be considered a separate "document."

20 9. The term "all documents" means every document, as defined above, known to you
21 and every document which can be located or discovered by reasonably diligent efforts.

22 10. The terms "writing" or "written" are intended to include, but not necessarily be
23 limited to, the following: handwriting, typewriting, printing, photographing and every other means
24 of recording upon any tangible thing, any form of communication later reduced to a writing or
25 confirmed by a letter.

26 11. The term "communication" means any oral, written, electronic, graphic,
27 demonstrative, or other transfer of information, ideas, opinions or thoughts between two or more

1 individuals or entities, regardless of the medium by which such communication occurred, and shall
2 include, without limitation, written contact by such means as letters, memoranda, telegrams, telex,
3 or any documents, and oral contact by such means as face to face meetings and telephone
4 conversations.

5 12. The terms "concerns" or "concerning" include referring to, alluding to, responding
6 to, relating to, connected with, commenting on, impinging or impacting upon, in respect of, about,
7 regarding, discussing, showing, describing, affecting, mentioning, reflecting, analyzing,
8 constituting, evidencing or pertaining to.

9 13. The term "person(s)" shall mean any natural person, corporation, partnership, sole
10 proprietorship, joint venture, association, limited liability company, governmental or other public
11 entity, or any other form of organization or legal entity, and all of their officials, directors, officers,
12 employees, representatives, attorneys and agents.

13 14. The terms "meeting" and "meetings" mean any coincidence of presence of two or
14 more persons between or among whom some communication occurs, whether or not such
15 coincidence of presence was by chance or prearranged, formal or informal, or in connection with
16 some other activity.

17 **INSTRUCTIONS FOR USE**

18 A. In producing documents and things, indicate the particular request to which a
19 produced document or thing is responsive.

20 B. In producing documents and things, furnish all documents or things known or
21 available to you, regardless of whether such documents or things are possessed directly by you or
22 your directors, officers, agents, employees, representatives and investigators or by your attorneys or
23 their agents, employees, representatives or investigators.

24 C. If any requested document or thing cannot be produced in full, produce each such
25 document to the extent possible, specifying each reason for your inability to produce the remainder
26 and stating whatever information, knowledge or belief you have concerning the unproduced portion
27 and the expected dates on which full production can be completed.

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D. If any documents or things requested were in existence but are no longer in existence, then so state, specifying for each document or thing:

- (1) The type of document or thing;
- (2) The type(s) of information contained therein;
- (3) The date upon which it ceased to exist;
- (4) The circumstances under which it ceased to exist;
- (5) The identity of each person or persons having knowledge or who had knowledge of the contents thereof; and
- (6) The identity of each person or persons having knowledge of the circumstances under which each document or thing ceased to exist.

E. This Request for Production of Documents is deemed to be continuing. If, after producing documents and things, you obtain or become aware of any further documents, things or information responsive to this Request for Production of Documents, you are required to produce to Respondents such additional documents and things, or provide Respondents with such additional information.

F. Documents attached to each other should not be separated.

G. In lieu of producing originals or copies thereof responsive to this Request, you may, at your option, submit legible photographic or other reproductions of such documents, provided that the originals or copies from which such reproductions were made are retained by you until the final disposition of this proceeding.

H. In the event that you seek to withhold any documents, things or information on the basis that it is properly subject to some limitation on discovery, you shall supply Respondents with a list of the documents and things for which limitation of discovery is claimed, indicating:

- (1) The name of each author, writer, sender or initiator of such document or thing, if any;
- (2) The name of each recipient, addressee or party for whom such document or thing was intended, if any;

- 1 (3) The name of the person in custody or charge or possession of each such
2 document;
- 3 (4) The date of each such document, if any, or an estimate thereof and so
4 indicated as an estimate;
- 5 (5) The general subject matter as described in each such document, or, if no
6 such description appears, then such other description sufficient to identify
7 said document;
- 8 (6) The name, business address and position of each person who has seen, or
9 has access to or knowledge of, the contents or nature of any such
10 document; and
- 11 (7) The claimed grounds for limitation of discovery (e.g., "attorney-client
12 privilege").

13 **DOCUMENTS TO BE PRODUCED**

- 14 1. The Securities Division's complete investigative file No. 7844. This should include,
15 but not be limited to, the following:
- 16 a. All tapes, CDs, DVDs, electronic audio, visual, or audio-visual files
17 and/or transcripts of tapes and/or memoranda and/or notes and/or
18 transcripts of sworn or unsworn testimony or interviews that in any way
19 memorialize communications between the Securities Division on the one
20 hand and (i) Respondents, (ii) employees/independent
21 agents/representatives of Respondents, (iii) any of the Other Respondents,
22 and (iv) any employees/independent agents/representatives of any of the
23 Other Respondents, including any and all Examinations Under Oath, and
24 all exhibits thereto;
- 25 b. All tapes, CDs, DVDs, electronic audio, visual, or audio-visual files
26 and/or transcripts of sworn or unsworn testimony or interviews that that
27 in any way memorialize communications between the Securities Division

1 and any entity or individual interviewed and/or contacted in connection
2 with the Securities Division's investigation of Respondents or any of the
3 Other Respondents and relating to the allegations set forth in the Notice.
4 This includes all complaints, correspondence and Examinations Under
5 Oath, and all exhibits thereto;

6 c. All tapes, CDs, DVDs, electronic audio, visual, or audio-visual files
7 and/or transcripts of sworn or unsworn testimony or interviews that that
8 in any way memorialize communications between the Securities Division
9 and any entity or individual interviewed and/or contacted in connection
10 with the Securities Division's investigation of Respondents or any of the
11 Other Respondents and relating to the allegations set forth in the Notice,
12 and refer or relate in any way to any or all of the Related Entities (as
13 defined above), and should include all complaints, correspondence and
14 Examinations Under Oath, and all exhibits thereto;

15 d. All documents in the possession or under the control of the Securities
16 Division relating to the Respondents or any of the Other Respondents;

17 e. All documents in the possession or under the control of the Securities
18 Division relating to the Related Entities (as defined above);

19 f. All affidavits, questionnaires and statements provided by any and all
20 individuals interviewed or contacted by the Securities Division relating to
21 the allegations set forth in the Notice and/or relating to the Respondents
22 or the Other Respondents;

23 g. All correspondence regarding or referring to the Respondents;

24 h. All correspondence regarding or referring to any of the Other
25 Respondents;

26 i. All correspondence regarding or referring to any of the Related Entities
27 (as defined above);

- 1 j. All documents or other information provided by Respondents or any of
- 2 the Other Respondents to the Securities Division;
- 3 k. All documents or other information provided by any or all of the Related
- 4 Entities to the Securities Division;
- 5 l. All documents regarding or referring to the clients of Respondents or the
- 6 Other Respondents;
- 7 m. All documents evidencing telephone calls made by the Securities
- 8 Division or anyone acting on its behalf to Respondents or any of the
- 9 Other Respondents, including, but not limited to, (i) documents sufficient
- 10 to identify each telephone call made by the Securities Division, (ii) who
- 11 authorized each telephone call, (iii) who placed the telephone calls, (iv)
- 12 the scripts or outlines used by the individuals who placed or received
- 13 these calls; and (v) any notes, transcripts, tapes or other memoranda
- 14 memorializing the telephone calls;
- 15 n. Documents referring, relating to and/or regarding the allegations in
- 16 Paragraph 12 of the Notice that “from at least April 2006 until at least
- 17 October 2007” Respondents “offered and/or sold investment contracts
- 18 and promissory notes as documents entitled Investment Agreement,
- 19 Promissory Note, or Receipt of Investment Funds”;
- 20 o. Documents referring, relating to and/or regarding the allegations in
- 21 Paragraph 13 of the Notice that Respondents “solicited investors through
- 22 Arizona newspaper advertisements, websites, Arizona seminars, and van
- 23 trips to Puerto Penasco, Mexico”;
- 24 p. Documents referring, relating to and/or regarding the allegations in
- 25 Paragraph 14 of the Notice that Respondents “represented the
- 26 Investments to offerees and investors as follows: investor money would
- 27 be pooled and used by Respondents to purchase (or, at least, as a down

- 1 payment in conjunction with the eventual purchase of) commercial
2 buildings under construction, including a condominium development
3 project in Rocky Point and that the buildings would be leased by
4 Respondents to future tenants then sold by Respondents, along with the
5 Rocky Point condos, when completed, for substantial gains”;
- 6 q. Documents referring, relating to and/or regarding the allegations in
7 Paragraph 15 of the Notice that Respondents “represented that the
8 *Investments would return to investors 100% of their initial investment,*
9 *plus a 30-100% return*”;
- 10 r. Documents referring, relating to and/or regarding the allegations in
11 Paragraph 15 of the Notice that Respondents “did not disclose financial
12 information regarding Respondents and the Investments, including the
13 assets and liability of MBA and 3GMI and the additional, lender
14 financing needed by MBA and 3GMI to purchase the buildings and
15 Rocky Point condos”;
- 16 s. Documents referring, relating to and/or regarding the allegations in
17 Paragraph 17 of the Notice that Respondents “represented that the
18 Investments were safe and not risky”;
- 19 t. Documents referring, relating to and/or regarding the allegations in
20 Paragraph 17 of the Notice that Respondents “did not disclose any risks
21 associated with the Investments, including: (a) that the Investments were
22 not secured by real estate; (b) the complexities and lack of true ownership
23 of real estate in Rocky Point; and (c) the illiquid nature of real estate
24 investments”;
- 25 u. Documents referring, relating to and/or regarding the allegations in
26 Paragraph 18 of the Notice that Respondents “represented to investors
27 that their money would be used solely for a specific Investment”;

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- v. Documents referring, relating to and/or regarding the allegations in Paragraph 18 of the Notice that Respondents caused “investor money [to be] transferred from 3GMI to MBA for other purposes”;
- w. Documents referring, relating to and/or regarding the “securities” referenced in Paragraph 19 of the Notice;
- x. Documents referring, relating to and/or regarding the “Investments” referenced in Paragraph 12 of the Notice;
- y. Any and all documents demonstrating, showing or supporting that Respondents made the representations attributed to Respondents in Paragraphs 12 through 18 of the Notice;
- z. Documents sufficient to identify the 31 customers referenced in Paragraph 12 of the Notice;
- aa. Documents referring, relating to and/or regarding the 31 customers referenced in Paragraph 12 of the Notice;
- bb. Documents referring, relating to and/or regarding the allegations in Paragraph 12 of the Notice that at least 31 investors paid Respondents \$5,600,000.
- cc. All documents received from each of the 31 investors referenced in Paragraph 12 of the Notice;
- dd. All documents received from any other “investors” not included in Request No. 1.cc. above.
- ee. Documents showing that Respondents actually sold any of the alleged “Investment Agreement, Promissory Note, or Receipt of Investment Funds” referenced in Paragraph 12 of the Notice;
- ff. Documents showing that Respondents actually created or caused to be published any of the alleged advertisements or websites referenced in Paragraph 13 of the Notice;

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- gg. Documents showing that Respondents created, presented or was in attendance at any of the alleged seminars referenced in Paragraph 13 of the Notice;
- hh. Documents showing that Respondents organized or attended any of the alleged “van trips” referenced in Paragraph 13 of the Notice;
- ii. Documents showing that Respondents actually made each of the alleged representations to “offerees” or “investors” that are described in Paragraph 14 of the Notice;
- jj. Documents showing that Respondents actually made (or failed to disclose) each of the alleged representations that are described in Paragraph 15 of the Notice;
- kk. Documents showing every request by “investors” that is described in Paragraph 16 of the Notice;
- ll. Documents showing that Respondents actually made (or failed to disclose) each of the alleged representations that are described in Paragraph 17 of the Notice;
- mm. Documents showing that Respondents actually made the alleged representations that are described in Paragraph 18 of the Notice;
- nn. Documents showing that Respondents actually caused the alleged transfer of funds that is described in Paragraph 18 of the Notice;
- oo. All subpoenas issued by the Securities Division in connection with the investigation of Respondents, the Other Respondents or the Related Entities in Investigative File no. 7844, all responses thereto, all communications between the Securities Division and the recipient of the subpoenas, and any supplemental responses

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2. The Securities Division's complete file relating to and/or resulting in the commencement of Arizona Corporation Commission Docket No. S-20600A-08-0340. This should include, but not be limited to, the following:

- a. All tapes, CDs, DVDs, electronic audio, visual, or audio-visual files and/or transcripts of tapes and/or memoranda and/or notes and/or transcripts of sworn or unsworn testimony or interviews that in any way memorialize communications between the Securities Division on the one hand and (i) Respondents, (ii) employees/independent agents/representatives of Respondents, (iii) any of the Other Respondents, and (iv) any employees/independent agents/representatives of any of the Other Respondents, including any and all Examinations Under Oath, and all exhibits thereto;
- b. All tapes, CDs, DVDs, electronic audio, visual, or audio-visual files and/or transcripts of sworn or unsworn testimony or interviews that that in any way memorialize communications between the Securities Division and any entity or individual interviewed and/or contacted in connection with the Securities Division's investigation of Respondents or any of the Other Respondents and relating to the allegations set forth in the Notice. This includes all complaints, correspondence and Examinations Under Oath, and all exhibits thereto;
- c. All tapes, CDs, DVDs, electronic audio, visual, or audio-visual files and/or transcripts of sworn or unsworn testimony or interviews that that in any way memorialize communications between the Securities Division and any entity or individual interviewed and/or contacted in connection with the Securities Division's investigation of Respondents or any of the Other Respondents and relating to the allegations set forth in the Notice, and refer or relate in any way to any or all of the Related Entities (as

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- defined above), and should include all complaints, correspondence and Examinations Under Oath, and all exhibits thereto;
- d. All documents in the possession or under the control of the Securities Division relating to the Respondents or any of the Other Respondents;
 - e. All documents in the possession or under the control of the Securities Division relating to the Related Entities (as defined above);
 - f. All affidavits, questionnaires and statements provided by any and all individuals interviewed or contacted by the Securities Division relating to the allegations set forth in the Notice and/or relating to the Respondents or the Other Respondents;
 - g. All correspondence regarding or referring to the Respondents;
 - h. All correspondence regarding or referring to any of the Other Respondents;
 - i. All correspondence regarding or referring to any of the Related Entities (as defined above);
 - j. All documents or other information provided by Respondents or any of the Other Respondents to the Securities Division;
 - k. All documents or other information provided by any or all of the Related Entities to the Securities Division;
 - l. All documents regarding or referring to the clients of Respondents or the Other Respondents;
 - m. All documents evidencing telephone calls made by the Securities Division or anyone acting on its behalf to Respondents or any of the Other Respondents, including, but not limited to, (i) documents sufficient to identify each telephone call made by the Securities Division, (ii) who authorized each telephone call, (iii) who placed the telephone calls, (iv) the scripts or outlines used by the individuals who placed or received

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- these calls; and (v) any notes, transcripts, tapes or other memoranda memorializing the telephone calls;
- n. Documents referring, relating to and/or regarding the allegations in Paragraph 12 of the Notice that “from at least April 2006 until at least October 2007” Respondents “offered and/or sold investment contracts and promissory notes as documents entitled Investment Agreement, Promissory Note, or Receipt of Investment Funds”;
 - o. Documents referring, relating to and/or regarding the allegations in Paragraph 13 of the Notice that Respondents “solicited investors through Arizona newspaper advertisements, websites, Arizona seminars, and van trips to Puerto Penasco, Mexico”;
 - p. Documents referring, relating to and/or regarding the allegations in Paragraph 14 of the Notice that Respondents “represented the Investments to offerees and investors as follows: investor money would be pooled and used by Respondents to purchase (or, at least, as a down payment in conjunction with the eventual purchase of) commercial buildings under construction, including a condominium development project in Rocky Point and that the buildings would be leased by Respondents to future tenants then sold by Respondents, along with the Rocky Point condos, when completed, for substantial gains”;
 - q. Documents referring, relating to and/or regarding the allegations in Paragraph 15 of the Notice that Respondents “represented that the Investments would return to investors 100% of their initial investment, plus a 30-100% return”;
 - r. Documents referring, relating to and/or regarding the allegations in Paragraph 15 of the Notice that Respondents “did not disclose financial information regarding Respondents and the Investments, including the

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- assets and liability of MBA and 3GMI and the additional, lender financing needed by MBA and 3GMI to purchase the buildings and Rocky Point condos”;
- s. Documents referring, relating to and/or regarding the allegations in Paragraph 17 of the Notice that Respondents “represented that the Investments were safe and not risky”;
 - t. Documents referring, relating to and/or regarding the allegations in Paragraph 17 of the Notice that Respondents “did not disclose any risks associated with the Investments, including: (a) that the Investments were not secured by real estate; (b) the complexities and lack of true ownership of real estate in Rocky Point; and (c) the illiquid nature of real estate investments”;
 - u. Documents referring, relating to and/or regarding the allegations in Paragraph 18 of the Notice that Respondents “represented to investors that their money would be used solely for a specific Investment”;
 - v. Documents referring, relating to and/or regarding the allegations in Paragraph 18 of the Notice that Respondents caused “investor money [to be] transferred from 3GMI to MBA for other purposes”;
 - w. Documents referring, relating to and/or regarding the “securities” referenced in Paragraph 19 of the Notice;
 - x. Documents referring, relating to and/or regarding the “Investments” referenced in Paragraph 12 of the Notice;
 - y. Any and all documents demonstrating, showing or supporting that Respondents made the representations attributed to Respondents in Paragraphs 12 through 18 of the Notice;
 - z. Documents sufficient to identify the 31 customers referenced in Paragraph 12 of the Notice;

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- aa. Documents referring, relating to, identifying and/or regarding the 31 customers referenced in Paragraph 12 of the Notice;
- bb. Documents referring, relating to and/or regarding the allegations in Paragraph 12 of the Notice that at least 31 investors paid Respondents \$5,600,000.
- cc. All documents received from each of the 31 investors referenced in Paragraph 12 of the Notice;
- dd. All documents received from any other “investors” not included in Request No. 1.cc. above.
- ee. Documents showing that Respondents actually sold any of the alleged “Investment Agreement, Promissory Note, or Receipt of Investment Funds” referenced in Paragraph 12 of the Notice;
- ff. Documents showing that Respondents actually created or caused to be published any of the alleged advertisements or websites referenced in Paragraph 13 of the Notice;
- gg. Documents showing that Respondents created, presented or was in attendance at any of the alleged seminars referenced in Paragraph 13 of the Notice;
- hh. Documents showing that Respondents organized or attended any of the alleged “van trips” referenced in Paragraph 13 of the Notice;
- ii. Documents showing that Respondents actually made each of the alleged representations to “offerees” or “investors” that are described in Paragraph 14 of the Notice;
- jj. Documents showing that Respondents actually made (or failed to disclose) each of the alleged representations that are described in Paragraph 15 of the Notice;

- 1 kk. Documents showing every request by "investors" that is described in
- 2 Paragraph 16 of the Notice;
- 3 ll. Documents showing that Respondents actually made (or failed to
- 4 disclose) each of the alleged representations that are described in
- 5 Paragraph 17 of the Notice;
- 6 mm. Documents showing that Respondents actually made the alleged
- 7 representations that are described in Paragraph 18 of the Notice;
- 8 nn. Documents showing that Respondents actually caused the alleged transfer
- 9 of funds that is described in Paragraph 18 of the Notice;
- 10 oo. All subpoenas issued by the Securities Division in connection with the
- 11 investigation of Respondents, the Other Respondents or the Related
- 12 Entities in Docket No. S-20600A-08-0340, all responses thereto, all
- 13 communications between the Securities Division and the recipient of the
- 14 subpoenas, and any supplemental responses
- 15 3. Copies of all other documents obtained during the Securities Division's
- 16 investigation that are not specifically referred to in Request Nos. 1 and 2 (including all subparts)
- 17 above.
- 18 4. Copies of all documents in the possession or under the control of the Securities
- 19 Division relating to the documents, investments or accounts of the "investors" or "offerees"
- 20 referred to in the Notice.
- 21 5. Copies of all documents provided by the Securities Division to other state securities
- 22 agencies, other state regulatory agencies (including without limitation the Arizona Department of
- 23 Real Estate), law enforcement organizations (including without limitation the Arizona Attorney
- 24 General's office, the FBI, and the United States Department of Justice) regarding the Respondents,
- 25 his independent agents, employees and other representatives, the Other Respondents, including
- 26 their independent agents, employees and other representatives, and the Related Entities.
- 27

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FACSIMILE 602-256-6800

1 6. Copies of any documents that concern or reflect any contacts or communications
2 with other state securities agencies, other state regulatory agencies (including without limitation the
3 Arizona Department of Real Estate), law enforcement organizations (including without limitation
4 the Arizona Attorney General's office, the FBI, and the United States Department of Justice)
5 regarding the Respondents, their independent agents, employees and other representatives, the
6 Other Respondents, including their independent agents, employees and other representatives, and
7 the Related Entities.

8 7. Copies of all documents provided to, reviewed by or prepared by any expert the
9 Securities Division intends to call as a witness at the hearing, all drafts of those documents, and all
10 notes or other documents in the possession of such expert that relate to this matter.

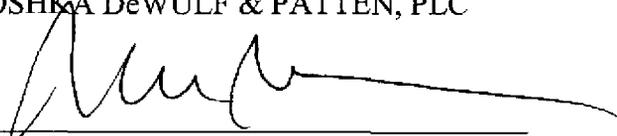
11 8. Any documents demonstrating that Respondents had scienter with respect to the
12 allegations in the Notice.

13 9. To the extent not covered in the preceding Requests, documents evidencing all
14 communication between the Securities Division and any of the other Respondents, their
15 independent agents, employees and other representatives.

16 10. To the extend not covered in the preceding Requests, documents evidencing all
17 communications between the Securities Division and any of the Related Entities, their independent
18 agents, employees and other representatives.

19 RESPECTFULLY SUBMITTED this 9th day of October, 2009.

20 ROSHKA DeWULF & PATTEN, PLC

21
22 By 

23 Paul J. Roshka, Jr., Esq.
24 Jeffrey G. Gardner, Esq.
25 Timothy J. Sabo, Esq.
26 One Arizona Center
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2 filed this 9th day of October, 2009 with:
3 Docket Control
4 Arizona Corporation Commission
5 1200 West Washington Street
6 Phoenix, Arizona 85007
7
8 Copy of the foregoing hand-delivered
9 this 9th day of October, 2009 to:
10
11 Marc E. Stern, Administrative Law Judge
12 Hearing Division
13 Arizona Corporation Commission
14 1200 West Washington Street
15 Phoenix, Arizona 85007
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