

ORIGINAL



0000125082

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

GREENBERG TRAURIG, LLP

ATTORNEYS AT LAW
SUITE 700
2375 EAST CAMELBACK ROAD
PHOENIX, ARIZONA 85016
(602) 445-8000

RECEIVED

2011 MAY -6 P 2:44

Arizona Corporation Commission

DOCKETED

MAY 6 2011

ARIZONA CORPORATION COMMISSION
DOCKET CONTROL

Brian J. Schulman, SBN 015286
Attorneys for Respondents
Maglev Wind Turbine Technologies, Inc.;
Maglev Renewable Energy Resources, Inc.;
Renewable Energy Development, Inc.;
Renewable Energy Systems, Inc.;
Edward L. Mazur; and Ronnie Williams

DOCKETED BY

BEFORE THE ARIZONA CORPORATION COMMISSION

COMMISSIONERS

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

In the matter of:

MAGLEV WIND TURBINE
TECHNOLOGIES, INC., a Nevada
corporation,

MAGLEV RENEWABLE ENERGY
RESOURCES, INC., a Wyoming corporation,

RENEWABLE ENERGY DEVELOPMENT,
INC., an Arizona corporation,

RENEWABLE ENERGY SYSTEMS, INC.,
an Arizona corporation

EDWARD L. MAZUR and JANE DOE
MAZUR, husband and wife,

RONNIE WILLIAMS and JANE DOE
WILLIAMS, husband and wife,

MAG T INC, a Florida corporation,

RLGMAN CORP, a Florida corporation,

STABLE, LLC, an inactive Florida limited
liability company,

DOCKET NO. S-20788A-11-0096

**MAGLEV RESPONDENTS'
ANSWER TO NOTICE OF
OPPORTUNITY FOR HEARING**

1 RICHARD L. GREEN, respondent,
2 DONALD ANDREW ROTHMAN, respondent
3 Respondents.

4 Pursuant to A.R.S. § 44-1972 and A.A.C. R14-4-306, respondents Maglev Wind
5 Turbine Technologies, Inc., Maglev Renewable Energy Resources, Inc., Renewable Energy
6 Development, Inc., and Renewable Energy Systems, Inc. (collectively referred to as the
7 “Corporate Maglev Respondents”); and Edward L. Mazur, and Ronnie Williams (collectively
8 referred to as the “Individual Maglev Respondents”) respond to the Notice of Opportunity for
9 Hearing Regarding Proposed Order to Cease and Desist, Order for Restitution, Order for
10 Administrative Penalties and Order for Other Affirmative Action (the “Notice”), filed by the
11 Securities Divisions (the “Division”) of the Arizona Corporation Commission (the “ACC”) on
12 March 1, 2011.

13 In response to the Notice, based upon the Fifth Amendment to the U.S. Constitution,
14 the Individual Maglev Respondents invoke the privilege against self incrimination. The
15 Corporate Maglev Respondents respond to the numbered paragraphs of the Notice as follows:

16 **I. JURISDICTION**

17 1. The Corporate Maglev Respondents deny the allegations in paragraph 1 of the
18 Notice.

19 **II. RESPONDENTS**

20 2. No response to paragraph 2 of the Notice is required.

21 3. The Corporate Maglev Respondents admit the first sentence in paragraph 3 of
22 the Notice, affirmatively allege that the documents referenced in the paragraph speak for
23 themselves, and affirmatively allege that the remaining allegations contain an incomplete,
24 inaccurate and misleading statement of the facts, and are therefore denied.

25 4. The Corporate Maglev Respondents admit the first sentence in paragraph 4 of
26 the Notice, affirmatively allege that the documents referenced in the paragraph speak for
27 themselves, and affirmatively allege that the remaining allegations contain an incomplete,
28 inaccurate and misleading statement of the facts, and are therefore denied.

1 5. The Corporate Maglev Respondents admit the first sentence in paragraph 5 of
2 the Notice, affirmatively allege that the documents referenced in the paragraph speak for
3 themselves, and affirmatively allege that the remaining allegations contain an incomplete,
4 inaccurate and misleading statement of the facts, and are therefore denied.

5 6. The Corporate Maglev Respondents admit the first sentence in paragraph 6 of
6 the Notice, affirmatively allege that the documents referenced in the paragraph speak for
7 themselves, and affirmatively allege that the remaining allegations contain an incomplete,
8 inaccurate and misleading statement of the facts, and are therefore denied.

9 7. The Corporate Maglev Respondents admit the allegations in paragraph 7 of the
10 Notice.

11 8. The Corporate Maglev Respondents admit the first sentence in paragraph 8 of
12 the Notice, and affirmatively allege that the remaining allegations contain an incomplete,
13 inaccurate and misleading statement of the facts, and are therefore denied.

14 9. The Corporate Maglev Respondents admit the first sentence in paragraph 9 of
15 the Notice, and affirmatively allege that the remaining allegations contain an incomplete,
16 inaccurate and misleading statement of the facts, and are therefore denied.

17 10. In response to paragraph 10 of the Notice, the Corporate Maglev Respondents
18 are without knowledge or information sufficient to form a belief as to the truth of the
19 allegations.

20 11. In response to paragraph 11 of the Notice, the Corporate Maglev Respondents
21 are without knowledge or information sufficient to form a belief as to the truth of the
22 allegations.

23 12. In response to paragraph 12 of the Notice, the Corporate Maglev Respondents
24 are without knowledge or information sufficient to form a belief as to the truth of the
25 allegations.

26 13. In response to paragraph 13 of the Notice, the Corporate Maglev Respondents
27 are without knowledge or information sufficient to form a belief as to the truth of the
28 allegations.

1 24. In response to paragraph 24 of the Notice, the Corporate Maglev Respondents
2 affirmatively allege that the offering materials speak for themselves, and they deny any
3 allegations inconsistent with the offering materials.

4 25. In response to paragraph 25 of the Notice, the Corporate Maglev Respondents
5 affirmatively allege that the offering materials speak for themselves, and they deny any
6 allegations inconsistent with the offering materials.

7 26. In response to paragraph 26 of the Notice, the Corporate Maglev Respondents
8 affirmatively allege that the offering materials speak for themselves, and they deny any
9 allegations inconsistent with the offering materials.

10 27. In response to paragraph 27 of the Notice, the Corporate Maglev Respondents
11 affirmatively allege that the offering materials speak for themselves, and they deny any
12 allegations inconsistent with the offering materials.

13 28. In response to paragraph 28 of the Notice, the Corporate Maglev Respondents
14 affirmatively allege that the offering materials speak for themselves, and they deny any
15 allegations inconsistent with the offering materials.

16 29. In response to paragraph 29 of the Notice, the Corporate Maglev Respondents
17 affirmatively allege that the offering materials speak for themselves, and they deny any
18 allegations inconsistent with the offering materials.

19 30. In response to paragraph 30 of the Notice, the Corporate Maglev Respondents
20 affirmatively allege that the offering materials speak for themselves, and they deny any
21 allegations inconsistent with the offering materials.

22 31. In response to paragraph 31 of the Notice, the Corporate Maglev Respondents
23 affirmatively allege that the promotional materials speak for themselves, and they deny any
24 allegations inconsistent with the promotional materials.

25 32. In response to paragraph 32 of the Notice, the Corporate Maglev Respondents
26 affirmatively allege that the offering materials speak for themselves, and they deny any
27 allegations inconsistent with the offering materials.

28

1 33. The allegations in paragraph 33 of the Notice contain an incomplete, inaccurate
2 and misleading statement of the facts, and are therefore denied.

3 34. In response to paragraph 34 of the Notice, the Corporate Maglev Respondents
4 affirmatively allege that the promotional materials speak for themselves, and they deny any
5 allegations inconsistent with the promotional materials.

6 35. In response to paragraph 35 of the Notice, the Corporate Maglev Respondents
7 affirmatively allege that the promotional materials speak for themselves, and they deny any
8 allegations inconsistent with the promotional materials.

9 36. The Corporate Maglev Respondents admit the allegations in paragraph 36 of
10 the Notice.

11 37. The Corporate Maglev Respondents deny the allegations in paragraph 37 of the
12 Notice to the extent they pertain to them, and are otherwise without knowledge or information
13 sufficient to form a belief as to the truth of the allegations.

14 38. The allegations in paragraph 38 of the Notice contain an incomplete, inaccurate
15 and misleading statement of the facts, and are therefore denied.

16 39. The allegations in paragraph 39 of the Notice contain an incomplete, inaccurate
17 and misleading statement of the facts, and are therefore denied.

18 40. The Corporate Maglev Respondents admit the allegations in paragraph 40 of
19 the Notice.

20 41. The allegations in paragraph 41 of the Notice contain an incomplete, inaccurate
21 and misleading statement of the facts, and are therefore denied.

22 42. In response to paragraph 42 of the Notice, the Corporate Maglev Respondents
23 affirmatively allege that the offering materials speak for themselves, and they deny any
24 allegations inconsistent with the offering materials.

25 43. In response to paragraph 43 of the Notice, the Corporate Maglev Respondents
26 affirmatively allege that the offering materials speak for themselves, and they deny any
27 allegations inconsistent with the offering materials.

28

1 44. The allegations in paragraph 44 of the Notice contain an incomplete, inaccurate
2 and misleading statement of the facts, and are therefore denied.

3 45. In response to paragraph 45 of the Notice, the Corporate Maglev Respondents
4 affirmatively allege that the offering materials speak for themselves, and they deny any
5 allegations inconsistent with the offering materials.

6 46. In response to paragraph 46 of the Notice, the Corporate Maglev Respondents
7 affirmatively allege that the offering materials speak for themselves, and they deny any
8 allegations inconsistent with the offering materials.

9 47. In response to paragraph 47 of the Notice, the Corporate Maglev Respondents
10 affirmatively allege that the offering materials speak for themselves, and they deny any
11 allegations inconsistent with the offering materials.

12 48. In response to paragraph 48 of the Notice, the Corporate Maglev Respondents
13 are without knowledge or information sufficient to form a belief as to the truth of the
14 allegations.

15 49. In response to paragraph 49 of the Notice, the Corporate Maglev Respondents
16 are without knowledge or information sufficient to form a belief as to the truth of the
17 allegations.

18 50. In response to paragraph 50 of the Notice, the Corporate Maglev Respondents
19 affirmatively allege that the employment agreement speaks for itself, and they deny any
20 allegations inconsistent with the agreement.

21 51. In response to paragraph 51 of the Notice, the Corporate Maglev Respondents
22 affirmatively allege that the employment agreement speaks for itself, and they deny any
23 allegations inconsistent with the agreement.

24 52. In response to paragraph 52 of the Notice, the Corporate Maglev Respondents
25 affirmatively allege that the addendum speaks for itself, and they deny any allegations
26 inconsistent with the addendum.

27
28

1 53. In response to paragraph 53 of the Notice, the Corporate Maglev Respondents
2 affirmatively allege that the agreement speaks for itself, and they deny any allegations
3 inconsistent with the agreement.

4 54. In response to paragraph 54 of the Notice, the Corporate Maglev Respondents
5 affirmatively allege that the agreement speaks for itself, and they deny any allegations
6 inconsistent with the agreement.

7 55. In response to paragraph 55 of the Notice, the Corporate Maglev Respondents
8 affirmatively allege that the agreement speaks for itself, and they deny any allegations
9 inconsistent with the agreement.

10 56. In response to paragraph 56 of the Notice, the Corporate Maglev Respondents
11 affirmatively allege that the agreement speaks for itself, and they deny any allegations
12 inconsistent with the agreement.

13 57. In response to paragraph 57 of the Notice, the Corporate Maglev Respondents
14 affirmatively allege that the agreement speaks for itself, and they deny any allegations
15 inconsistent with the agreement.

16 58. In response to paragraph 58 of the Notice, the Corporate Maglev Respondents
17 affirmatively allege that the addendum speaks for itself, and they deny any allegations
18 inconsistent with the addendum.

19 59. In response to paragraph 59 of the Notice, the Corporate Maglev Respondents
20 affirmatively allege that the agreement speaks for itself, and they deny any allegations
21 inconsistent with the agreement.

22 60. In response to paragraph 60 of the Notice, the Corporate Maglev Respondents
23 affirmatively allege that the agreements speak for themselves, and they deny any allegations
24 inconsistent with the agreements.

25 61. The allegations in paragraph 61 of the Notice contain an incomplete, inaccurate
26 and misleading statement of the facts, and are therefore denied.

27
28

LAW OFFICES
GREENBERG TRAURIG
2375 EAST CAMELBACK ROAD, SUITE 700
PHOENIX, ARIZONA 85016
(602) 445-8000

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

COPY of the foregoing emailed/mailed
on this 6th day of May, 2011 to:

Matthew J. Neubert
William W. Black
Arizona Corporation Commission
Securities Division
1300 W. Washington Street
Phoenix, AZ 85007

Douglas F. Behmn
DOUGLAS F. BERM, PLLC
14362 North Frank Lloyd Wright Blvd., Suite 1000
Scottsdale, AZ 85260
Attorney for Respondents RLGMAN Corp.,
MAG T Inc., Richard L. Green and Donald
Andrew Rothman

