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BEFORE THE ARIZONA CORPORATION COMMISSION

COMMISSIONERS Arizona Corporation Commission

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GARY PIERCE - Chairman
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2012 MAY 30 P 1:59

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ARIZONA CORP COMMISSION
DOCKET CONTROL

In the matter of:

DOCKET NO. S-20846A-12-0135

ARIZONA GOLD PROCESSING, LLC, an
Arizona limited liability company,
AZGO, LLC, an Arizona limited liability company;
and
CHARLES L. ROBERTSON, a married man,
Respondents.

PROCEDURAL ORDER
(Schedules Hearing)

BY THE COMMISSION:

On April 6, 2012, 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 Arizona Gold Processing, LLC ("AGP"), an Arizona limited liability company, AZGO, LLC ("AZGO"), an Arizona limited liability company, and Charles L. Robertson, a married man, (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 membership interests and/or investment contracts.

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

On April 29, 2012, Respondent Charles Robertson filed a request for a hearing in this matter on behalf of himself and as manager of AGP and AZGO.

On May 7, 2012, by Procedural Order, a pre-hearing conference was scheduled on May 30, 2012.

On May 30, 2012, at the pre-hearing conference, the Division and Respondents appeared through counsel. The Division and Respondents are to discuss the issues raised by the T.O. and Notice and will attempt to settle the proceeding. The Division requested that, in the interim, a

1 hearing be scheduled in the fall.

2 Accordingly, a hearing should be scheduled.

3 IT IS THEREFORE ORDERED that a **hearing** shall be held on **October 9, 2012, at 10:00**
4 **a.m.**, at the Commission's offices, 1200 West Washington Street, Hearing Room No. 1, Phoenix,
5 Arizona.

6 IT IS FURTHER ORDERED that the parties shall also set aside **October 10, 11, 12 and 15,**
7 **2012, for additional days of hearing**, if necessary.

8 IT IS FURTHER ORDERED that **the Division and Respondents shall exchange copies of**
9 **their Witness Lists and copies of their Exhibits by August 31, 2012**, with courtesy copies
10 provided to the presiding Administrative Law Judge.

11 **IT IS FURTHER ORDERED that if the parties reach a resolution of the issues raised in**
12 **the Notice prior to the hearing, the Division shall file a Motion to Vacate the proceeding.**

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

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

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

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26 ...

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

4 DATED this 30th day of May, 2012.

5
6
7 
8 MARC E. STERN
ADMINISTRATIVE LAW JUDGE

9 Copies of the foregoing mailed/delivered
10 this 30th day of May, 2012 to:

11 Scott M. Theobald
12 Mark A. Nickel
13 THEOBALD LAW, PLC
14 3219 East Camelback Road, #350
15 Phoenix, AZ 85018
16 Attorneys for Respondents

17 ARIZONA GOLD PROCESSING LLC
18 Attention: General Counsel
19 2575 East Camelback Road, Suite 450
20 Phoenix, AZ 85016

21 Matt Neubert, Director
22 Securities Division
23 ARIZONA CORPORATION COMMISSION
24 1300 West Washington Street
25 Phoenix, AZ 85007

26 ARIZONA REPORTING SERVICE, INC.
27 2200 North Central Avenue, Suite 502
28 Phoenix, AZ 85004-1481

29 By: 
30 Debra Broyles
31 Secretary to Marc E. Stern