

ORIGINAL



0000140891

BEFORE THE ARIZONA CORPORATION C

RECEIVED

COMMISSIONERS

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

2012 DEC 10 A 11: 21

AZ CORP COMMISSION
DOCKET CONTROL

In the matter of:

DOCKET NO. S-20867A-12-0459

- TRI-CORE COMPANIES, LLC an Arizona limited liability company,
- TRI-CORE MEXICO LAND DEVELOPMENT, LLC, an Arizona limited liability company,
- TRI-CORE BUSINESS DEVELOPMENT, LLC, an Arizona limited liability company,
- ERC COMPACTORS, LLC, an Arizona limited liability company,
- ERC INVESTMENTS, LLC, an Arizona limited liability company,
- C&D CONSTRUCTION SERVICES, INC. a Nevada corporation,
- PANGAEA INVESTMENT GROUP, LLC, an Arizona limited liability company, d/b/a Arizona Investment Center,
- JASON TODD MOGLER, an Arizona resident,
- BRIAN W. BUCKLEY and CHERYL BARRETT BUCKLEY, husband and wife,
- CASIMER POLANCHEK, an Arizona resident,
- NICOLE KORDOSKY, an Arizona resident,

Respondents.

Arizona Corporation Commission

DOCKETED

DEC 10 2012

DOCKETED BY *AM*

PROCEDURAL ORDER
(Schedules Pre-hearing Conference)

BY THE COMMISSION:

On November 8, 2012, the Securities Division ("Division") of the Arizona Corporation Commission ("Commission") filed a Notice of Opportunity for Hearing ("Notice") against Tri-Core Companies, LLC, ("Tri-Core"), Tri-Core Mexico Land Development, LLC ("TC Mexico"), Tri-Core

1 Business Development, LLC (“TC Business”), ERC Compactors, LLC (“ERC Compactors”), ERC
2 Investments, LLC (“ERC Investments”), C&D Construction Services, Inc. (“C&D”), Pangaea
3 Investment Group, LLC (“Pangaea”), d/b/a Arizona Investment Center (“AIC”), Jason Todd Mogler,
4 Brian W. Buckley And Cheryl Barrett Buckley, husband and wife, Casimer Polanchek, And Nicole
5 Kordosky (collectively “Respondents”), in which the Division alleged multiple violations of the
6 Arizona Securities Act (“Act”) in connection with the offer and sale of securities in the form of notes.

7 The Respondents were duly served with a copy of the Notice.

8 On November 26, 2012, a request for hearing in this matter was filed on behalf of C&D.

9 On November 30, 2012, Respondents Tri-Core, TC Business, ERC Compactors, ERC
10 Investments, Jason Todd Mogler, Brian N. Buckley and Cheryl Barrett Buckley filed requests for
11 hearing.

12 Accordingly, a pre-hearing conference should be scheduled.

13 IT IS THEREFORE ORDERED a **pre-hearing conference** shall be held on **January 15,**
14 **2013, at 11:00 a.m.,** at the Commission’s offices, 1200 West Washington Street, Hearing Room No.
15 ??, Phoenix, Arizona.

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

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

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

28 IT IS FURTHER ORDERED that the Presiding Administrative Law Judge may rescind, alter,

1 amend, or waive any portion of this Procedural Order either by subsequent Procedural Order or by
2 ruling at hearing.

3 DATED this 10th day of December, 2012.

4
5
6 
7 MARC E. STERN
ADMINISTRATIVE LAW JUDGE

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

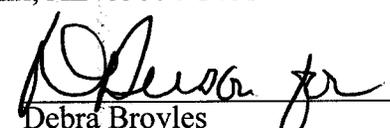
10 Dale B. Rycraft, Jr.
11 THE RYCRAFT LAW FIRM PLLC
12 238 W. 2nd Street
13 Mesa, AZ 85201
14 Attorney for C&D Construction Services, Inc.

15 Bobby O. Thrasher, Jr.
16 THRASHER JEMSEK
17 530 E. McDowell Rd., Suite 107-495
18 Phoenix, AZ 85004
19 Attorneys for Tri-Core Companies, LLC, Tri-Core
20 Business Development, LLC, ERE Compactors, LLC,
21 ERC Investments, LLC and Jason Todd Mogler

22 Brian N. Buckley
23 Cheryl Barrett Buckley
24 4259 E. Bruce Ct.
25 Gilbert, AZ 85234

26 Matt Neubert, Director
27 Securities Division
28 ARIZONA CORPORATION COMMISSION
1300 West Washington Street
Phoenix, AZ 85007

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

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