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BEFORE THE ARIZONA CORPORATION COMMISSION

Arizona Corporation Commission

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COMMISSIONERS

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

2012 JUL 12 A 9:50

CORP COMMISSION  
DOCKET CONTROL

DOCKETED

JUL 12 2012

DOCKETED BY *LM*

In the matter of:

DOCKET NO. S-20843A-12-0121

BENJAMIN M. CVETKOVICH;

STERLING INVESTMENTS GROUP  
INTERNATIONAL, LLC; and

GEORGE A. PRUDEN AND JANET F.  
PRUDEN, husband and wife,

Respondents.

**THIRD**  
**PROCEDURAL ORDER**  
**(Schedules Pre-Hearing Conference)**

**BY THE COMMISSION:**

On March 30, 2012, the Securities Division ("Division") of the Arizona Corporation Commission ("Commission") filed a Notice of Opportunity for Hearing ("Notice") against Benjamin M. Cvetkovich, Sterling Investments Group International, LLC ("SIGI"), and George A. Pruden and Janet F. Pruden, 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 stock or investment contracts.

Respondent spouse, Janet F. Pruden, was joined in the action for the purpose of determining the liability of the marital community pursuant to A.R.S. §44-2031(C).

The Respondents were duly served with copies of the Notice.

On May 21, 2012, pursuant to A.A.C. R14-4-305, Respondent Benjamin M. Cvetkovich filed an Answer on his own behalf. However, Respondent Cvetkovich failed to request a hearing as required by A.R.S. § 44-1972, and A.A.C. R14-4-406, a prerequisite to filing his Answer. Respondent Cvetkovich's failure to file a request for hearing could be cured if an extension of time was granted for leave which would enable him to file a request if he wanted a hearing in this matter.

On June 6, 2012, by Procedural Order, Respondent Cvetkovich was granted an extension of time until June 27, 2012, for leave to file a request for hearing pursuant to A.R.S. § 44-1972 and

1 A.A.C. R14-2-306 if he wanted to request a hearing on the issues raised in the Notice.

2 On June 12, 2012, pursuant to A.A.C. R14-4-305, an Answer similar to that filed by  
3 Respondent Cvetkovich was filed by it appears one of the Pruden Respondents on his or her own  
4 behalf. However, this Respondent failed to request a hearing as required by A.R.S. § 44-1972, and  
5 A.A.C. R14-4-406, a prerequisite to filing his or her Answer. Further, the Answer which was filed on  
6 June 12<sup>th</sup> was not signed and only identifiable by a return address. The Respondent who failed to file  
7 a request for hearing may cure the defect if an extension of time is granted for leave which will  
8 enable him or her to file a request if he or she wants a hearing in this matter. When filing the request,  
9 it should be signed by the party filing the request or both Pruden Respondents, if both Mr. and Mrs.  
10 Pruden are requesting a hearing. By Procedural Order, the Pruden Respondents were granted an  
11 extension of time until July 3, 2012, for leave to file a request for hearing pursuant to A.R.S. § 44-  
12 1972 and A.A.C R14-2-306.

13 On June 28, 2012, Respondent Cvetkovich filed a request for hearing.

14 Under the circumstances Mr. Cvetkovich's request for hearing should be considered timely,  
15 and a pre-hearing conference scheduled.

16 IT IS THEREFORE ORDERED that a **pre-hearing conference shall be held on July 26,**  
17 **2012, at 10:30 a.m.,** at the Commission's offices, 1200 West Washington Street, Hearing Room No.  
18 1, Phoenix, Arizona.

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

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

25 IT IS FURTHER ORDERED that withdrawal or representation must be made in compliance  
26 with A.A.C. R14-3-104(E) and Rule 1.16 of the Rules of Professional Conduct (under Rule 42 of the  
27 Rules of the Arizona Supreme Court). Representation before the Commission includes appearances  
28 at all hearings and procedural conferences, as well as all Open Meetings for which the matter is

1 scheduled for discussion, unless counsel has previously been granted permission to withdraw by the  
2 Administrative Law Judge or the Commission.

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

6 DATED this 12<sup>TH</sup> day of July, 2012.

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9 \_\_\_\_\_  
10 MARC E. STERN  
ADMINISTRATIVE LAW JUDGE

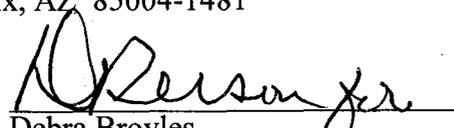
11 Copies of the foregoing mailed/delivered  
12 this 12<sup>TH</sup> day of July, 2012 to:

13 Benjamin M. Cvetkovich  
14 1182 Belle Drive  
Loveland, CO 80537

15 George A. Pruden  
16 Janet F. Pruden  
1140 Wall Street, No. 9018  
La Jolla, CA 92038-9018

17 Matt Neubert, Director  
18 Securities Division  
ARIZONA CORPORATION COMMISSION  
19 1300 West Washington Street  
Phoenix, AZ 85007

20 ARIZONA REPORTING SERVICE, INC.  
21 2200 North Central Avenue, Suite 502  
Phoenix, AZ 85004-1481

22 By:   
23 \_\_\_\_\_  
24 Debra Broyles  
Secretary to Marc E. Stern