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BEFORE THE ARIZONA CORPORATION COMMISSION

COMMISSIONERS

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

Arizona Corporation Commission

DOCKETED

MAR - 7 2012

DOCKETED BY 

In the matter of:

Morgan Financial, L.L.C., an Arizona limited liability company,
Jimmy Hartgraves, Jr. and Laurie Hartgraves, husband and wife,
Respondents.

DOCKET No. S-20719A-09-0583

MOTION FOR ADDITIONAL TIME FOR FILING EXCEPTIONS AND REQUEST TO CONTINUE MATTER TENTATIVELY SCHEDULED ON MARCH 15, 2012 OPEN MEETING DATE

Respondents Morgan Financial, LLC, Jimmy Hartgraves, Jr. and Laurie Hartgraves (“Respondents”) hereby request additional time to review, and possibly file exceptions to, the recommendation filed by Administrative Law Judge Marc E. Stern (“ALJ Stern”) and request that the Arizona Corporation Commission (the “Commission”) remove this matter from its tentative schedule for the Commission’s Open Meeting to be held March 15, 2012 and reschedule this matter to be heard at a later open meeting.

This matter was heard by ALJ Stern on May 16 and 17, 2011. Post-hearing briefs and memoranda have been filed by the Division and Respondents, and one post-hearing Procedural Order was issued by ALJ Stern. A recommendation in the form of an Opinion and Order (the “Recommendation”) was docketed February 28, 2012, but was mailed to

1 counsel for Respondents with an incorrect postal ZIP Code. As a result of the incorrect
2 address, Respondents have never been served with a copy of the Recommendation.

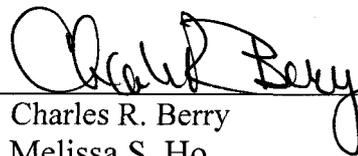
3 A.C.C. R14-3-110(b) provides that:

4 "any party to a proceeding may serve and file...exceptions to the
5 proposed order within 10 days after service thereof...."

6 Because the Recommendation has not yet been served on Respondents, Respondents
7 should be allowed the 10 days mandated by the Commission's rules to serve and file
8 exceptions. Respondents first learned of the Recommendation the afternoon of March 6,
9 2012 (less than 24 hours ago), and have just obtained a copy from the Division's online
10 eDocket. Therefore, Respondents need adequate time to review, and possibly file
11 exceptions to, the Recommendation. In light of the foregoing, Respondents, through their
12 attorney(s), request that they be given until March 17, 2012 (the 10 days provided by
13 Rule 14-3-110(B)) as additional time to file exceptions.

14 Attorney Phong (Paul) Huynh of the Division has been contacted and has no
15 objection to this Motion.

16 **RESPECTFULLY SUBMITTED** this 7th day of March, 2012.

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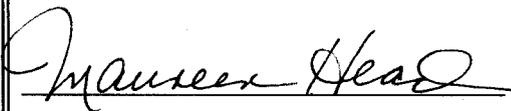
1 Original and 13 copies filed
2 this 7th day of March, 2012
3 with the Arizona Corporation Commission
4 Docket Control Center and COPIES hand-delivered
5 this same date to:

6 Administrative Law Judge Marc E. Stern
7 Arizona Corporation Commission, Securities Division
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