



0000103494

ORIGINAL

RECEIVED

2003 JAN 14 P 4: 24

AZ CORP COMMISSION
DOCUMENT CONTROL

1 David B. Stocker, Esq. (#015310)
2 Suite 234 Valley Commerce Center
3 4745 North Seventh Street
4 Phoenix, Arizona 85014
5 Telephone (602) 235-9080

6 Attorney for American National Mortgage Partners, L.L.C.

7 BEFORE THE ARIZONA CORPORATION COMMISSION

8 WILLIAM A. MUNDELL, Chairman
9 JIM IRVIN
10 MARC SPITZER
11 JEFF HATCH-MILLER
12 MIKE GLEASON

13 DOCKET NO. S-03491A-02-0000

14 Arizona Corporation Commission

15 DOCKETED

16 JAN 14 2003

17 DOCKETED BY CAR

10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

///
///

1
2 In the Matter of:

3 AMERICAN NATIONAL
4 MORTGAGE PARTNERS, L.L.C.
5 15021 N. 74th Street, Ste. 100
6 Scottsdale, AZ 85260

7 SECURA INNOVATIVE
8 INVESTMENT, INC.
9 15021 N. 74th Street, Ste. 100
10 Scottsdale, AZ 85260

11 SECURA MORTGAGE
12 MANAGEMENT, L.L.C.
13 15021 N. 74th Street, Ste. 100
14 Scottsdale, AZ 85260

15 CASH FLOW UNIVERSITY, INC.
16 15021 N. 74th Street, Ste. 100
17 Scottsdale, AZ 85260

18 SECURA FUND ARIZONA, L.L.C.
19 15021 N. 74th Street, Ste. 100
20 Scottsdale, AZ 85260

21 LARRY WILLIAM DUNNING and
22 SHEILA DUNNING, husband and
23 wife
24 5635 East Lincoln Drive, #23
25 Paradise Valley, AZ 85253-4121

26 PHIL VIGARINO and JANE DOE
27 VIGARINO,
28 husband and wife
15021 N. 74th Street, Ste. 100
Scottsdale, AZ 85260

ROBERT K. REHM
15021 N. 74th Street, Ste. 100
Scottsdale, AZ 85260

MARK KESLER and JANE DOE
KESLER, husband and wife
10783 W. Encanto Blvd.
Avondale, AZ 85323

FRANK CASPARE and GAIL
CASPARE, husband and wife
27 Taconic
Millwood, NY 10546-1125

DOCKET NO. S-03491A-02-0000

**EMERGENCY MOTION FOR
SETTLEMENT CONFERENCE**

(Hon. Philip J. Dion III)

1
2 Respondent American National Mortgage Partners, L.L.C.
3 ("Respondent") hereby requests the Arizona Corporation Commission
4 ("Commisison"), on an **emergency** basis, to set a judicially supervised
5 settlement conference in the matter referenced above.

6 On September 5, 2002, the Securities Division ("Division") of the
7 Commission filed a Temporary Order to Cease and Desist and Notice of
8 Opportunity for Hearing ("Notice") against Respondent and the parties
9 referenced above. The Division alleged that said parties have engaged in
10 acts, practices, and transactions that constitute violations of the Arizona
11 Securities Act.

12 The Commission has set a hearing for March 24, 2003. However,
13 Respondent is requesting a settlement conference on an emergency basis
14 because of the hardship on the Respondent that this matter has caused.
15 Respondent has been unable to conduct regular business since the Notice
16 was filed, and is on the immediate verge of going out of business because of
17 a lack of operating capital. This would result in Respondent being unable to
18 service its existing accounts of almost 200 lenders, and its employees losing
19 their jobs.

20 Further, in a letter from the Division to counsel for respondent Caspare,
21 Ms. Coy stated that if the Division did not receive all of the documents that
22 it was requesting by January 17, 2003, the Division would initiate other
23 action. Respondent is concerned that this "action" would result in the
24

25 ///

26 ///

1 Division locking Respondent's offices and seizing its equipment.

2 DATED this 14th day of January, 2003.

3
4 By: 

5 David B. Stocker
6 Attorney for American National Mortgage
7 Partners, L.L.C.

8 Copies of the foregoing mailed
9 this 14th day of January, 2003, to:

10 Mike Salcido
11 GUST ROSENFELD PLC
12 201 North Central Avenue, Suite 3300
13 Phoenix, Arizona 85073

14 Tom Galbraith
15 MEYER HENDRICKS & BIVENS, P.A.
16 3003 North Central Avenue, Suite 1200
17 Phoenix, Arizona 85012
18 Attorneys for Frank and Gail Caspare

19 Mark D. Chester
20 CHESTER & SHEIN, P.C.
21 8777 North Gainey Center Drive, Ste. 191
22 Scottsdale, Arizona 85258
23 Attorneys for Phil Vigarino and Mark Kesler

24 Alan S. Baskin
25 ROSHKA HEYMAN & DEWULF, PLC
26 400 East Van Buren, Ste. 800
27 Phoenix, Arizona 85004
28 Attorneys for Cash Flow University, Inc. and
Larry Dunning

Moira McCarthy
Assistant Attorney General
1275 West Washington Street
Phoenix, Arizona 85007

W. Mark Sendrow, Director
Securities Division
ARIZONA CORPORATION COMMISSION
1300 West Washington
Phoenix, Arizona 85007

By: 