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BEFORE THE ARIZONA CORPORATION COMMISSION

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COMMISSIONERS

2003 SEP 22 A 11: 13

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

CORP COMMISSION
DOCUMENT CONTROL

IN THE MATTER OF:

DOCKET NO. S-03509A-02-0000

EVELYN BAUMGARDNER
 dba Your Living Trust
 7141 North 51st Avenue, Ste. B2
 Glendale, AZ 85301

Arizona Corporation Commission

DOCKETED

John Doe Baumgardner
 7141 North 51st Avenue, Ste. B2
 Glendale, AZ 85301

SEP 22 2003

DOCKETED BY	<i>AM</i>
PROCEDURAL ORDER	

Respondents.

BY THE COMMISSION:

On November 18, 2002, the Securities Division ("Division") of the Arizona Corporation Commission ("Commission") filed a Notice of Opportunity for Hearing Regarding Proposed Order to Cease and Desist, for Restitution, for Administrative Penalties, and For Other Affirmative Action ("Notice") against Evelyn Baumgardner, dba Your Living Trust and John Doe Baumgardner ("Respondents") in which the Division alleged that Respondent have engaged in acts, practices, and transactions that constitute violations of the Arizona Securities Act ("Act").

On May 21, 2003, Anthony Bingham, attorney for Respondents, filed a Notice of Appearance and Request for Hearing.

On May 22, 2003, by Procedural Order, a pre-hearing was scheduled for July 9, 2003.

On June 23, 2003, Respondents filed a Motion to Continue the Pre-Hearing.

On June 26, 2003, by Procedural Order, the pre-hearing was continued until July 24, 2003.

On July 24, 2003, the pre-hearing was held as scheduled. Mr. and Mrs. Baumgardner appeared through counsel. The Division also appeared and was represented by counsel

On August 22, 2003, by Procedural Order, a second pre-hearing conference was scheduled for October 15, 2003.

1 On September 15, 2003, Respondents filed a Motion to Continue the Pre-Hearing Conference.
2 The Motion stated the Division does not object to a continuance.

3 Accordingly, the pre-hearing conference should be rescheduled.

4 IT IS THEREFORE ORDERED that the pre-hearing conference scheduled for October 15,
5 2003 shall be continued until November 18, 2003 at 10:00 a.m. at the Commission's office, 1200 W.
6 Washington, Phoenix, Arizona.

7 IT IS FURTHER ORDERED that the Ex Parte Rule is still in effect.

8 IT IS FURTHER ORDERED that the Presiding Officer may rescind, alter, amend or waive
9 any portion of this Procedural Order by subsequent Procedural Order or by ruling at hearing.

10 DATED this 22 day of September, 2003.

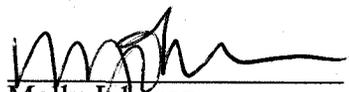
11
12 
13 PHILIP J. DION III
14 ADMINISTRATIVE LAW JUDGE

14 Copies of the foregoing mailed/delivered
15 this 29 day of September, 2003 to:

16 Anthony B. Bingham
17 1423 South Higley Road, Bldg. 4, Ste. 110
18 Mesa, AZ 85206
19 Attorney for Respondents

20 Matt Neubert, Acting Director
21 Securities Division
22 Arizona Corporation Commission
23 1200 W. Washington
24 Phoenix, AZ 85007

25 ARIZONA REPORTING SERVICE, INC.
26 2627 N. Third Street, Suite Three
27 Phoenix, Arizona 85004-1104

28
29 By: 
30 Molly Johnson
31 Secretary to Philip J. Dion III