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S FRIEDMAN FERENCE LLP

THE AMERICAS NEW YORK NY 10018

TEL 212 930 9700 FAX 212 930 9725 EMAIL: INFO@SRFLLP.NET

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AZ CORP COMMISSION  
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October 3, 2002

VIA FEDERAL EXPRESS

Docket Control  
Arizona Corporation Commission  
Securities Division  
1200 West Washington  
Phoenix, Arizona 85007

Arizona Corporation Commission

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Re: In the Matter of James Verbic (CRD# 2125770)

Dear Sir:

As you know, this firm represents Mr. James Verbic ("Verbic") in connection with the above-referenced matter. Enclosed for filing please find an original and ten (10) copies of Mr. Verbic's Motion to Adjourn.

By copy of this letter, Mr. Verbic is contemporaneously transmitting a copy of this Motion to Adjourn to Administrative Law Judge Philip J. Dion III and Special Assistant Attorney General, Amy Leeson, Esq.

Thank you for your attention in this regard.

Very truly yours,

Michael H. Ference

Encl.

cc: Administrative Law Judge, Philip J. Dion III  
Amy J. Leeson, Esq., Special Assistant Attorney General  
Mr. James T. Verbic

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BEFORE THE ARIZONA CORPORATION COMMISSION

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WILLIAM A. MUNDELL :  
Chairman :  
JIM IRVIN :  
Commissioner :  
MARC SPITZER :  
Commissioner :  
  
In the matter of :  
  
JAMES T. M. VERBIC :  
(CRD #2125770) :  
7880 n. 71<sup>ST</sup> Street :  
Paradise Valley, Arizona 85253 :  
  
Respondent. :  
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No. S-03437 AND 01-9000  
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**RESPONDENT JAMES T. M. VERBIC'S  
MOTION TO ADJOURN**

Respondent James T. M. Verbic ("Verbic"), by and through his counsel, Sichenzia Ross Friedman Ference LLP, submits this Motion to Adjourn the Hearing currently scheduled to begin on October 16, 2002. As will be demonstrated below, the combination of circumstances currently prevailing necessitates that the Hearing in this matter be adjourned. Moreover, counsel for the Securities Division has advised the undersigned that it has no objection to the instant application.

**Motion to Adjourn the Hearing**

Mr. Verbic requests the adjournment of this matter for three reasons: (i) settlement discussions with the Securities Division may result in an amicable settlement thereby alleviating the necessity of holding a formal hearing; (ii) after consulting with counsel for the Securities Division, it appears that given the number of witnesses intended to be called by the parties that the number of dates currently scheduled for the hearing would not be sufficient; and (iii) due to

the health condition of one of Mr. Verbic's family members, his presence is presently required outside the State for substantial amounts of time.

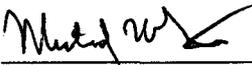
The parties have conferred on the above and have reached the mutual conclusion that an adjournment of the matter is appropriate. To that end, the parties have agreed to three (3) sets of alternative dates for the hearing: March 5-7, 2003, March 12-14, 2003 and March 19-21, 2003. The parties have agreed to make themselves available on whichever dates are acceptable to the Court. The parties believe that the hearing could be completed in three days.

In light of the foregoing, Mr. Verbic respectfully requests that the Court grant this motion in its entirety.

Dated: New York, New York  
October 2, 2002

Yours, etc.,

SICHENZIA ROSS FRIEDMAN FERENCE LLP

By: 

Michael H. Ference, Esq.  
1065 Avenue of the Americas, 21<sup>st</sup> Floor  
New York, New York 10018  
(212) 930-9700

Attorneys for Respondent James T. M. Verbic