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BEFORE THE ARIZONA CORPORATION COMMISSION

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COMMISSIONERS

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KRISTIN K. MAYES, Chairman
GARY PIERCE
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ARIZONA CORPORATION COMMISSION
DOCKET CONTROL

In the matter of:)
MARK W. BOSWORTH and LISA A.)
BOSWORTH, husband and wife;)
STEPHEN G. VAN CAMPEN and DIANE)
V. VAN CAMPEN, husband and wife;)
MICHAEL J. SARGENT and PEGGY L.)
SARGENT, husband and wife;)
ROBERT BORNHOLDT and JANE DOE)
BORNHOLDT, husband and wife;)
MARK BOSWORTH & ASSOCIATES,)
L.L.C., an Arizona limited liability company;)
3 GRINGOS MEXICAN INVESTMENTS,)
L.L.C., an Arizona limited liability company;)
Respondents.)

DOCKET NO. S-20600A-08-0340

RESPONSE TO RESPONDENTS MICHAEL J. AND PEGGY L. SARGENT'S MOTION TO SET SETTLEMENT CONFERENCE AND FOR THE APPOINTMENT OF A SETTLEMENT JUDGE

(Assigned to the Honorable Marc E. Stern)

Arizona Corporation Commission
DOCKETED

FEB 24 2010

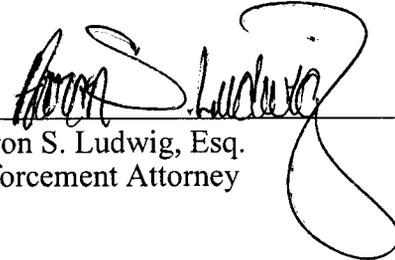
DOCKETED BY [Signature]

The Securities Division ("the Division") of the Arizona Corporation Commission hereby responds and objects to Respondents Michael J. and Peggy L. Sargent's ("Sargent") Motion to Set Settlement Conference and for the Appointment of a Settlement Judge. The Division requests that this matter proceed to the administrative hearing scheduled to begin on March 15, 2010 because 1) it has been set since August 21, 2009; 2) Sargent has had the Division's witness list and copies of its exhibits since November 19, 2009; and, 3) the Division and Sargent have been engaged in settlement negotiations since June 2009. The Division fails to see how a settlement conference and the appointment of an additional Administrative Law Judge will do anything to facilitate settlement and expedite the resolution of this case.

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RESPECTFULLY SUBMITTED this 24th day of February 2010.

**SECURITIES DIVISION of the
ARIZONA CORPORATION COMMISSION**



Aaron S. Ludwig, Esq.
Enforcement Attorney

ORIGINAL and **13 COPIES** of the foregoing filed
this 24th day of February 2010 with:

Docket Control
Arizona Corporation Commission
1200 W. Washington St.
Phoenix, AZ 85007

COPY of the foregoing mailed/delivered
this 24th day of February 2010 to:

The Honorable Marc E. Stern
Hearing Division
Arizona Corporation Commission
1200 W. Washington St.
Phoenix, AZ 85007

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