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BEFORE THE ARIZONA CORPORATION COMMISSION  
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Arizona Corporation Commission

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In re:

DOCKET NO. S-20916A-14-0328

MICHELLE LEE WAGNER (CRD No. 2403647),

Respondent.

**SECOND**  
**PROCEDURAL ORDER**  
**(Schedules Hearing)**

BY THE COMMISSION:

On September 11, 2014, the Securities Division ("Division") of the Arizona Corporation Commission ("Commission") filed a Notice of Opportunity for Hearing Regarding Proposed Order of Revocation/Suspension, to Cease and Desist, for Restitution, and for Administrative Penalties ("Notice") against Michelle Lee Wagner ("Wagner" or "Respondent"), in which the Division alleged violation of the Arizona Securities Act ("Act") in connection with the execution of promissory notes, deeds of trust, or loans.

The Respondent was duly served with a copy of the Notice.

On September 25, 2014, Respondent filed an Answer to Notice of Opportunity for Hearing Regarding Proposed Order of Revocation/Suspension, to Cease and Desist, for Restitution, and for Administrative Penalties. The Respondent also filed a Request for Hearing pursuant to A.R.S. § 44-1972 and A.A.C. R14-4-306.

On September 26, 2014, by Procedural Order, a pre-hearing conference was scheduled for October 21, 2014.

On October 21, 2014, the Division and the Respondent appeared through counsel. The parties requested a hearing be scheduled and agreed to the date of March 2, 2015.

Accordingly, a hearing should be scheduled.

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1 IT IS THEREFORE ORDERED that a **hearing** shall be held on **March 2, 2015, at 10:00**  
2 **a.m.**, at the Commission's offices, 1200 West Washington Street, Hearing Room No. 1, Phoenix,  
3 Arizona.

4 IT IS FURTHER ORDERED that **the Division and Respondents shall exchange copies of**  
5 **their Witness Lists and copies of the Exhibits by January 16, 2015**, with courtesy copies provided  
6 to the presiding Administrative Law Judge.

7 IT IS FURTHER ORDERED that **if the parties reach a resolution of the issues raised in**  
8 **the Notice prior to the hearing, the Division shall file a Motion to Vacate the Proceeding.**

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

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

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

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

24 DATED this 21<sup>st</sup> day of October, 2014.

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27 \_\_\_\_\_  
28 MARK PRENY  
ADMINISTRATIVE LAW JUDGE

1 Copies of the foregoing mailed/delivered  
this 21<sup>st</sup> day of October, 2014, to:

2 J. Murray Ziegler  
3 Zeigler Law Group, PLC  
4 229 W. La Vieve Lane  
5 Tempe, AZ 85284

6 Matthew Neubert, Director  
7 Securities Division  
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11 COASH & COASH, INC.  
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15 By: 

16 Tammy Velarde  
17 Assistant to Mark Preny  
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