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BEFORE THE ARIZONA CORPORATION COMMISSION

Arizona Corporation Commission

DOCKETED

FEB 21 2013

DOCKETED BY [Signature]

COMMISSIONERS

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

In the Matter of:

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 N. BUCKLEY and CHERYL  
BARRETT BUCKLEY, husband and  
wife,

CASIMER POLANCHEK, an Arizona  
resident,

NICOLE KORDOSKY, an Arizona  
resident,

Respondents.

Docket No. S-20867A-12-0459

ANSWER

(Assigned to Administrative Law  
Judge Marc E. Stern)

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1 Respondent, Nicole Kordosky, hereby responds to The Securities Division  
2 ("Division") of the Arizona Corporation Commission's (Commission") Notice of Opportunity  
3 for Hearing Regarding Proposed Order to Cease and Desist, Order for Restitution, Order  
4 for Administration Penalties and Order for Other Affirmative Action.  
5

6 I.

7 JURISDICTION

8 1. Respondents are without knowledge sufficient to form a belief as to the truth of  
9 the allegations contained in Paragraph 1 of the Notice of Opportunity.  
10

11 II.

12 RESPONDENTS

13 2. Respondents are without knowledge sufficient to form a belief as to the truth of  
14 the allegations contained in Paragraph 2 of the Notice of Opportunity.

15 3. Respondents are without knowledge sufficient to form a belief as to the truth of  
16 the allegations contained in Paragraph 3 of the Notice of Opportunity.

17 4. Respondents are without knowledge sufficient to form a belief as to the truth of  
18 the allegations contained in Paragraph 4 of the Notice of Opportunity.

19 5. Respondents are without knowledge sufficient to form a belief as to the truth of  
20 the allegations contained in Paragraph 5 of the Notice of Opportunity.

21 6. Respondents are without knowledge sufficient to form a belief as to the truth of  
22 the allegations contained in Paragraph 6 of the Notice of Opportunity.

23 7. Respondents are without knowledge sufficient to form a belief as to the truth of  
24 the allegations contained in Paragraph 7 of the Notice of Opportunity.  
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1 8. Respondents are without knowledge sufficient to form a belief as to the truth of  
2 the allegations contained in Paragraph 8 of the Notice of Opportunity.

3 9. Respondents are without knowledge sufficient to form a belief as to the truth of  
4 the allegations contained in Paragraph Paragraph 9 of the Notice of Opportunity.

5 10. Respondents are without knowledge sufficient to form a belief as to the truth of  
6 the allegations contained in Paragraph 10 of the Notice of Opportunity.

7 11. Respondents are without knowledge sufficient to form a belief as to the truth of  
8 the allegations contained in Paragraph 11 of the Notice of Opportunity.

9 12. Respondents admit to the allegations contained in Paragraph 12 of the Notice  
10 of Opportunity.

11 13. Respondents do not need to answer allegation contained in Paragraph 13.

12 14. Respondents are without knowledge sufficient to form a belief as to the truth of  
13 the allegations contained in Paragraph 14 of the Notice of Opportunity.

14 15. Respondents are without knowledge sufficient to form a belief as to the truth of  
15 the allegations contained in Paragraph 15 of the Notice of Opportunity.

16 III.

17 16. Respondents are without knowledge sufficient to form a belief as to the truth of  
18 the allegations contained in Paragraph 16 of the Notice of Opportunity.

19 17. Respondents are without knowledge sufficient to form a belief as to the truth of  
20 the allegations contained in Paragraph 17 of the Notice of Opportunity.

21 18. Respondents are without knowledge sufficient to form a belief as to the truth of  
22 the allegations contained in Paragraph 18 of the Notice of opportunity.



1           30. Respondents are without knowledge sufficient to form a belief as to the truth of  
2 the allegations contained in Paragraph 30 of the Notice of Opportunity.

3           31. Respondents are without knowledge sufficient to form a belief as to the truth of  
4 the allegations contained in Paragraph 31 of the Notice of Opportunity.

5           32. Respondents are without knowledge sufficient to form a belief as to the truth of  
6 the allegations contained in Paragraph 32 of the Notice of Opportunity.

7           33. Respondent is without knowledge sufficient to form a belief as to the truth of the  
8 allegations contained in Paragraph 33 of the Notice of Opportunity.

9           34. Respondents are without knowledge sufficient to form a belief as to the truth of  
10 the allegations contained in Paragraph 34 of the Notice of Opportunity.

11           35. Respondents are without knowledge sufficient to form a belief as to the truth of  
12 the allegations contained in Paragraph 35 of the Notice of Opportunity.

13           36. Respondents are without knowledge sufficient to form a belief as to the truth of  
14 the allegations contained in Paragraph 36 of the Notice of Opportunity;

15           37. Respondents are without knowledge sufficient to form a belief as to the truth of  
16 the allegations contained in Paragraph 37 of the Notice of Opportunity.

17           38. Respondents are without knowledge sufficient to form a belief as to the truth of  
18 the allegations contained in Paragraph 38 of the Notice of Opportunity.

19           39. Respondents are without knowledge sufficient to form a belief as to the truth of  
20 the allegations contained in Paragraph 39 of the Notice of Opportunity.

21           40. Respondents are without knowledge sufficient to form a belief as to the truth of  
22 the allegations contained in Paragraph 40 of the Notice of Opportunity.

1           41. Respondents are without knowledge sufficient to form a belief as to the truth of  
2 the allegations contained in Paragraph 41 of the Notice of Opportunity.

3           42. Respondents are without knowledge sufficient to form a belief as to the truth of  
4 the allegations contained in Paragraph 42 of the Notice of Opportunity.

5           43. Respondents are without knowledge sufficient to form a belief as to the truth of  
6 the allegations contained in Paragraph 43 of the Notice of Opportunity.

7           44. Respondents are without knowledge sufficient to form a belief as to the truth of  
8 the allegations contained in Paragraph 44 of the Notice of Opportunity.

9           45. Respondents are without knowledge sufficient to form a belief as to the truth of  
10 the allegations contained in Paragraph 45 of the Notice of Opportunity.

11           46. Respondents are without knowledge sufficient to form a belief as to the truth of  
12 the allegations contained in Paragraph 46 of the Notice of Opportunity.

13           47. Respondents are without knowledge sufficient to form a belief as to the truth of  
14 the allegations contained in Paragraph 47 of the Notice of Opportunity.

15           48. Respondents are without knowledge sufficient to form a belief as to the truth of  
16 the allegations contained in Paragraph 48 of the Notice of Opportunity.

17           49. Respondents are without knowledge sufficient to form a belief as to the truth of  
18 the allegations contained in Paragraph 49 of the Notice of Opportunity.

19           50. Respondents are without knowledge sufficient to form a belief as to the truth of  
20 the allegations contained in Paragraph 50 of the Notice of Opportunity.

21           51. Respondents are without knowledge sufficient to form a belief as to the truth of  
22 the allegations contained in Paragraph 51 of the Notice of Opportunity.  
23  
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1           62. Respondents are without knowledge sufficient to form a belief as to the truth of  
2 the allegations contained in Paragraph 62 of the Notice of Opportunity.

3           63. Respondents are without knowledge sufficient to form a belief as to the truth of  
4 the allegations contained in Paragraph 63 of the Notice of Opportunity.

5           64. Respondents are without knowledge sufficient to form a belief as to the truth of  
6 the allegations contained in Paragraph 64 of the Notice of Opportunity.

7           65. Respondents are without knowledge sufficient to form a belief as to the truth of  
8 the allegations contained in Paragraph 65 of the Notice of Opportunity.

9           66. Respondents are without knowledge sufficient to form a belief as to the truth of  
10 the allegations contained in Paragraph 66 of the Notice of Opportunity.

11           67. Respondents are without knowledge sufficient to form a belief as to the truth of  
12 the allegations contained in Paragraph 67 of the Notice of Opportunity.

13           68. Respondents are without knowledge sufficient to form a belief as to the truth of  
14 the allegations contained in Paragraph 68 of the Notice of Opportunity.

15           69. Respondents are without knowledge sufficient to form a belief as to the truth of  
16 the allegations contained in Paragraph 69 of the Notice of Opportunity.

17           70. Respondents are without knowledge sufficient to form a belief as to the truth of  
18 the allegations contained in Paragraph 70 of the Notice of Opportunity.

19           71. Respondents are without knowledge sufficient to form a belief as to the truth of  
20 the allegations contained in Paragraph 71 of the Notice of Opportunity.

21           72. Respondents are without knowledge sufficient to form a belief as to the truth of  
22 the allegations contained in Paragraph 72 of the Notice of Opportunity.  
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1           73. Respondents are without knowledge sufficient to form a belief as to the truth of  
2 the allegations contained in Paragraph 73 of the Notice of Opportunity.

3           74. Respondents are without knowledge sufficient to form a belief as to the truth of  
4 the allegations contained in Paragraph 74 of the Notice of Opportunity.

5           75. Respondents are without knowledge sufficient to form a belief as to the truth of  
6 the allegations contained in Paragraph 75 of the Notice of Opportunity.

7           76. Respondents are without knowledge sufficient to form a belief as to the truth of  
8 the allegations contained in Paragraph 76 of the Notice of Opportunity.

9           77. Respondents are without knowledge sufficient to form a belief as to the truth of  
10 the allegations contained in Paragraph 77 of the Notice of Opportunity.

11           78. Respondents are without knowledge sufficient to form a belief as to the truth of  
12 the allegations contained in Paragraph 78 of the Notice of Opportunity.

13           79. Respondents are without knowledge sufficient to form a belief as to the truth of  
14 the allegations contained in Paragraph 79 of the Notice of Opportunity.

15           80. Respondents are without knowledge sufficient to form a belief as to the truth of  
16 the allegations contained in Paragraph 80 of the Notice of Opportunity.

17           81. Respondents are without knowledge sufficient to form a belief as to the truth of  
18 the allegations contained in Paragraph 81 of the Notice of Opportunity.

19           82. Respondents are without knowledge sufficient to form a belief as to the truth of  
20 the allegations contained in Paragraph 82 of the Notice of Opportunity.

21           83. Respondents are without knowledge sufficient to form a belief as to the truth of  
22 the allegations contained in Paragraph 83 of the Notice of Opportunity.  
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1           106. Respondents are without knowledge sufficient to form a belief as to the truth of  
2 the allegations contained in Paragraph 106 of the Notice of Opportunity.

3           107. Respondents are without knowledge sufficient to form a belief as to the truth of  
4 the allegations contained in Paragraph 107 of the Notice of Opportunity.

5           108. Respondents are without knowledge sufficient to form a belief as to the truth of  
6 the allegations contained in Paragraph 108 of the Notice of Opportunity.

7           109. Respondents are without knowledge sufficient to form a belief as to the truth of  
8 the allegations contained in Paragraph 109 of the Notice of Opportunity.

9           110. Respondents admit to the allegations contained in Paragraph 110 of the Notice  
10 of Opportunity.

11           111. Respondents are without knowledge sufficient to form a belief as to the truth of  
12 the allegations contained in Paragraph 111 of the Notice of Opportunity.

13           112. Respondents are without knowledge sufficient to form a belief as to the truth of  
14 the allegations contained in Paragraph 112 of the Notice of Opportunity.

15           113. Respondents are without knowledge sufficient to form a belief as to the truth of  
16 the allegations contained in Paragraph 113 of the Notice of Opportunity.

17           114. Respondents are without knowledge sufficient to form a belief as to the truth of  
18 the allegations contained in Paragraph 114 of the Notice of Opportunity.

19           115. Respondents are without knowledge sufficient to form a belief as to the truth of  
20 the allegations contained in Paragraph 115 of the Notice of Opportunity.

21           116. Respondents are without knowledge sufficient to form a belief as to the truth of  
22 the allegations contained in Paragraph 116 of the Notice of Opportunity.

1 117. Respondents deny the allegations contained in Paragraph 117 of the Notice of  
2 Opportunity.

3 118. Respondents deny the allegations contained in Paragraph 118 of the Notice of  
4 Opportunity.

5 119. Respondents deny the allegations contained in Paragraph 119 of the Notice of  
6 Opportunity.

7 120. Respondents deny the allegations contained in Paragraph 120 of the Notice of  
8 Opportunity;

9 121. Respondents deny the allegations contained in Paragraph 121 of the Notice of  
10 Opportunity;

11 122. Respondents deny the allegations contained in Paragraph 122 of the Notice of  
12 Opportunity.

13 123. Respondents deny the allegations contained in Paragraph 123 of the Notice of  
14 Opportunity.

15 124. Respondents deny the allegations contained in Paragraph 124 of the Notice of  
16 Opportunity.

17 125. Respondents deny the allegations contained in Paragraph 125 of the Notice of  
18 Opportunity;

19 126. Respondents deny the allegations contained in Paragraph 126 of the Notice of  
20 Opportunity.

21 127. Respondents deny the allegations contained in Paragraph 127 of the Notice of  
22 Opportunity.  
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1 128. Respondents deny the allegations contained in Paragraph 128 of the Notice of  
2 Opportunity.

3 C&D INVESTMENT

4 129. Respondents deny the allegations contained in Paragraph 129 of the Notice of  
5 Opportunity.

6 130. Respondents are without knowledge sufficient to form a belief as to the truth of  
7 the allegations contained in Paragraph 130 of the Notice of Opportunity.

8 131. Respondents are without knowledge sufficient to form a belief as to the truth of  
9 the allegations contained in Paragraph 131 of the Notice of Opportunity.

10 132. Respondents are without knowledge sufficient to form a belief as to the truth of  
11 the allegations contained in Paragraph 132 of the Notice of Opportunity.

12 133. Respondents are without knowledge sufficient to form a belief as to the truth of  
13 the allegations contained in Paragraph 133 of the Notice of Opportunity.

14 134. Respondents are without knowledge sufficient to form a belief as to the truth of  
15 the allegations contained in Paragraph 134 of the Notice of Opportunity.

16 135. Respondents admit to the allegations contained in Paragraph 135 of the Notice  
17 of Opportunity.

18 136. Respondents are without knowledge sufficient to form a belief as to the truth of  
19 the allegations contained in Paragraph 136 of the Notice of Opportunity.

20 137. Respondents are without knowledge sufficient to form a belief as to the truth of  
21 the allegations contained in Paragraph 137 of the Notice of Opportunity.

22 138. Respondents admit to the allegations contained in Paragraph 138 of the Notice  
23 of Opportunity.  
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1 139. Respondents are without knowledge sufficient to form a belief as to the truth of  
2 the allegations contained in Paragraph 139 of the Notice of Opportunity.

3 140. Respondents are without knowledge sufficient to form a belief as to the truth of  
4 the allegations contained in Paragraph 140 of the Notice of Opportunity.

5 141. Respondents are without knowledge sufficient to form a belief as to the truth of  
6 the allegations contained in Paragraph 141 of the Notice of Opportunity.

7 142. Respondents are without knowledge sufficient to form a belief as to the truth of  
8 the allegations contained in Paragraph 142 of the Notice of Opportunity.  
9

10 IV.

11 VIOLATION OF A.R.S. § 44-1841

12 (Offer or Sale of Unregistered Securities)

13  
14 143. Respondents deny the allegations contained in Paragraph 143 of the Notice of  
15 Opportunity.

16 144. Respondents deny the allegations contained in Paragraph 144 of the Notice of  
17 Opportunity.

18 145. Respondents deny the allegations contained in Paragraph 145 of the Notice of  
19 Opportunity.  
20

21 146. Respondents deny the allegations contained in Paragraph 146 of the Notice of  
22 Opportunity.

23 147. Respondents deny the allegations contained in Paragraph 147 of the Notice of  
24 Opportunity.  
25

26 148. Respondents deny the allegations contained in Paragraph 148 of the Notice of  
27 Opportunity.  
28

1 149. Respondents deny the allegations contained in Paragraph 149 of the Notice of  
2 Opportunity.

3 150. Respondents deny the allegations contained in Paragraph 150 of the Notice of  
4 Opportunity.

5 151. Respondents deny the allegations contained in Paragraph 151 of the Notice of  
6 Opportunity.

7  
8 V.

9 VIOLATION OF A.R.S. § 44-1842

10 (Transactions by Unregistered Dealers or Salesmen)

11 152. Respondents deny the allegations contained in Paragraph 152 of the Notice of  
12 Opportunity.

13 153. Respondents deny the allegations contained in Paragraph 153 of the Notice of  
14 Opportunity.  
15

16 VI.

17 VIOLATION OF A.R.S. § 44-1991

18 (Fraud in Connection with the offer or Sale of Securities)

19 154. Respondents deny the allegations contained in Paragraph 154 of the Notice of  
20 Opportunity.  
21

22 155. Respondents deny the allegations contained in Paragraph 155 of the Notice of  
23 Opportunity.  
24

25 156. Respondents are without knowledge sufficient to form a belief as to the truth of  
26 the allegations contained in Paragraph 156 of the Notice of Opportunity.  
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1 157. Respondents are without knowledge sufficient to form a belief as to the truth of  
2 the allegations contained in Paragraph 157 of the Notice of Opportunity.

3 158. Respondents deny that Division is entitled to relief and requested and demand  
4 strict proof of all allegations.

5 Dated this 20<sup>th</sup> day of February, 2013.

6 THRASHER JEMSEK, PLLC

7  
8 By   
9 Nicole Kordosky

10 CERTIFICATE OF SERVICE

11 I hereby certify that I have served the foregoing document on all parties of record in  
12 this proceeding by mailing a copy thereof to:

13 Matthew J. Neubert, Director  
14 Arizona Corporation Commission  
15 Securities Division  
16 1300 W. Washington, 3<sup>rd</sup> Floor  
Phoenix, AZ 85007

17 Stacey L. Luedtke, Attorney  
18 Arizona Corporation Commission  
19 Securities Division  
20 1300 W. Washington, 3<sup>rd</sup> Floor  
Phoenix, AZ 85007

21 Lyn Farmer, Chief Legal Counsel  
22 Arizona Corporation Commission  
23 1200 West Washington  
24 Phoenix, AZ 85007

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