

**ORIGINAL**



0000118939

1 Michael J. LaVelle – State Bar No. 002296  
2 Matthew K. LaVelle – State Bar No. 018828  
3 **LAVELLE & LAVELLE, PLC**  
4 2525 East Camelback Road, Suite 888  
5 Phoenix, AZ 85016  
6 MJL@LaVelle-LaVelle.com  
7 Matt@LaVelle-LaVelle.com  
8 Telephone: (602) 279-2100  
9 Facsimile: (602) 279-2114  
10 *Attorneys for Respondents Tom Hirsch, Diane Rose Hirsch,*  
11 *Berta Walder, Howard Walder, Harish P. Shah, Madhavi H. Shah and Horizon Partners, LLC*

**RECEIVED**

2010 OCT 20 A 9:36

AZ CORP COMMISSION  
DOCKET CONTROL

**BEFORE THE ARIZONA CORPORATION COMMISSION**

In the matter of:

**DOCKET NO. S-20660A-09-0107**

RADICAL BUNNY, L.L.C., an Arizona  
limited liability company,

HORIZON PARTNERS, L.L.C., an  
Arizona limited liability company,

**Application for Subpoena**

TOM HIRSCH (aka TOMAS N.  
HIRSCH) and DIANE ROSE HIRSCH,  
husband and wife;

BERTA FRIEDMAN. WALDER (aka  
BUNNY WALDER, a married person,

HOWARD EVAN WALDER, a  
married person,

HARISH PANNALAL SHAH and  
MADHAVI H. SHAH, husband and  
wife,

**Respondents.**

Arizona Corporation Commission  
**DOCKETED**

OCT 20 2010

DOCKETED BY	
-------------	--

27  
28

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

Undersigned counsel hereby applies for the attached Subpoena to be issued for:

Steven Gary Shullaw  
21836 North 48<sup>th</sup> Place  
Phoenix, AZ 85054

To appear at 1200 West Washington, Phoenix, Arizona on November 5, 2010 at 9:00am or as soon thereafter as his testimony can be heard.

RESPECTFULLY SUBMITTED this 19th day of October, 2010.

**LAVELLE & LAVELLE, PLC**

By:   
Michael J. LaVelle

2525 East Camelback Road, Suite 888  
Phoenix, Arizona 85016

*Attorneys for Respondents Tom Hirsch, Diane Rose Hirsch, Berta Walder, Howard Walder, Harish P. Shah, Madhavi H. Shah and Horizon Partners, LLC*

ORIGINAL and 13 COPIES filed this 19th day of October, 2010 with:

**ARIZONA CORPORATION COMMISSION**  
Securities Division  
1300 West Washington, Third Floor  
Phoenix, Arizona 85007

COPY of the foregoing MAILED this 19<sup>th</sup> day of October, 2010 to:

1 Lyn Farmer  
2 Chief Administrative Law Judge  
3 **ARIZONA CORPORATION COMMISSION**  
4 1200 West Washington  
5 Phoenix, Arizona 85007

6 Jordan A. Kroop  
7 Thomas J. Salerno  
8 **SQUIRE SANDERS & DEMPSEY, LLP**  
9 1 East Washington Street, Suite 2700  
10 Phoenix, Arizona 85004

11 COPY of the foregoing MAILED and FAXED this  
12 19th day of October, 2010 to:

13 Julie Coleman  
14 **ARIZONA CORPORATION COMMISSION**  
15 Securities Division  
16 1300 West Washington, Third Floor  
17 Phoenix, Arizona 85007

18   
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

# SUBPOENA

SECURITIES DIVISION ARIZONA  
CORPORATION COMMISSION

TO: Steven Gary Shullaw  
21836 North 48<sup>th</sup> Place  
Phoenix, AZ 85054

In the Matter of  
RADICAL BUNNY, LLC (file number 7926)  
involving possible violations of the Securities  
Act and/or investment Management Act of  
Arizona.

PURSUANT TO A.R.S. § 44-1823 AND A.R.S. § 44-3133, YOU ARE HEREBY REQUIRED to appear before Lyn Farmer, Hearing Officer for the Securities Division of the Arizona Corporation Commission at 1200 West Washington, Hearing Room #1, Phoenix, Arizona 85007, on the 5th day of November, 2010, at 9:00 am, to PROVIDE TESTIMONY and PRODUCE THE DOCUMENTS LISTED IN EXHIBIT "A" which is attached and incorporated by reference.

The seal of the Arizona Corporation Commission is affixed hereto, and the undersigned, a member of said Arizona Corporation Commission, or an officer designated by it, has set his hand at Phoenix, Arizona this \_\_\_ day of \_\_\_\_\_, 2010.

---

Mark Dinell, Assistant  
Director Securities Division

Information and documents obtained by the Securities Division in the course of an investigation are confidential, unless made a matter of public record. The Securities Division may disclose the information or documents to a county attorney, the attorney general, a United States Attorney, or to law enforcement or regulatory officials to be used in any administrative, civil, or criminal proceeding. You may, in accordance with the rights guaranteed to you by the Fifth Amendment of the Constitution of the United States, refuse to give any information that might establish a direct link in a chain of evidence leading to your criminal conviction.

Persons with a disability may request a reasonable accommodation such as a sign language interpreter, as well as request this document in an alternative format, by contacting Linda Hogan, Executive Assistant to the Executive Director, voice phone number 6021542-3931, e-mail [lhogan@azcc.gov](mailto:lhogan@azcc.gov). Requests should be made as early as possible to allow time to arrange the accommodation.

Pursuant to A.R.S. § 44-1825 and A.R.S. § 44-3134, failure to comply with this subpoena may result in the application for a finding of contempt.

Pursuant to A.A.C. R.14-4-304, any person required to appear at a formal interview may be represented by legal counsel.

Exhibit "A"

From the period beginning June 24, 1999 to the present, all documents, records, books, and any other papers, whether stored on electronic media or otherwise, incident or relating to RADICAL BUNNY, LLC, an Arizona limited liability company, including, but not limited to:

1. Any and all notes in your possession related to Radical Bunny, LLC or discussions related to Radical Bunny, LLC.
2. Any and all writing including memoranda or email discussing or related to the affairs of Radical Bunny, LLC.
3. Any and all calendars, schedules, or electronic data bases which show the dates upon which Radical Bunny, LLC or its affairs were discussed from January 1, 2007 to date.