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2003 SEP 15 A 11: 25

September 12, 2003
AZ CORP COMMISSION
DOCUMENT CONTROL

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

RE: In the matter of Evelyn & John Doe Baumgardner; Docket No. S-03509A-02-0000

Docket Control:

Please docket the enclosed original Respondent's Motion To Continue Pre-hearing Conference with the accompanying 13 copies. In addition, please conform stamp the copy of the motion that is paper clipped to the self-addressed envelope and mail. Thank you.

Sincerely,

Anthony Bingham

Arizona Corporation Commission

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SEP 15 2003

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2003 SEP 15 A 11: 25

AZ CORP COMMISSION
DOCUMENT CONTROL

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Anthony B. Bingham
5 State Bar No.: 014732

6 Attorney for Respondents

8 **BEFORE THE ARIZONA CORPORATION COMMISSION**

9 COMMISSIONERS

10 MARC SPITZER, Chairman
JIM IRVIN
11 WILLIAM A. MUNDELL
12 JEFF HATCH-MILLER
MIKE GLEASON

Arizona Corporation Commission

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14 In the matter of:) DOCKET NO. S-03509A-02-0000
15)
EVELYN BAUMGARDNER)
16 DBA Your Living Trust) **RESPONDENTS' MOTION TO**
7141 North 51st Avenue, Suite B-2) **CONTINUE PRE-HEARING**
17 Glendale, Arizona 85301) **CONFERENCE**
18)
JOHN DOE BAUMGARDNER)
19 7141 North 51st Avenue, Suite B-2)
Glendale, Arizona 85301,)
20 Respondents.)

21 Counsel for Respondents hereby requests that the Commission continue the Pre-hearing
22 Conference currently scheduled for October 15, 2003, at 2:00 p.m. to a different date. Undersigned
23 counsel requests this continuance for the reason that counsel wishes to attend the NASD sponsored
24 Mediation Advocacy Program presented in conjunction which the NASD 2003 Fall Securities
25 Conference being held in Scottsdale, Arizona, on the same date. A scheduling conflict exists between
26

1 the Mediation Advocacy Program and the Pre-hearing Conference in this matter because the Mediation
2 Advocacy Program begins at 1:30 p.m. and lasts until 5:00 p.m. This program is not presented at any
3 other time during the NASD Fall Securities Conference. If the Pre-hearing conference is continued to
4 another date then Counsel for Respondents requests that it not be set for the following dates in
5 October: 16, 17 and 22-24.

6
7 Counsel for the Securities Division, Kathleen Coughenour DeLaRosa, does not object to
8 continuing the Pre-hearing conference to another date. She does request that the hearing not be
9 scheduled for the following dates in November: 4, 7, 11, 14, 20 and 21.

10 RESPECTFULLY SUBMITTED this 12th day of September, 2003.

11 Law Office of Anthony B. Bingham, P.C.

12 By 
13 Anthony B. Bingham
14 Attorney for Respondents

15 Original and thirteen (13) copies
16 of the foregoing mailed
17 this ~~12th~~ day of September, 2003 to:

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

20 Copy of the foregoing mailed
21 this ~~12th~~ day of September 2003, to:

22 Kathleen Coughenour DeLaRosa
23 Arizona Corporation Commission
Securities Division
24 1300 W. Washington, 3rd Floor
Phoenix, AZ 85007

25
26 
Baumgardner-MTC Pre-Hearing Conference.doc