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BEFORE THE ARIZONA CORPORATION COMMISSION

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COMMISSIONER

Arizona Corporation Commission
2000 MAY 25 P 3:04 DOCKETED

ARIZONA CORPORATION COMMISSION
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MAY 25 2000

DOCKETED BY [Signature]
DOCKET NO. S-03280A-00-0000

IN THE MATTER OF:

JOSEPH MICHAEL GUESS, SR.
2911 E. Calavar Road
Phoenix, Arizona 85032

PROGRESSIVE FINANCIAL MANAGEMENT
2911 E. Calavar Road
Phoenix, Arizona 85032

JAMES DOUGLAS SHERRIFFS
5544 East Helena Drive
Scottsdale, Arizona 85254

RICHARD GORDON DAVIS
4330 North 30th Street
Phoenix, Arizona 85016

RGD
4330 North 30th Street
Phoenix, Arizona 85016

RGD ENTERPRISES, INC.
4330 North 30th Street
Phoenix, Arizona 85016

IRA JOE PATTERSON
4330 North 30th Street
Phoenix, Arizona 85016

RANDALL WAYNE SMITH, JR.
1905 Springlake Court
Birmingham, Alabama 35215

BALLY OVERSEAS TRADING INC.
1905 Springlake Court
Birmingham, Alabama 35215,

Respondents.

SECOND
PROCEDURAL ORDER

BY THE COMMISSION:

On April 6, 2000, the Securities Division ("Division") of the Arizona Corporation Commission ("Commission") filed a Notice of Opportunity for Hearing Regarding Proposed Order

1 for Relief ("Notice") against Joseph Michael Guess, Sr., Progressive Financial Management, James
2 Douglas Sherriffs, Richard Gordon Davis, RGD, RGD Enterprises, Inc., Ira Joe Patterson, Randall
3 Wayne Smith, Jr., and Bally Overseas Trading, Inc., ("Bally") (collectively the "Respondents") in
4 which the Division alleged multiple violations of the Arizona Securities Act ("Act") in connection
5 with the offer and sale of securities in the form of investment contracts.

6 All Respondents with the exception of Respondents Smith and Bally were duly served with
7 copies of the Notice.

8 On April 17, 2000, counsel for Respondent Richard G. Davis filed a request for hearing.

9 On April 21, 2000, Respondents, Joseph Michael Guess, Sr. and Ira J. Patterson, filed requests
10 for hearing.

11 On April 24, 2000, Respondent, James D. Sherriffs, filed a request for hearing.

12 On May 11, 2000, a pre-hearing conference was held. Respondent Davis and the Division
13 were present with counsel. Respondents Guess, Patterson and Sheriffs were not present. Respondents
14 Guess and Patterson had also requested continuances. After a discussion of certain procedural
15 matters, it was agreed that an additional pre-hearing conference would be scheduled.

16 Accordingly, a pre-hearing conference should be set to address scheduling problems, the
17 issues raised in the Notice and the presentation of evidence.

18 IT IS THEREFORE ORDERED that a pre-hearing conference shall be held on June 7, 2000,
19 at 11:00 a.m., at the Commission's offices, 1200 West Washington Street, Phoenix, Arizona.

20 DATED this 25th day of May, 2000.

21
22
23 
24 MARC E. STERN
HEARING OFFICER

25 Copies of the foregoing mailed/delivered
26 this 25th day of May, 2000 to:

27 Dale L. States
6724 North 43rd Avenue
28 Glendale, Arizona 85301
Attorney for Richard G. Davis

1 Ira J. Patterson
2 4330 North 30th Street
3 Phoenix, Arizona 85016

4 Joseph Michael Guess, Sr.
5 2911 E. Calavar Road
6 Phoenix, Arizona 85032

7 James D. Sheriffs
8 5544 E. Helena Drive
9 Scottsdale, Arizona 85254

10 Progressive Financial Management
11 2911 E. Calavar Road
12 Phoenix, Arizona 85032

13 RGD
14 4330 North 30th Street
15 Phoenix, Arizona 85016

16 RGD Enterprises, Inc.
17 4330 North 30th Street
18 Phoenix, Arizona 85016

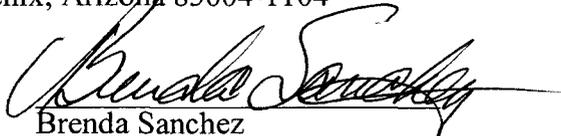
19 Randall Wayne Smith, Jr.
20 1905 Springlake Court
21 Birmingham, Alabama 35215

22 Bally Overseas Trading Inc.
23 1905 Springlake Court
24 Birmingham, Alabama 35215

25 Robert A. Zumoff
26 Assistant Attorney General
27 ARIZONA ATTORNEY GENERAL'S OFFICE
28 1275 West Washington Street
Phoenix, Arizona 85007

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

ARIZONA REPORTING SERVICE, INC.
2627 N. Third Street, Suite Three
Phoenix, Arizona 85004-1104

25 By: 
26 Brenda Sanchez
27 Secretary to Marc E. Stern
28