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BEFORE THE ARIZONA CORPORATION COMMISSION
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Arizona Corporation Commission
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DEC 15 2011

COMMISSIONERS

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

AZ CORP COMMISSION
DOCKET CONTROL

DOCKETED BY

In the matter of:

CRAIG RANDAL MUNSEY and JANE DOE
MUNSEY, husband and wife,

MARKETING RELIABILITY CONSULTING,
LLC, an Arizona limited liability company, and

DENVER ENERGY EXPLORATION, LLC,
a Texas limited liability company,

Respondents.

DOCKET NO. S-20804A-11-0208

FOURTH
PROCEDURAL ORDER
(Schedules Status Conference)

BY THE COMMISSION:

On May 23, 2011, the Securities Division ("Division") of the Arizona Corporation Commission ("Commission") filed a Temporary Order to Cease and Desist ("T.O.") and a Notice of Opportunity for Hearing ("Notice") against Craig Randal Munsey and Jane Doe Munsey, husband and wife, Marketing Reliability Consulting, LLC dba "MRC LLC" ("MRC"), an Arizona limited liability company, and Denver Energy Exploration, LLC ("DEE"), a Texas limited liability company, (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 investment contracts. Respondent spouse, Jane Doe Munsey, was joined in the action for the purpose of determining the liability of the marital community.

The Respondents were duly served with copies of the T.O. and Notice.

On June 9, 2011, Respondent DEE's manager filed a request for hearing in this matter.

On June 14, 2011, by Procedural Order, a pre-hearing conference was scheduled on June 30, 2011.

On June 16, 2011, Respondent Craig Munsey also filed a request for a hearing.

On June 30, 2011, at the pre-hearing conference, the Division and DEE appeared through counsel. Mr. Munsey appeared on his own behalf. Following a brief discussion, the Division

1 requested that a status conference be scheduled in approximately 90 days while the parties confer to
2 resolve the issues raised by the T.O. and Notice.

3 On July 1, 2011, by Procedural Order, a status conference was scheduled on September 15,
4 2011.

5 On September 15, 2011, the Division and DEE appeared through counsel. Mr. Munsey
6 appeared on his own behalf. The Division and the Respondents were attempting to negotiate a
7 settlement of the proceeding, but the Division requested that an additional status conference be
8 scheduled in December in the event that the parties did not conclude a settlement.

9 On September 16, 2011, by Procedural Order, a status conference was scheduled on
10 December 15, 2011.

11 On December 15, 2011, the Division and DEE appeared through counsel. Mr. Munsey
12 appeared on his own behalf. The Division and the Respondents are continuing to negotiate a
13 settlement of the proceeding, but the Division intends to file an amended T.O. and Notice in the near
14 future and has discussed this filing with Respondents. The Division requested that an additional
15 status conference be scheduled in February 2012 in the event that the parties do not conclude a
16 settlement which will be submitted for approval by the Commission.

17 Accordingly, a status conference should be scheduled

18 IT IS THEREFORE ORDERED a **status conference** shall be held on **February 16, 2012, at**
19 **9:30 a.m.**, at the Commission's offices, 1200 West Washington Street, **Room 100**, Phoenix, Arizona.

20 IT IS FURTHER ORDERED that the Division shall file a Motion to Vacate the status
21 conference in the event that the parties conclude settlement prior to the scheduled date of the status
22 conference.

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

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

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

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

10 DATED this 15TH day of December, 2011.

11
12
13 
14 MARC E. STERN
ADMINISTRATIVE LAW JUDGE

15 Copies of the foregoing mailed/delivered
this 15th day of December, 2011 to:

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23 Phoenix, AZ 85007

24 ARIZONA REPORTING SERVICE, INC.
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25 Phoenix, AZ 85004-1481

26 By: 
27 Debra Broyles
Secretary to Marc E. Stern
28