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**BEFORE THE ARIZONA CORPORATION COMMISSION**

COMMISSIONERS

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

Arizona Corporation Commission

2003 SEP -8 A 10: 47

**DOCKETED**

SEP 08 2003

ARIZONA CORPORATION COMMISSION  
DOCUMENT CONTROL

DOCKETED BY	<i>CR</i>
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DOCKET NO. S-03529A-03-0000

IN THE MATTER OF:

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 May 8, 2003, the Commission issued a Procedural Order that set this matter for a 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. Wyatt. Following discussions between the parties, it was agreed that a hearing should be scheduled on the issues raised in the Notice. In the interim, the parties agreed to attempt to resolve the issues raised in the Notice.

On June 19, 2003, by Procedural Order, the hearing was scheduled for September 22, 2003.

On September 2, 2003, Respondent, through counsel, filed a Motion to Continue Hearing Date and Date for Exchange of Witness List. In the Motion, Respondent stated the Division does not object to the continuance.

1 Accordingly, the hearing scheduled September 22, 2003 should be continued.

2 IT IS THEREFORE ORDERED that a hearing on the above-captioned matter scheduled for  
3 September 22, 2003, shall be continued to January 26, 2004 at 10:00 a.m., at the Commission's  
4 offices, 1200 West Washington Street, Phoenix, Arizona.

5 IT IS FURTHER ORDERED that the parties shall docket and exchange witness lists and  
6 exhibits on or before January 6, 2004 and provide a copy of same to the presiding Administrative  
7 Law Judge.

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

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

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

16 DATED this 8 day of September, 2003.



PHILIP J. DION III  
ADMINISTRATIVE LAW JUDGE

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22 Copies of the foregoing were mailed/delivered this  
8 day of August, 2003 to:

23 Harry N. Stone  
24 3030 N. 3<sup>rd</sup> Street, Ste. 200  
25 Phoenix, AZ 85012  
Attorney for Respondent

26 ...  
27 ...  
28 ...

1 Matt Neubert, Acting Director  
Securities Division  
2 ARIZONA CORPORATION COMMISSION  
1300 West Washington Street  
3 Phoenix, Arizona 85007

4 ARIZONA REPORTING SERVICE, INC.  
2627 N. Third Street, Suite Three  
5 Phoenix, Arizona 85004-1104

6 By:   
7 Molly Johnson  
8 Secretary to Philip J. Dion III

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