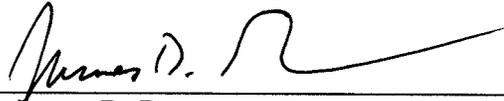




1 The appeal has been fully briefed. On April 7, 2016, the Court of Appeals set oral argument for  
2 May 10, 2016, at 9:30 a.m. in Courtroom 1 at 1501 W. Washington, 2nd Floor Phoenix, Arizona.

3 RESPECTFULLY SUBMITTED this 29<sup>th</sup> day of April, 2016.

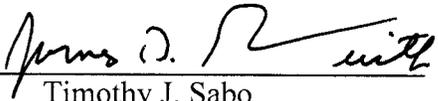
4 ARIZONA CORPORATION COMMISSION

5  
6 By   
7 James D. Burgess  
8 Attorney for the Securities Division  
9 Arizona Corporation Commission

10 SNELL & WILMER L.L.P.

11 and

12 POLSINELLI PC

13  
14 By  with permission  
15 Timothy J. Sabo  
16 Paul J. Roshka, Jr.  
17 Craig M. Waugh  
18 Attorneys for Lance Michael Bersch, David  
19 John Wanzek, Linda Wanzek and ER Financial  
20 & Advisory Services, L.L.C.

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23 Alan S. Baskin  
24 David E. Wood  
25 Attorneys for Concordia Financing Company,  
26 Ltd.

1 ORIGINAL and 8 copies of the foregoing  
2 filed this 29<sup>th</sup> day of April, 2016, with:

3 Docket Control  
4 Arizona Corporation Commission  
5 1200 W. Washington St.  
6 Phoenix, AZ 85007

7 COPY of the foregoing hand-delivered  
8 this 29<sup>th</sup> day of April, 2016, to:

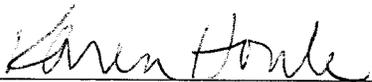
9 The Honorable Mark H. Preney  
10 Administrative Law Judge  
11 Arizona Corporation Commission  
12 1200 W. Washington St.  
13 Phoenix, AZ 85007

14 COPIES of the foregoing mailed and emailed  
15 this 29<sup>th</sup> day of April, 2016, to

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