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BEFORE THE ARIZONA CORPORATION COMMISSION

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COMMISSIONERS

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

2010 FEB 17 P 2:49  
AZ CORP COMMISSION  
DOCKET CONTROL

Arizona Corporation Commission  
DOCKETED

FEB 17 2010

DOCKETED BY [Signature]

IN THE MATTER OF:

FIVE STAR TREE SERVICE AND  
LANDSCAPING, LLC, an Arizona limited  
liability company,

RICHARD MCCULLUM, JR., a married man,

LEAH ATWOOD, a married woman,

Respondents.

DOCKET NO. S-20715A-09-0564

PROCEDURAL ORDER

BY THE COMMISSION:

On December 17, 2009, the Securities Division ("Division") of the Arizona Corporation Commission ("Commission") filed a Temporary Order to Cease and Desist ("T.O.") and Notice of Opportunity for Hearing ("Notice") against Five Star Tree Service and Landscaping, LLC ("FSTL"), Richard McCullum, Jr. and Leah Atwood, husband and wife (collectively "Respondents"), in which the Division alleged multiple violations of the Arizona Securities Act ("Act") in connection with the offer and sale of securities in the form of investment contracts.

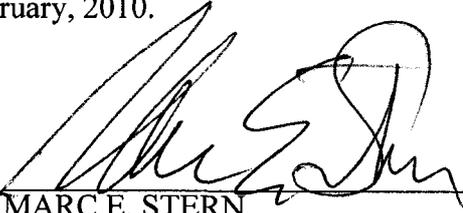
The Respondents were duly served with a copy of the Notice.

On February 16, 2010, a request for hearing was filed by Respondents Leah Atwood and FSTL. Respondents also requested that an attorney be appointed to represent them.

Accordingly, a pre-hearing conference should be scheduled. However, as this is an administrative proceeding and not a criminal proceeding, Respondents do not have a right to the appointment of counsel pursuant to the Arizona Rules of Criminal Procedure. Respondents may retain counsel or they may represent themselves pursuant to the Commission's Rules of Practice and Procedure A.A.C. R14-3-101 et seq. and the Rules of the Arizona Supreme Court.

1 IT IS THEREFORE ORDERED that a **pre-hearing conference** shall be held on **March 30,**  
2 **2009, at 10:30 a.m.,** at the Commission's offices, 1200 West Washington Street, Hearing Room 1,  
3 Phoenix, Arizona.

4 DATED this 17<sup>th</sup> day of February, 2010.

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7   
8 MARC E. STERN  
ADMINISTRATIVE LAW JUDGE

9 Copies of the foregoing mailed/delivered  
10 this 17<sup>th</sup> day of February, 2010 to:

11 Leah Atwood  
12 5746 South Estrella Road, No. 2  
Gold Canyon, AZ 85118

13 Matt Neubert, Director  
14 Securities Division  
15 ARIZONA CORPORATION COMMISSION  
1300 West Washington Street  
Phoenix, AZ 85007

16 ARIZONA REPORTING SERVICE, INC.  
17 2200 North Central Avenue, Suite 502  
18 Phoenix, AZ 85004-1481

19 By:   
20 Debra Broyles  
21 Secretary to Marc E. Stern

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