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BEFORE THE ARIZONA CORPORATION COMMISSION

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COMMISSIONERS Arizona Corporation Commission

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GARY PIERCE - Chairman
BOB STUMP
SANDRA D. KENNEDY
PAUL NEWMAN
BRENDA BURNS

FEB 24 2011

ARIZONA CORPORATION COMMISSION
DOCKET CONTROL

DOCKETED BY [Signature]

IN THE MATTER OF:

DOCKET NO. S-20782A-11-0019

ATTILA G. TOTH (CRD# 2565633) and
ERIN M. HALL, husband and wife,

RESPONDENTS.

PROCEDURAL ORDER
(Schedules Hearing)

BY THE COMMISSION:

On January 18, 2011, the Securities Division ("Division") of the Arizona Corporation Commission ("Commission") filed a Notice of Opportunity for Hearing ("Notice") against Attila G. Toth (CRD# 2565633) and Erin M. Hall, husband and wife (collectively "Respondents"), in which the Division alleged multiple violations of the Arizona Securities Act ("Act") in connection with the offer and sale of securities in the form of notes and stock. Respondent Attila Toth's spouse, Erin M. Hall, was joined in the action for purposes of determining the liability of the marital community.

The Respondents were duly served with a copy of the Notice.

On January 27, 2011, Respondent, Attila G. Toth, filed a request for hearing in this matter.

On January 28, 2011, by Procedural Order, a pre-hearing conference was scheduled on February 23, 2011.

On February 23, 2011, the Division appeared through counsel and Respondent Attila G. Toth appeared on his own behalf. Counsel for the Division indicated that the parties are attempting to reach a settlement in the proceeding and may submit a proposed form of Consent Order for approval by the Commission. In the interim, the Division requested that a hearing be scheduled in the event that the parties cannot reach a resolution of the issues raised by the Notice.

Accordingly, a hearing should be scheduled.

IT IS THEREFORE ORDERED a hearing shall be held on May 26, 2011, and on May 27, 2011, if necessary, at 9:30 a.m., at the Commission's offices, 1200 West Washington Street,

1 **Hearing Room No. 1, Phoenix, Arizona.**

2 IT IS FURTHER ORDERED that the **Division and Respondent shall exchange copies of**
3 **their Witness Lists and copies of the Exhibits by April 25, 2011**, with courtesy copies provided to
4 the presiding Administrative Law Judge.

5 IT IS FURTHER ORDERED that **if the case is resolved by proposed Consent Order prior**
6 **to the hearing, the Division shall file a Motion to Vacate the Proceeding.**

7 IT IS FURTHER ORDERED that the Ex Parte Rule (A.A.C. R14-3-113-Unauthorized
8 Communications) is in effect and shall remain in effect until the Commission's Decision in this
9 matter is final and non-appealable.

10 IT IS FURTHER ORDERED that all parties must comply with Rules 31 and 38 of the Rules
11 of the Arizona Supreme Court and A.R.S. § 40-243 with respect to the practice of law and admission
12 *pro hac vice*.

13 IT IS FURTHER ORDERED that withdrawal or representation must be made in compliance
14 with A.A.C. R14-3-104(E) and Rule 1.16 of the Rules of Professional Conduct (under Rule 42 of the
15 Rules of the Arizona Supreme Court). Representation before the Commission includes appearances
16 at all hearings and procedural conferences, as well as all Open Meetings for which the matter is
17 scheduled for discussion, unless counsel has previously been granted permission to withdraw by the
18 Administrative Law Judge or the Commission.

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

22 DATED this 24TH day of February, 2011.

23
24
25 
26 MARC E. STERN
27 ADMINISTRATIVE LAW JUDGE
28

1 Copies of the foregoing mailed/delivered
this 24th day of February, 2011 to:

2 Attila G. Toth
3 Erin M. Hall
4 25913 North 49th Lane
Phoenix, AZ 85083-5411

5 Matt Neubert, Director
6 Securities Division
ARIZONA CORPORATION COMMISSION
7 1300 West Washington Street
Phoenix, AZ 85007

8 ARIZONA REPORTING SERVICE, INC.
2200 North Central Avenue, Suite 502
Phoenix, AZ 85004-1481

9
10 By: 
11 Debra Broyles
Secretary to Marc E. Stern

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