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BEFORE THE ARIZONA CORPORATION COMMISSION

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ARIZONA CORPORATION
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COMMISSIONERS

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

IN THE MATTER OF:

DOCKET NO. S-20660A-09-0107

RADICAL BUNNY, L.L.C., an Arizona limited liability company,

HORIZON PARTNERS, L.L.C., an Arizona limited liability company,

TOM HIRSCH (aka TOMAS N. HIRSCH) and DIANE ROSE HIRSCH, husband and wife,

BERTA FRIEDMAN WALDER (aka BUNNY WALDER), a married person,

HOWARD EVAN WALDER, a married person,

HARISH PANNALAL SHAH and MADHAVI H. SHAH, husband and wife,

Respondents.

Arizona Corporation Commission

DOCKETED

NOV - 3 2009

DOCKETED BY

PROCEDURAL ORDER

BY THE COMMISSION:

On March 12, 2009, the Securities Division ("Division") of the Arizona Corporation Commission ("Commission") filed a Notice of Opportunity for Hearing against Radical Bunny, L.L.C., Horizon Partners, L.L.C., Tom Hirsch (aka Tomas N. Hirsch), Berta Friedman Walder (aka Bunny Walder), Howard Evan Walder, Harish Pannalal Shah, and Madhavi H. Shah, in which the Division alleged multiple violations of the Arizona Securities Act in connection with the offer and sale of securities in the form of notes and investment contracts.

On March 26, 2009, a request for hearing was filed on behalf of Horizon Partners, L.L.C., Tom Hirsch, Diane Rose Hirsch, Berta Friedman Walder, Howard Evan Walder, Harish Pannalal Shah and Madhavi H. Shah ("Respondents"). The request for hearing requested a hearing date after April 22, 2009.

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1 On April 9, 2009, by Procedural Order, a pre-hearing conference was scheduled for May 8,
2 2009.

3 On May 6, 2009, Respondents filed a Request to Continue the May 8, 2009, pre-hearing
4 conference. The Request indicated that Respondents' counsel and counsel for the Division had
5 agreed to several dates for resetting the date of the pre-hearing conference.

6 By Procedural Order issued May 7, 2009, the procedural conference was rescheduled for June
7 16, 2009.

8 The procedural conference was held as scheduled and procedural dates were established for
9 the Securities Division to provide exhibits and list of witnesses, and for a subsequent procedural
10 conference.

11 On August 18, 2009, the Division filed a Stipulation to Continue the Procedural Conference
12 Scheduled for September 3, 2009, requesting a 30 day continuance.

13 On August 24, 2009, by Procedural Order, the procedural conference was rescheduled to be
14 held on October 7, 2009.

15 On October 6, 2009, Respondents filed in the Commission's Tucson office, a Request to
16 Continue the October 7, 2009 Procedural Conference, indicating that additional time was needed to
17 review documents provided by the Securities Division.

18 By Procedural Order issued October 6, 2009, the procedural conference was rescheduled for
19 November 3, 2009.

20 On November 3, 2009, the procedural conference was held to discuss procedural issues,
21 including hearing dates. The Securities Division estimated that at least 25 days of hearing would be
22 required for this case. The parties were encouraged to engage in discussions to see whether a
23 settlement could be reached in this case, and it was agreed that a date for hearing should be
24 established. Accordingly, we will schedule the hearing to commence on March 8, 2009.¹

25 Accordingly, the hearing should be scheduled.

26 IT IS THEREFORE ORDERED that the hearing shall commence on **March 8, 2010 at 10:00**
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28 ¹ Hearing will be held each day of the week beginning March 8, 2009, and additional days will be scheduled as available.

1 a.m., or as soon thereafter as is practicable at the Commission's offices, 1200 West Washington
2 Street, Hearing Room 1, Phoenix, Arizona.

3 IT IS FURTHER ORDERED that any motions shall be filed no later than February 9, 2010.

4 DATED this 3rd day of November, 2009.

5 
6 LYN FARMER
7 CHIEF ADMINISTRATIVE LAW JUDGE

8 Copies of the foregoing mailed/delivered
9 this 3rd day of November, 2009 to:

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23 By: 
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