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BEFORE THE ARIZONA CORPORATION COMMISSION

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2 WILLIAM A. MUNDELL
CHAIRMAN
3 JIM IRVIN
COMMISSIONER
4 MARC SPITZER
COMMISSIONER

Arizona Corporation Commission

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AUG 21 2002

AZ CORP COMMISSION
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5 IN THE MATTER OF:

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DOCKET NO. S-03413A-01-0000

6 CLAY EUGENE LAMBERT
7 3711 East Minton Place
8 Mesa, Arizona 85215
9 CRD No. 1959853

Arizona Corporation Commission

DOCKETED

Respondent.

AUG 21 2002

EIGHTH
PROCEDURAL ORDER

10
11 BY THE COMMISSION:

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12 On July 25, 2002, Mr. Salcido and Mr. Moon, attorneys for Mr. Lambert, filed a second
13 Motion to Withdraw.¹ The Motion states that Mr. Lambert has not kept either counsel informed of
14 his whereabouts, and has not met his financial obligations to either counsel.

15 On August 1, 2002, the Commission issued a Procedural Order setting a hearing on the
16 Motion to Withdraw for August 12, 2002.

17
18 On August 12, 2002, the hearing on the Motion to Withdraw was held as scheduled. Mr.
19 Salcido and Mr. Moon appeared for the hearing. The Division also appeared and was represented by
20 counsel. Mr. Lambert did not appear for the hearing. During the hearing, Mr. Moon stated that he
21 has not had contact with Mr. Lambert since June 2002. Mr. Salcido stated that he too has lost contact
22 with Mr. Lambert and last had contact with him in May 2002. Both Mr. Moon and Mr. Salcido
23 indicated that, due to the lack of contact with Mr. Lambert over the past two months, Mr. Lambert
24 has failed to fulfill his obligations as a client and has made their representation of Mr. Lambert
25 impossible.
26

27
28 ¹ Mr. Salcido filed a Motion to Withdraw before Mr. Moon represented Mr. Lambert in this matter. The Motion to Withdraw was denied in a Procedural Order filed on May 16, 2002.

1 The Division did not object to the Motion to Withdraw. The Division stated that it had
2 information that Mr. Lambert was indicted on eight counts in a criminal proceeding in Maricopa
3 County. The Division indicated that the charges in the criminal case, which involve allegations of
4 fraudulent schemes and artifices, forgery and insurance fraud, arise out to the same set of facts and
5 circumstances in this case. The Division stated that Mr. Lambert was served with a summons for his
6 initial appearance in June of 2000, and that Mr. Lambert had failed to appear for that court date. The
7 Division stated that Mr. Lambert was represented at the initial appearance by the Public Defender's
8 office. The Division stated that the Public Defender's office asked for a brief continuance, stating the
9 reason for the continuance was that Mr. Lambert was out of state. The Division further stated that the
10 Judge denied that request, and issued a bench warrant for Mr. Lambert's arrest. The Division stated
11 that, based upon information it has received, Mr. Lambert has sold his residence in Mesa and his
12 current whereabouts are unknown.
13

14 Based upon the avowals of Mr. Lambert's counsel, and the information provided by the
15 Division about the criminal matter in this case, the Motion to Withdraw should be granted.
16

17 IT IS THEREFORE ORDERED that the Motion to Withdraw filed by Mr. Salcido and Mr.
18 Moon is hereby granted.

19 DATED this 14 day of August, 2002.

20
21
22 
PHILIP J. DION III
ADMINISTRATIVE LAW JUDGE

23
24 Copies of the foregoing mailed/delivered
this 14 day of August, 2002.

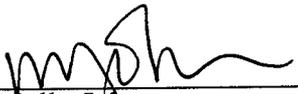
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15 Arizona Corporation Commission
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17 Phoenix, AZ 85007

18 
19 By: Molly Johnson
20 Secretary to Philip J. Dion III
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