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BEFORE THE ARIZONA CORPORATION COMMISSION

COMMISSIONERS

Arizona Corporation Commission

2003 JUN 19 A 9:30

DOCKETED

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

JUN 19 2003

AZ CORP COMMISSION
DOCUMENT CONTROL

DOCKETED BY	<i>JH</i>
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IN THE MATTER OF:

DOCKET NO. S-03529A-03-0000

WESLEY KARBAN WYATT and JANE DOE
WYATT, husband and wife
c/o Harry N. Stone
3030 North Third Street, Ste. 200
Phoenix, AZ 85012-3044

Respondents.

PROCEDURAL ORDER

BY THE COMMISSION:

On March 17, 2003, 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 Wesley Karban Wyatt and Jane Doe Wyatt in which the Division alleged that they engaged in acts, practices and transactions that constitute violation of the Arizona Securities Act ("Act").

On March 26, 2003, the Commission issued a Procedural Order that set this matter for a pre-hearing conference on April 21, 2003.

On April 21, 2003, the pre-hearing conference was held as scheduled. The Division appeared with the assistance of counsel. Mr. Wyatt's attorney, Harry Stone, also appeared on behalf of Mr. Wyatt. During the pre-hearing, the parties suggested that this matter should be set for another pre-hearing in approximately 45-60 days as the parties needed time to address some discovery issues and discuss a possible settlement in this matter.

On May 8, 2003, the Commission issued a Procedural Order that set this matter for another pre-hearing conference on May 22, 2003.

On May 22, 2003, the pre-hearing conference was held as scheduled. The Division appeared with the assistance of counsel. Mr. Wyatt's attorney, Harry Stone, also appeared on behalf of Mr.

1 Wyatt. Following discussions between the parties, it was agreed that a hearing should be scheduled
2 on the issues raised in the Notice. In the interim, the parties agreed to attempt to resolve the issues
3 raised in the Notice.

4 Accordingly, a hearing should be scheduled to address the issues raised in the Notice and the
5 presentation of evidence.

6 IT IS THEREFORE ORDERED that a hearing on the above-captioned matter shall be held on
7 September 22, 2003, at 10:00 a.m., at the Commission's offices, 1200 West Washington Street,
8 Phoenix, Arizona.

9 IT IS FURTHER ORDERED that the parties shall docket and exchange witness lists and
10 exhibits on or before September 2, 2003 and provide a copy of same to the presiding Administrative
11 Law Judge.

12 IT IS FURTHER ORDERED that if the Division intends to proceed in this matter against
13 Jane Doe Wyatt, then it must provide Jane Doe Wyatt with a copy of the Notice and all of the filings
14 in this matter, including procedural orders, on or before July 11, 2003. If the Division is successful
15 with serving Jane Doe Wyatt with such information, it shall docket an affidavit indicating proof of
16 service on Jane Doe Wyatt.

17 IT IS FURTHER ORDERED that the Ex Parte Rule (A.A.C. R14-3-113 – Unauthorized
18 Communications) is still in effect.

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

21 DATED this 11 day of June, 2003.

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24 PHILIP J. DION III
25 ADMINISTRATIVE LAW JUDGE

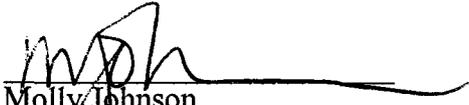
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1 Copies of the foregoing were mailed/delivered this
2 19 day of June, 2003 to:

3 Harry N. Stone
4 3030 N. 3rd Street, Ste. 200
5 Phoenix, AZ 85012
6 Attorney for Respondent

7 W. Mark Sendrow, Director
8 Securities Division
9 ARIZONA CORPORATION COMMISSION
10 1300 West Washington Street
11 Phoenix, Arizona 85007

12 ARIZONA REPORTING SERVICE, INC.
13 2627 N. Third Street, Suite Three
14 Phoenix, Arizona 85004-1104

15 By: 
16 Molly Johnson
17 Secretary to Philip J. Dion III
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