



0000154979

RECEIVED

2014 JUL 30 A 11: 10

ARIZONA CORPORATION COMMISSION
DOCKET CONTROL

Arizona Corporation Commission

DOCKETED

JUL 30 2014

DOCKETED BY

ORIGINAL

CHESTER & SHEIN, P.C.
8777 N. Gainey Center Drive
Suite 191
Scottsdale, Arizona 85258
Telephone: (480) 922-3933
Telecopier: (480) 922-3969

Mark D. Chester – 011423
Attorneys for Respondents

BEFORE THE ARIZONA CORPORATION COMMISSION

KENT MAERKI and NORMA JEAN
COFFIN aka NORMA JEAN MAERKI, aka
NORMA JEAN MAULE, husband and wife,

DOCKET NO. S-20897A-13-0391

DENTAL SUPPORT PLUS FRANCHISE,
LLC, an Arizona limited liability company

**MOTION TO ASSOCIATE
COUNSEL *PRO HAC VICE***

Respondents.

Mark D. Chester, Esq. of the law firm of Chester & Shein, P.C., pursuant to Rule 38(a), *Ariz.R.Sup.Ct.*, moves this Court to associate Marie Mirch, Esq. as counsel *pro hac vice* in this action. In support of this Motion and pursuant to Rule 38(a)(3)(C), *Ariz.R.Sup.Ct.*, the following documents are attached:

1. Verified Application to Appear *Pro Hac Vice*;
2. Certificate of Good Standing; and
3. State Bar of Arizona Notice of Receipt of Complete Application.

Chester & Shein, P.C. hereby agrees to serve as local counsel in this matter and accepts the responsibilities detailed in Rule 38(a)(2), *Ariz.R.Sup.Ct.*

// //

// //

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26

DATED this 28th day of July, 2014.

CHESTER & SHEIN, P.C.

By: 
Mark D. Chester
8777 N. Gainey Center Drive, Suite 191
Scottsdale, Arizona 85258-2106
Attorneys for Respondents

Original and thirteen (13) copies of the foregoing
mailed this 28th day of July, 2014, to:

Docket Control
Arizona Corporation Commission
1200 West Washington Street, 1st floor
Phoenix, Arizona 85007

Copies of the foregoing mailed this
28th day of July, 2014, to:

Wendy Coy, Esq.
Arizona Corporation Commission
Securities Division
1300 West Washington Street
Phoenix, Arizona 85007

Administrative Law Judge
Hearing Division
Arizona Corporation Commission
1200 West Washington Street
Phoenix, Arizona 85007



1 **Arizona Corporation Commission**

2 In the matter of Kent Maerki and Norma)
3 Jean Coffin et al)

CASE # S20897A-13-0391

SBA App #1008336

4)
5)
6)
**NOTICE OF RECEIPT OF
COMPLETE APPLICATION**

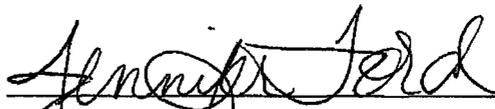
7 NOTICE IS HEREBY given by THE STATE BAR OF ARIZONA that it has received the
8 verified application and fee from Marie Mirch.

9 In addition to this application, applicant has made the following applications to appear pro hac
10 vice, pursuant to Rule38 (a), within the previous three (3) years:

Title of Matter	Court/Agency	Date	Granted?
-----------------	--------------	------	----------

11 Exhibit A, the original verified application and Exhibit B, the original Certificate(s) of Good
12 Standing are attached hereto.

13 DATED this 8th day of July 2014

14 
15 Jennifer Ford, CAP
16 Member Resources Administrator
17 State Bar of Arizona

18 Original Mailed on this 8th day of July 2014 to:

19 Mark D Chester
20 Chester & Shein PC
21 8777 N Gainey Center Dr Ste 191
22 Scottsdale, AZ 85258-2106
23
24
25



Attn: Pro Hac Vice Dept
 4201 N. 24th St., Ste 100
 Phoenix, AZ 85016-6266
 Phone: 602-340-7239

For Official Use Only
 App# 1008336
 Bar Number# 7194424

Application for Appearance Pro Hac Vice

PART I: Applicant Information

Name of Applicant: Marie Mirch
 Firm/Company Name: Mirch Law Firm LLP
 Office Address: 750 B Street #2500 San Diego, CA 92101
 Telephone: 619-501-6220 Fax: 619-501-6980 Email Address: marie@mirchlaw.com
 Residence Address: 3502 Garrison Street San Diego, CA 92101
 Title of cause or case where applicant seeks to appear: In the Matter of Kent Maerki, and Norma Jean Coffin, et al.
 Docket Number: S-20897A- 13-0391
 Court, Board, or Administrative Agency: Arizona Corporations Commission
 Party on whose behalf applicant seeks to appear: Kent and Norma Maerki, Dental Support Plus Franchise, LLC

Pursuant to Arizona Supreme Court Rule 38(a)(4), the applicant shall complete the information below:

Courts to Which Applicant Has Been Admitted: <small>(Attach additional pages if necessary)</small>	Date of Admission:	Bar Number:
<u>All California State Courts</u>	<u>6/1/99</u>	<u>200833</u>
<u>All Nevada State Courts</u>	<u>5/28/99</u>	<u>6747</u>
<u>Ninth Circuit Court of Appeals</u>	<u>1/19/2000</u>	<u>6747</u>
<u>US District Courts - See attached list</u>		

Applicant is a member in good standing in such courts.

Applicant is not currently disbarred or suspended in any court.

Applicant is / is not (select one) currently subject to any pending disciplinary proceeding or investigation by any court, agency or organization authorized to discipline attorneys at law.

In the preceding three (3) years, applicant has filed applications to appear as counsel under Ariz. R. Sup. Ct., Rule 38(a) in the following:

Title of Matter:	Docket #:	Court or Agency:	App Granted? (Y/N)
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____

This case or cause is / is not (select one) a related or consolidated matter for which applicant has previously applied to appear pro hac vice in Arizona. If this matter is a related or consolidated with any previous application, Applicant certifies that he/she will review and comply with appropriate rules of procedure as required in the underlying cause. If applicable, please provide related or consolidated matter application or docket# _____

DEPOSITED

JUN 20 2014

CK 1340
 B4000

PART II: Local Counsel Information

Name of Arizona Local Counsel: Mark Chester

State Bar of Arizona Number: 011423

Address: 8777 N. Gainey Center Drive, Suite 191, Scottsdale, AZ 85258

Telephone: 480-922-3933 Fax: 480-922-3969 Email Address: mchester@cslawyers.com

- Local Counsel is a member in good standing.
- Local Counsel associating with a nonresident attorney in a particular cause shall accept joint responsibility with the nonresident attorney to the client, to opposing parties and counsel, and to court, board, or administrative agency in that particular cause.

PART III: Parties and Certification

Name(s) of each party in this cause and name and address of all counsel of record:

Party:	Counsel of Record:	Address:
<u>See attached</u>	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____

- Applicant is including with this application a nonrefundable application fee, payable to the State Bar of Arizona, in the amount of \$460.00. Fifteen percent of the non-refundable application fee paid pursuant to this section shall be deposited into a civil legal services fund to be distributed by the Arizona Foundation for Legal Services and Education entirely to approved legal services organizations, as that term is defined in subparagraph (f) of this rule.

- Applicant is furnishing a certificate from the state bar or from the clerk of the highest admitting court of each state, territory, or insular possession of the United States in which the nonresident attorney has been admitted to practice law certifying the nonresident attorney's date of admission to such jurisdiction and the current status of the nonresident attorney's membership or eligibility to practice therein. The certificate furnished shall be no more than forty-five (45) days old.

Applicant certifies the following:

1. Applicant shall be subject to the jurisdiction of the courts and agencies of the State of Arizona and to the State Bar of Arizona with respect to the law of this state governing the conduct of attorneys to the same extent as an active member of the State Bar of Arizona, as provided in Ariz. R. Sup. Ct. Rule 46(b).
2. Applicant will review and comply with appropriate rules of procedure as required in the underlying cause.
3. Applicant understands and shall comply with the standards of conduct required of members of the State Bar of Arizona.

Verification

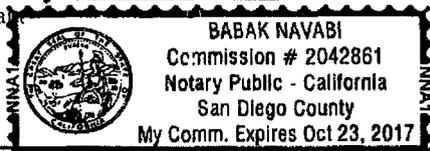
STATE OF California)
County of San Diego) ss.

I, Marie Mirch, swear that all statements in the application are true, correct and complete to the best of my knowledge and belief.

Dated: 06/12/2014 Applicant's Signature: Marie Mirch

SUBSCRIBED AND SWORN TO before me this 12th day of June, 2014, by

Marie Mirch
Name of Applicant



[Signature]
Notary Public



For Official Use Only
App# 1008336
Bar Number# P194424

Attn: Pro Hac Vice Dept
4201 N. 24th St., Ste 100
Phoenix, AZ 85016-6266
Phone: 602-340-7239

Application for Appearance Pro Hac Vice

PART I: Applicant Information

Name of Applicant: Marie Mirch

Firm/Company Name: Mirch Law Firm LLP

Office Address: 750 B Street #2500 San Diego, CA 92101

Telephone: 619-501-6220 Fax: 619-501-6980 Email Address: marie@mirchlaw.com

Residence Address: 3502 Garrison Street San Diego, CA 92101

Title of cause or case where applicant seeks to appear: In the Matter of Kent Maerki, and Norma Jean Coffin, et al.

Docket Number: S-20897A- 13-0391

Court, Board, or Administrative Agency: Arizona Corporations Commission

Party on whose behalf applicant seeks to appear: Kent and Norma Maerki, Dental Support Plus Franchise, LLC

Pursuant to Arizona Supreme Court Rule 38(a)(4), the applicant shall complete the information below:

Courts to Which Applicant Has Been Admitted: <small>(Attach additional pages if necessary)</small>	Date of Admission:	Bar Number:
<u>All California State Courts</u>	<u>6/1/99</u>	<u>200833</u>
<u>All Nevada State Courts</u>	<u>5/28/99</u>	<u>6747</u>
<u>Ninth Circuit Court of Appeals</u>	<u>1/19/2000</u>	<u>6747</u>
<u>US District Courts - See attached list</u>		

Applicant is a member in good standing in such courts.

Applicant is not currently disbarred or suspended in any court.

Applicant is / is not (select one) currently subject to any pending disciplinary proceeding or investigation by any court, agency or organization authorized to discipline attorneys at law.

In the preceding three (3) years, applicant has filed applications to appear as counsel under Ariz. R. Sup. Ct., Rule 38(a) in the following:

Title of Matter:	Docket #:	Court or Agency:	App Granted? (Y/N)
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____

This case or cause is / is not (select one) a related or consolidated matter for which applicant has previously applied to appear pro hac vice in Arizona. If this matter is a related or consolidated with any previous application, Applicant certifies that he/she will review and comply with appropriate rules of procedure as required in the underlying cause.

If applicable, please provide related or consolidated matter application or docket# _____

DEPOSITED

JUN 20 2014

CK# 1340
\$4000

Title of Court	Date of Admission	In Good Standing?
9 th Circuit Court of Appeals	1/19/2000	yes
USDC Southern District California	8/7/2009	yes
USDC Northern District California	11/24/2008	yes
USDC District of Nevada	6/15/1999	yes
All Nevada state courts	5/28/1999	yes
All California state courts	6/1/1999	yes

Arizona Corporation Commission
1200 W. Washington St.
Phoenix, AZ 85007

The Honorable Marc E. Stern
Administrative Law Judge
Arizona Corporation Commission
1200 W. Washington St.
Phoenix, AZ 85007

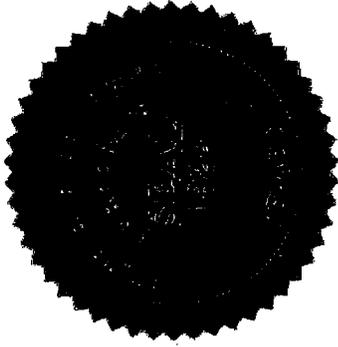
Kent Maerki
10632 N. Scottsdale Road, #B-479
Scottsdale, Arizona 85254

Norma Jean Maerki
10632 N. Scottsdale Road, #B-479
Scottsdale, Arizona 85254

Dental Support Plus Franchise, LLC
10632 N. Scottsdale Road, #B-479
Scottsdale, Arizona 85254

Wendy Coy
Senior Counsel
Arizona Corporation Commission
Securities Division
1300 W. Washington, 3rd Floor
Phoenix, Arizona 85007

STATE BAR OF NEVADA



Certificate of Good Standing

Marie Mirch

(Bar Number 6747) was admitted by the Supreme Court of the State of Nevada on 05/28/1999 as an

Attorney and Counselor at law duly licensed to practice in all courts of the State of Nevada. It is hereby further certified that

Marie Mirch is now an Active member of the State Bar of Nevada in good standing.

DATED this Friday, May 23, 2014

Laurie K. Scheffler

Laurie K. Scheffler
Member Services Administrator
State Bar of Nevada



THE STATE BAR OF CALIFORNIA

180 HOWARD STREET, SAN FRANCISCO, CALIFORNIA 94105-1617

TELEPHONE: 888-800-3400

CERTIFICATE OF STANDING

May 22, 2014

TO WHOM IT MAY CONCERN:

This is to certify that according to the records of the State Bar, MARIE CLAIRE MIRCH, #200833 was admitted to the practice of law in this state by the Supreme Court of California on June 1, 1999; and has been since that date, and is at date hereof, an ACTIVE member of the State Bar of California; and that no recommendation for discipline for professional or other misconduct has ever been made by the Board of Trustees or a Disciplinary Board to the Supreme Court of the State of California.

THE STATE BAR OF CALIFORNIA

A handwritten signature in black ink, appearing to read "Kathan Lambert".

Kathan Lambert
Custodian of Membership Records

1 CHESTER & SHEIN, P.C.
2 8777 N. Gainey Center Drive
3 Suite 191
4 Scottsdale, Arizona 85258
5 Telephone: (480) 922-3933
6 Telecopier: (480) 922-3969

7 Mark D. Chester – 011423
8 Attorneys for Respondents

9 **BEFORE THE ARIZONA CORPORATION COMMISSION**

10 KENT MAERKI and NORMA JEAN
11 COFFIN aka NORMA JEAN MAERKI, aka
12 NORMA JEAN MAULE, husband and wife,

13 DENTAL SUPPORT PLUS FRANCHISE,
14 LLC, an Arizona limited liability company

15 Respondents.

16 DOCKET NO. S-20897A-13-0391

17 **ORDER RE: MOTION TO
18 ASSOCIATE COUNSEL *PRO HAC*
19 *VICE***

20 Based on the *Motion to Associate Counsel Pro Hac Vice* of Mark D. Chester, Esq.
21 Esq. of the law firm of Chester & Shein, P.C., and consent of Chester & Shein, P.C. to
22 appear as local counsel, it is hereby ordered that Marie Mirch, Esq. be admitted *pro hac*
23 *vice* as counsel for Respondents Maerki and Dental Support Plus Franchise, LLC in this
24 matter.

25 DATED this ___ day of _____, 2014.

26 _____
27 Marc E. Stern
28 Administrative Law Judge