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COMMISSIONERS
BOB STUMP, Chairman
GARY PIERCE
BRENDA BURNS
BOB BURNS
SUSAN BITTER SMITH



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JODI JERICH
EXECUTIVE DIRECTOR

ARIZONA CORPORATION COMMISSION

MEMORANDUM

RECEIVED
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AZ CORP COMMISSION
DOCKET CONTROL

TO: Bob Stump, Chairman
Gary Pierce
Brenda Burns
Bob Burns
Susan Bitter Smith

Arizona Corporation Commission
DOCKETED
APR 16 2013

FROM: Matthew J. Neubert
Director of Securities

DOCKETED BY
[Signature]

DATE: April 15, 2013

RE: Proposed Order to Cease and Desist, for Restitution, and for Administrative Penalty regarding Casimer Polanchek, Docket No. S-20867A-12-0459

CC: Jodi Jerich, Executive Director

Please find attached a proposed Order to Cease and Desist, for Restitution, and for Administrative Penalty ("Order") regarding Casimer Polanchek ("Polanchek"). The Order requires Polanchek to cease and desist from violating the Securities Act, and requires Polanchek to pay restitution in the principal amount of \$2,558,832.07, plus interest from the date of investment, and pay an administrative penalty in the amount of \$175,000.00.

On February 14, 2013, the Division filed its Notice of Service by Publication Re: Respondent Casimer Polanchek. As of the date of this filing, no request for a hearing or Answer has been filed by Polanchek.

From at least July 2010 until at least March 2011, Polanchek individually offered promissory notes issued by Tri-Core Companies, LLC in and from Arizona ("Tri-Core June 2010 Investment"). From at least November 2010 until October 2011, Polanchek offered and sold promissory notes issued by C&D Construction Services, Inc. in and from Arizona ("C&D Investment").

The Order finds that Polanchek violated A.R.S. §§44-1841 and 44-1842 by selling unregistered securities in the form of investment contracts as an unregistered securities salesman. In addition, the Order finds that Polanchek violated A.R.S. §44-1991 because there were untrue statements or

misleading omissions of material fact. The order also finds that Polanchek was the control person, who directly or indirectly controlled Respondent AIC/Pangaea within the meaning of A.R.S. § 44-1999. Polanchek is jointly and severally liable with, and to the same extent as AIC/Pangaea, for AIC/Pangaea's violations of A.R.S. § 44-1991. The Commission has previously entered an Order to Cease and Desist, Order for Restitution, and Order for Administrative Penalties against AIC/Pangaea. The Division believes that the Order is appropriate to protect the public welfare.

This matter is still pending regarding Respondents Tri-Core Companies, LLC, Tri-Core Business Development, LLC, ERC Compactors, LLC, ERC Investments, LLC, C&D Construction Services, Inc., Jason Todd Mogler, Brian N. Buckley, and Cheryl Barrett Buckley.

Originator: Stacy Luedtke

BEFORE THE ARIZONA CORPORATION COMMISSION

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COMMISSIONERS

BOB STUMP, Chairman
GARY PIERCE
BRENDA BURNS
BOB BURNS
SUSAN BITTER SMITH

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

DECISION NO. _____

**ORDER TO CEASE AND DESIST, ORDER
FOR RESTITUTION AND ORDER FOR
ADMINISTRATIVE PENALTIES**

RE: CASIMER POLANCHEK

1 On November 8, 2012, the Securities Division (“Division”) of the Arizona Corporation
2 Commission (“Commission”) filed a Notice of Opportunity for Hearing regarding a Proposed
3 Order to Cease and Desist, For Restitution, For Administrative Penalties and Order for Other
4 Affirmative Action (“Notice”) against TRI-CORE COMPANIES, LLC (“Tri-Core”), TRI-CORE
5 MEXICO LAND DEVELOPMENT, LLC (“Tri-Core Mexico”), TRI-CORE BUSINESS
6 DEVELOPMENT, LLC (“Tri-Core BD”), ERC COMPACTORS, LLC (“ERC Compactors”), ERC
7 INVESTMENTS, LLC (“ERC Investments”), C&D CONSTRUCTION SERVICES, INC.
8 (“C&D”), PANGAEA INVESTMENT GROUP, LLC (“Pangaea”) d/b/a Arizona Investment
9 Center (collectively “AIC”), JASON TODD MOGLER (“Mogler”), BRIAN N. BUCKLEY
10 (“Buckley”) and CHERYL BARRETT BUCKLEY (“Buckley Spouse”), CASIMER
11 POLANCHEK (“Polanchek”), and NICOLE KORDOSKY (“Kordosky”).

12 On February 14, 2013, the Division filed its Notice of Service by Publication Re:
13 Respondent Casimer Polanchek. As stated in that filing, Polanchek was appropriately served by
14 publication, with the first day of publication on January 3, 2013 and last date of publication on
15 January 24, 2013. Pursuant to R14-4-303(H)(3), service by publication was complete 30 days after
16 the first day of publication. As of the date of this filing, no request for a hearing or Answer has
17 been filed by Polanchek.

18 I.

19 FINDINGS OF FACT

20 1. TRI-CORE COMPANIES, LLC (“Tri-Core”), has been at all relevant times a
21 limited liability company organized under the laws of the state of Arizona in August 2007. At all
22 relevant times, Tri-Core’s business office was located at 8840 E. Chaparral Rd., #150, Scottsdale,
23 Arizona. As of October 2007, Tri-Core was a manager-managed LLC. Tri-Core has not been
24 registered by the Commission as a securities salesman or dealer.

1 2. TRI-CORE BUSINESS DEVELOPMENT, LLC (“Tri-Core BD”), has been at all
2 relevant times a limited liability company organized under the laws of the state of Arizona in January
3 2006. At all relevant times, Tri-Core BD’s business office was located at 8840 E. Chaparral Rd.,
4 #150, Scottsdale, Arizona. Tri-Core BD has not been registered by the Commission as a securities
5 salesman or dealer.

6 3. C&D CONSTRUCTION SERVICES, INC. (“C&D”), has been at all relevant times a
7 Nevada corporation organized under the laws of the state of Nevada in April 2000. C&D has not been
8 registered by the Commission as a securities salesman or dealer.

9 4. PANGAEA INVESTMENT GROUP, LLC (“Pangaea”), has been at all relevant
10 times a limited liability company organized under the laws of the state of Arizona in August 2009.
11 Since December 2009, Pangaea has been the registered with the Arizona Secretary of State as the
12 owner of the trade name “Arizona Investment Center” (“AIC”) and has been doing business under
13 that name. Pangaea and AIC have not been registered by the Commission as a securities salesman
14 or dealer. Hereafter, Pangaea is collectively referenced with AIC as “AIC” or “AIC/Pangaea”.

15 5. JASON TODD MOGLER (“Mogler”), has been at all relevant times a resident of
16 the state of Arizona. At all relevant times, Mogler has been the manager of Tri-Core, Tri-Core BD,
17 ERC Compactors, and ERC Investments. Mogler has not been registered by the Commission as a
18 securities salesman or dealer.

19 6. BRIAN BUCKLEY (“Buckley”), has been at all relevant times a married man and
20 resident of the state of Arizona. Buckley has not been registered by the Commission as a securities
21 salesman or dealer.

22 7. At all relevant times, Tri-Core was a manager-managed limited liability company. At
23 all relevant times, Mogler has been the manager of Tri-Core.

24 8. At all relevant times, Pangaea d/b/a AIC was a manager-managed limited liability
25 company. At all relevant times, Polanchek has been the manager of Pangaea d/b/a AIC.

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1 16. The 6/1/10 TCC PPM stated that the proceeds of the promissory notes would be
2 used to purchase and hold for appreciation parcels of land along the Sonoran Coast of Mexico
3 (“Tri-Core June 2010 Investment”).

4 17. Offerees were also provided with a subscription agreement and a business plan for
5 the Tri-Core June 2010 Investment.

6 18. The subscription agreement for the Tri-Core June 2010 Investment instructed
7 offerees to send the subscription documents to Tri-Core at 8800 E. Chaparral Rd., #270, Scottsdale,
8 Arizona. The promissory notes issued provide the same address for Tri-Core. .

9 19. The 6/1/10 TCC PPM for the Tri-Core June 2010 Investment provided, “All
10 decisions with respect to the management of the Company will be made by the Principal Managers
11 of the LLC” and “Note Holders do not have the right or power to take part in the management of
12 the Company.” The 6/1/10 TCC PPM further stated, “Note Holders will not have any voting rights
13 in the Company.”

14 20. The subscription agreements and promissory notes for the Tri-Core June 2010
15 Investment were signed by Mogler as President of Tri-Core.

16 21. Although the 6/1/10 TCC PPM and promissory notes stated that the promissory
17 notes “are” or “will be secured” by the “land Tri-Core Companies LLC purchases”, the land is not
18 identified.

19 22. Polanchek represented to offerees that investments offered by AIC, which included
20 the Tri-Core June 2010 Investment, placed investors in a first secured position, which protected
21 them from any default in payment.

22 23. Investors were not provided a deed of trust or other mechanism to securitize their
23 notes with any land in Mexico purchased by Tri-Core.

24 24. The Tri-Core June 2010 Investment was sold to both Arizona residents and out of
25 state residents, with investments totaling nearly \$1,300,000.

26

1 **Development LLC, c/o Arizona Investment Center, 8800 E. Chaparral Road, Suite 270,**
2 **Scottsdale, AZ 85250.”** The subscription agreements stated that the check was to be “made
3 payable to the order of **TRI-CORE BUSINESS DEVELOPMENT LLC . . .**”

4 34. The 10/1/10 C&D PPM for the C&D Investment provided that, “All decisions with
5 respect to the management of the Company will be made exclusively by the officers, directors and
6 employees of the Company. Note Holders do not have the right or power to take part in the
7 management of the Company and will not be represented on the Board of Directors of the
8 Company.” The 10/1/10 C&D PPM further states, “Note Holders will not have any voting rights in
9 the Company.”

10 35. The 10/1/10 C&D PPM stated that the promissory notes “are secured” by “real
11 estate in Nevada and California”. The promissory notes contained similar language. However, the
12 real estate that forms the security is not identified, nor is the owner. Further, the 10/1/10 C&D
13 PPM failed to provide offerees and/or investors with any information to determine if the “real
14 estate” adequately secured their investment.

15 36. The signatory for the subscription agreements and promissory notes for the C&D
16 Investment was Mogler with a limited power of attorney for Peter A. Salazar Jr.

17 37. The C&D Investment was publicly offered and sold via radio broadcast and/or
18 public seminar.

19 38. The C&D Investment was sold to both Arizona residents and out of state residents
20 with investments totaling nearly \$1,500,000.

21 39. The C&D Investment was offered and sold in or from Arizona to investors totaling
22 approximately \$715,000.

23 40. At all relevant times, the C&D Investment was not registered as a security by the
24 Commission.

25 ///

1 **II.**

2 **CONCLUSIONS OF LAW**

3 1. The Commission has jurisdiction over this matter pursuant to Article XV of the
4 Arizona Constitution and the Securities Act.

5 2. Polanchek offered or sold securities within or from Arizona, within the meaning of
6 A.R.S. §§ 44-1801(15), 44-1801(21), and 44-1801(26).

7 3. The securities referred to above were not registered pursuant to Articles 6 or 7 of the
8 Securities Act.

9 4. Polanchek violated A.R.S. § 44-1841 by offering or selling securities that were
10 neither registered nor exempt from registration.

11 5. Polanchek violated A.R.S. § 44-1842 by offering or selling securities while neither
12 registered as a dealer or salesman nor exempt from registration.

13 6. Polanchek violated A.R.S. § 44-1991 by (a) employing a device, scheme, or artifice
14 to defraud, (b) making untrue statements or misleading omissions of material facts, or (c) engaging
15 in transactions, practices, or courses of business that operate or would operate as a fraud or deceit
16 by the following:

17 a) With respect to the Tri-Core June 2010 Investment, representing that the
18 alternative investments in Mexico land were "safe" because they are secured;

19 b) With respect to the Tri-Core June 2010 Investment, representing that
20 investments offered by AIC, which included the Tri-Core June 2010 Investment, placed investors in a
21 first secured position, which protected them from any default in payment;

22 c) With respect to the Tri-Core June 2010 Investment, representing that the
23 investor's investments would be secured by property in Mexico, but failing to provide investors with a
24 deed of trust or other mechanism to securitize their notes;

1 IT IS FURTHER ORDERED, pursuant to A.R.S. §§ 44-2032, that Polanchek, as the
2 control person of AIC/Pangaea, jointly and severally with all Respondents against whom orders are
3 entered awarding restitution for the Tri-Core March 2008 Investment under Docket No. S-20867A-
4 12-0459, shall, jointly and severally, pay restitution to the Commission in the principal amount of
5 \$908,832.07, plus interest from the date of purchase until paid in full, subject to legal setoffs
6 pursuant to A.A.C. R14-4-308, as shown on Exhibit A that accompanied Decision No. 73666, chart
7 labeled "TRI-CORE MARCH 2008 INVESTMENT", also attached herein on attached Exhibit B,
8 chart labeled "TRI-CORE MARCH 2008 INVESTMENT".

9 IT IS FURTHER ORDERED, pursuant to A.R.S. §§ 44-2032, that Polanchek, individually
10 and as the control person of AIC/Pangaea, jointly and severally with all Respondents against whom
11 orders are entered awarding restitution for the Tri-Core June 2010 Investment under Docket No. S-
12 20867A-12-0459, shall, jointly and severally, pay restitution to the Commission in the principal
13 amount of \$170,000.00, plus interest from the date of purchase until paid in full, subject to legal
14 setoffs pursuant to A.A.C. R14-4-308, as shown on Exhibit A that accompanied Decision No.
15 73666, chart labeled "TRI-CORE JUNE 2010 INVESTMENT", also attached herein on attached
16 Exhibit B, chart labeled "TRI-CORE JUNE 2010 INVESTMENT".

17 IT IS FURTHER ORDERED, pursuant to A.R.S. §§ 44-2032, that Polanchek, as the
18 control person of AIC/Pangaea, jointly and severally with all Respondents against whom orders are
19 entered awarding restitution for the ERC Compactors Investment under Docket No. S-20867A-12-
20 0459, shall, jointly and severally, pay restitution to the Commission in the principal amount of
21 \$880,000.00, plus interest from the date of purchase until paid in full, subject to legal setoffs
22 pursuant to A.A.C. R14-4-308, as shown on Exhibit A that accompanied Decision No. 73666, chart
23 labeled "ERC COMPACTORS INVESTMENT", also attached herein on attached Exhibit B, chart
24 labeled "ERC COMPACTORS INVESTMENT".

1 IT IS FURTHER ORDERED, pursuant to A.R.S. §§ 44-2032, that Polanchek, individually,
2 and all Respondents against whom orders are entered awarding restitution for the C&D Investment
3 under Docket No. S-20867A-12-0459 shall, jointly and severally, pay restitution to the
4 Commission in the principal amount of \$600,000.00 plus interest from the date of purchase until
5 paid in full, subject to legal setoffs pursuant to A.A.C. R14-4-308, as shown for the investors
6 specified on attached Exhibit A.

7 Payment of the total restitution amount of \$2,558,832.07 is due in full on the date of this
8 Order. Payment shall be made to the "State of Arizona" to be placed in an interest-bearing account
9 controlled by the Commission.

10 IT IS FURTHER ORDERED that the restitution ordered hereinabove shall bear interest at
11 the rate of the lesser of ten percent per annum or at a rate per annum that is equal to one per cent
12 plus the prime rate as published by the board of governors of the federal reserve system in
13 statistical release H.15 or any publication that may supersede it on the date that the judgment is
14 entered.

15 The Commission shall disburse the funds on a pro-rata basis to investors shown on the
16 records of the Commission for each investment specified. Any restitution funds that the
17 Commission cannot disburse because an investor refuses to accept such payment, or any restitution
18 funds that cannot be disbursed to an investor because the investor is deceased and the Commission
19 cannot reasonably identify and locate the deceased investor's spouse or natural children surviving at
20 the time of the distribution, shall be disbursed on a pro-rata basis to the remaining investors shown
21 on the records of the Commission. Any funds that the Commission determines it is unable to or
22 cannot feasibly disburse shall be transferred to the general fund of the state of Arizona.

23 IT IS FURTHER ORDERED, pursuant to A.R.S. § 44-2036, that Polanchek shall pay an
24 administrative penalty in the amount of \$175,000.00. Payment is due in full on the date of this
25
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1 Order. Payment shall be made to the "State of Arizona." Any amount outstanding shall accrue
2 interest as allowed by law.

3 IT IS FURTHER ORDERED that the penalty ordered hereinabove shall bear interest at the
4 rate of the lesser of ten percent per annum or at a rate per annum that is equal to one per cent plus
5 the prime rate as published by the board of governors of the federal reserve system in statistical
6 release H.15 or any publication that may supersede it on the date that the judgment is entered.

7 IT IS FURTHER ORDERED that payments received by the state of Arizona shall first be
8 applied to the restitution obligation. Upon payment in full of the restitution obligation, payments
9 shall be applied to the penalty obligation.

10 IT IS FURTHER ORDERED, that if Polanchek fails to comply with this Order, the
11 Commission may bring further legal proceedings against Polanchek including application to the
12 superior court for an order of contempt.

13 IT IS FURTHER ORDERED, that pursuant to A.R.S. § 44-1974, upon application the
14 Commission may grant a rehearing of this Order. The application must be received by the
15 Commission at its offices within twenty calendar days after entry of this Order. Unless otherwise
16 ordered, filing an application for rehearing does not stay this Order. If the Commission does not
17 grant a rehearing within twenty calendar days after filing the application, the application is
18 considered to be denied. No additional notice will be given of such denial.

19 IT IS FURTHER ORDERED, that no finding of fact or conclusion of law contained in this
20 Order shall be deemed binding against any Respondent under this Docket Number who is not
21 subject to this Order.

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IT IS FURTHER ORDERED that this Order shall become effective immediately.

BY ORDER OF THE ARIZONA CORPORATION COMMISSION

CHAIRMAN

COMMISSIONER

COMMISSIONER

COMMISSIONER

COMMISSIONER

IN WITNESS WHEREOF, I, JODI JERICH, Executive Director of the Arizona Corporation Commission, have hereunto set my hand and caused the official seal of the Commission to be affixed at the Capitol, in the City of Phoenix, this _____ day of _____, 2013.

JODI JERICH
EXECUTIVE DIRECTOR

DISSENT

DISSENT

This document is available in alternative formats by contacting Shaylin A. Bernal, ADA Coordinator, voice phone number 602-542-3931, e-mail sabernal@azcc.gov.
(sll)

EXHIBIT A

C&D INVESTMENT / POLANCHEK INVESTORS ONLY

<u>Investor</u>	<u>Investment Date</u>	<u>Original Investment Amount</u>	<u>Money Returned</u>	<u>Restitution owed at order date</u>
A	10/26/11	100,000.00		100,000.00
B	11/9/10	100,000.00		100,000.00
C	11/9/10	100,000.00		100,000.00
D	11/9/10	100,000.00		100,000.00
D-1	1/6/11	100,000.00		100,000.00
E	11/9/10	100,000.00		100,000.00
			Total Restitution owed at Order Date:	600,000.00

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EXHIBIT B

TRI-CORE MARCH 2008 INVESTMENT

<u>Investor</u>	<u>Investment Date</u>	<u>Original Investment Amount</u>	<u>Money Returned</u>	<u>Restitution owed at order date</u>
A	2/16/2010	10,000.00		10,000.00
B-1	12/22/2009	23,572.04		23,572.04
B-2	11/6/2009	65,610.03		65,610.03
B-3	1/20/2009	10,000.00		10,000.00
C	12/1/2008	40,000.00		40,000.00
D	6/30/2009	70,000.00		70,000.00
E	7/09/2009	70,000.00		70,000.00
F	7/7/2008	10,000.00		10,000.00
G-1	11/12/2008	100,000.00		100,000.00
G-2	2/5/2009	50,000.00		50,000.00
H	7/23/2008	20,000.00		20,000.00
I	12/3/2008	10,000.00		10,000.00
J	4/22/2010	15,000.00		15,000.00
K	12/17/2008	10,000.00		10,000.00
L-1	10/7/2008	30,000.00		30,000.00
L-2	8/6/2008	50,000.00		50,000.00
M	4/27/2008	10,000.00		10,000.00
N	4/28/2008	40,000.00		40,000.00
O	11/19/2008	10,000.00		10,000.00
P	10/5/2010	50,000.00		50,000.00
Q	2/3/2010	10,000.00		10,000.00
R	9/19/2009	150,000.00		150,000.00
S	11/6/2009	12,650.00		12,650.00
T	11/30/2009	10,000.00		10,000.00
U	4/24/2008	10,000.00		10,000.00
V	2/5/2009	10,000.00		10,000.00
V	5/18/2009	10,000.00		10,000.00
W	12/5/2008	12,000.00		12,000.00
		908,832.07		908,832.07
			Total Restitution owed at Order Date:	908,832.07

TRI-CORE JUNE 2010 INVESTMENT

<u>Investor</u>	<u>Investment Date</u>	<u>Original Investment Amount</u>	<u>Money Returned</u>	<u>Restitution owed at order date</u>
A	10/8/2008	55,000.00		55,000.00
B	3/17/2011	10,000.00		10,000.00
C	2/18/2011	20,000.00		20,000.00
D	3/10/2011	10,000.00		10,000.00
E	7/29/2010	75,000.00		75,000.00
		170,000.00		170,000.00
			Total Restitution owed at Order Date:	170,000.00

ERC COMPACTORS INVESTMENT

<u>Investor</u>	<u>Investment Date</u>	<u>Original Investment Amount</u>	<u>Money Returned</u>	<u>Restitution owed at order date</u>
A	8/23/2011	60,000.00		60,000.00
A-1	10/25/2011	90,000.00		90,000.00
B	10/25/2011	90,000.00		90,000.00
C	8/22/2011	300,000.00		300,000.00
D	8/22/2011	100,000.00		100,000.00
E	11/15/2011	100,000.00		100,000.00
F	8/22/2011	50,000.00		50,000.00
G	11/15/2011	40,000.00		40,000.00
H	10/6/2011	15,000.00		15,000.00
I	8/22/2011	35,000.00		35,000.00
		880,000.00		880,000.00
			Total Restitution owed at Order Date:	880,000.00

SERVICE LIST FOR: TRI-CORE COMPANIES, LLC, ET AL

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Dale B. Rycraft Jr., Esq. ✓
THE RYCRAFT LAW FIRM, PLLC
2929 N. Power Rd., Suite 101
Mesa, Arizona 85215
Attorney for C&D Construction

Brian & Cheryl Buckley ✓
4259 E. Bruce Ct.
Gilbert, Arizona 85234
Respondents

Bobby Thrasher, Jr. ✓
530 E. McDowell Rd., Ste 107-495
Phoenix, Arizona 85004
*Attorney for Mogler, Tri-Core Companies, Tri-Core Business Dev.,
ERC Compactors, ERC Investments*

Tri-Core Mexico Land Development, LLC ✓
c/o ALPHA LEGAL FORMS & MORE
POST OFFICE BOX 12488
Tucson, Arizona 85732
Respondent

Nicole Kordosky ✓
8880 E Chaparral Rd., Ste 270
Scottsdale, Arizona, 85250
AND
1075 N Miller Rd #149
Scottsdale AZ 85257
Respondent

Pangaea Investment Group, LLC
c/o ALPHA LEGAL FORMS & MORE
POST OFFICE BOX 12488
Tucson, Arizona 85732
Respondent

Casimer Polanchek
826 E Gila Lane
Chandler, Arizona 85225
Respondent

BEFORE THE ARIZONA CORPORATION COMMISSION

COMMISSIONERS

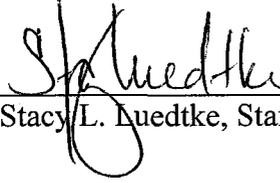
BOB STUMP, Chairman
GARY PIERCE
BRENDA BURNS
BOB BURNS
SUSAN BITTER SMITH

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

NOTICE OF FILING OF PROPOSED OPEN MEETING AGENDA ITEM

Pursuant to A.A.C. R14-4-303, you are hereby notified that the attached: Order to Cease and Desist, Order For Restitution And Order For Administrative Penalties Re: Casimer Polanchek was filed with the Arizona Corporation Commission's Docket Control.

Dated: 4/16/13 By: 
Stacy L. Luedtke, Staff Attorney

I hereby certify that I have this day served the foregoing document on all parties of record in this proceeding by mailing a copy thereof, properly addressed with first class postage prepaid to:

Dale B. Rycraft Jr., Esq.
THE RYCRAFT LAW FIRM, PLLC
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Brian & Cheryl Buckley
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Respondents

Bobby Thrasher, Jr.
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*Attorney for Mogler, Tri-Core Companies, Tri-Core Business Dev.,
ERC Compactors, ERC Investments*

Tri-Core Mexico Land Development, LLC
c/o ALPHA LEGAL FORMS & MORE
POST OFFICE BOX 12488
Tucson, Arizona 85732
Respondent

Nicole Kordosky
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Scottsdale, Arizona, 85250
AND
1075 N Miller Rd #149
Scottsdale AZ 85257
Respondent

1 Pangaea Investment Group, LLC
2 c/o ALPHA LEGAL FORMS & MORE
3 POST OFFICE BOX 12488
4 Tucson, Arizona 85732
5 *Respondent*

6 Casimer Polanchek
7 826 E Gila Lane
8 Chandler, Arizona 85225
9 *Respondent*

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Dated: 4/16/13

By: 
Emie R. Bridges, Executive Assistant