



0000158392

BEFORE THE ARIZONA CORPORATION COMMISSION

RECEIVED

COMMISSIONERS

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

Arizona Corporation Commission

DOCKETED

DEC 02 2014

2014 DEC -2 P 1:12

AZ CORP COMMISSION  
DOCKET CONTROL

DOCKETED BY *[Signature]*

In the matter of:

DOCKET NO. S-20920A-14-0388

RED MOUNTAIN FUNDING, INC., an Arizona corporation; and

BRYAN J. SAMMONS and MARY L. SAMMONS, husband and wife,

Respondents.

ORIGINAL

PROCEDURAL ORDER  
(Sets Pre-Hearing Conference)

BY THE COMMISSION:

On November 14, 2014, the Securities Division ("Division") of the Arizona Corporation Commission ("Commission") filed a Notice of Opportunity for Hearing Regarding Proposed Order to Cease and Desist, for Restitution, for Administrative Penalties, and for Other Affirmative Action ("Notice") against Red Mountain Funding, Inc., and Bryan J. Sammons and Mary L. Sammons (collectively "Respondents"), in which the Division alleged violations of the Arizona Securities Act ("Act") in connection with the execution of notes.

The spouse of Bryan J. Sammons, Mary L. Sammons ("Respondent Spouse"), is joined in the action pursuant to A.R.S. § 44-2031(C) solely for the purpose of determining the liability of the marital community.

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

On December 1, 2014, Respondents filed a Request for Hearing pursuant to A.R.S. § 44-1972 and A.A.C. R14-4-306.

Accordingly, a pre-hearing conference should be scheduled.

...

...

1 IT IS THEREFORE ORDERED a **pre-hearing conference** shall be held on **December 22,**  
2 **2014, at 10:00 a.m.,** at the Commission's offices, 1200 West Washington Street, Hearing Room No.  
3 1, Phoenix, Arizona.

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

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

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

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

19 DATED this 2<sup>nd</sup> day of December, 2014.

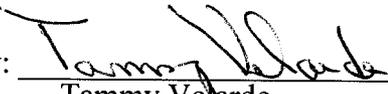
20  
21   
22 \_\_\_\_\_  
MARK PRENY  
ADMINISTRATIVE LAW JUDGE

23 Copies of the foregoing mailed/delivered  
24 this 3<sup>rd</sup> day of December, 2014, to:

25 Paul J. Roshka, Jr.  
26 Jennifer A. Stevens  
27 ROSHKA, DeWULF & PATTEN, PLC  
28 One Arizona Center  
400 E. Van Buren, Suite 800  
Phoenix, AZ 85004  
Attorney for Respondents

Matthew Neubert, Director  
Securities Division  
ARIZONA CORPORATION COMMISSION  
1300 West Washington Street  
Phoenix, AZ 85007

1 COASH & COASH, INC.  
2 Court Reporting, Video and  
3 Videoconferencing  
4 1802 North 7<sup>th</sup> Street  
5 Phoenix, AZ 85006

6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28  
By:   
Tammy Velarde  
Assistant to Mark Preny