



0000117230

ORIGINAL

25CP
25P

BEFORE THE ARIZONA CORPORATION COMMISSION RECEIVED

COMMISSIONERS

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

Arizona Corporation Commission

DOCKETED

APR 18 2003

2003 APR 18 A 10:37

AZ CORP COMMISSION
DOCUMENT CONTROL

IN THE MATTER OF:

DOCKETED BY	<i>mc</i>
-------------	-----------

DOCKET NO. S-03510A-02-0000

ELLIOT CROSBY
dba ADVANCE SENIOR ESTATE PLANNING
10253 East Jerome
Mesa, Arizona 85208

MARSHA CROSBY
2145 East Juanita
Mesa, AZ 85204

Respondents.

PROCEDURAL ORDER

BY THE COMMISSION:

On December 31, 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 Elliot Crosby dba Advance Senior Estate Planning and Marsha Crosby (collectively "Respondents") in which the Division alleged that Respondent engaged in acts, practices and transactions that constitute violation of the Arizona Securities Act ("Act").

On January 8, 2003, Respondents, through their attorney, filed a request for hearing.

On January 15, 2003, the Commission issued a Procedural Order setting this matter for a pre-hearing on March 3, 2003.

On March 3, 2003, the pre-hearing was held as scheduled. The Division appeared and was represented by counsel. Mr. Crosby's attorney, Mr. Melvin McDonald, appeared at the hearing on behalf of his client. Mr. McDonald informed the Commission that Mr. and Mrs. Crosby had divorced and, therefore, he would not be representing Marsha Crosby in this matter. After a brief discussion about Mrs. Crosby, it was determined that the Division needs to serve the Notice on Mrs. Crosby as it appears she might not be aware of these proceedings.

1 On March 18, 2003, by Procedural Order, a hearing was set in this matter for June 23, 2003.

2 On April 11, 2003, Marsha Crosby filed an Answer to the Notice and requested a hearing.

3 Accordingly, another pre-hearing should be scheduled prior to the hearing in this matter.

4 IT IS THEREFORE ORDERED that a pre-hearing shall be held on April 28, 2003 at 10:00
5 a.m. at the Commission's offices, 1200 West Washington, Phoenix, Arizona.

6 IT IS FURTHER ORDERED that the Ex Parte Rule (A.A.C. R14-3-113 -- Unauthorized
7 Communications) 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 18 day of April, 2003.

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

15 Copies of the foregoing were mailed/delivered this
16 18 day of April, 2003 to:

17 A. Melvin McDonald
18 JONES, SKELTON & HOCHULI
19 2901 North Central Avenue, #800
20 Phoenix, AZ 85012
21 Attorneys for Respondent Elliot Crosby

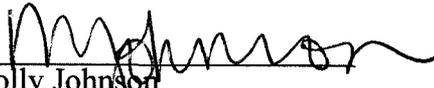
22 Marsha Crosby
23 2145 East Juanita
24 Mesa, AZ 85204

25 Moira McCarthy
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

...

1 ARIZONA REPORTING SERVICE, INC.
2 2627 N. Third Street, Suite Three
3 Phoenix, Arizona 85004-1104

4 By: 
5 Molly Johnson
6 Secretary to Philip J. Dion III
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28