



0000172531

ORIGINAL

RECEIVED
BEFORE THE ARIZONA CORPORATION COMMISSION

AZ CORP COMMISSION
DOCKET CONTROL

2016 AUG 10 P 1:33

Arizona Corporation Commission

DOCKETED

AUG 10 2016

DOCKETED BY *[Signature]*

DOCKET NO. S-20976A-16-0210

COMMISSIONERS

DOUG LITTLE – Chairman
BOB STUMP
BOB BURNS
TOM FORESE
ANDY TOBIN

IN THE MATTER OF

VISIONARY BUSINESS WORKS, INC., d/b/a
FLEETRONIX, an Arizona corporation,

ROBERT BRIAN BRAUER and MELISSA
BRAUER, husband and wife,

TIMOTHY JOHN WALES and STACEY WALES,
husband and wife.

Respondents.

SECOND
PROCEDURAL ORDER
(Schedules Hearing and Grants
Consent to Email Service)

BY THE COMMISSION:

On June 29, 2016, the Securities Division (“Division”) of the Arizona Corporation Commission (“Commission”) filed a Temporary Order to Cease and Desist and Notice of Opportunity for Hearing (“T.O. and Notice”) against Visionary Business Works, Inc., d/b/a Fleetronix (“Visionary”), Robert Brian Brauer and Melissa Brauer, husband and wife (the “Brauers”), and Timothy John Wales and Stacey Wales, husband and wife, (the “Wales”) (collectively “Respondents”) in which the Division alleged violations of the Arizona Securities Act (“Act”) in connection with the offer and sale of securities in the form of corporate stock.

The spouse of Robert Brian Brauer, Melissa Brauer (“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.

On July 18, 2016, Respondent Timothy John Wales, filed a Request for Hearing pursuant to A.R.S. § 44-1972 and Arizona Administrative Code (“A.A.C.”) R14-4-307.

On July 22, 2016, by Procedural Order, a pre-hearing conference was scheduled for August 10, 2016.

1 On July 29, 2016, Respondents Timothy John Wales and Stacey Wales filed an Answer.

2 On August 8, 2016, the Division filed its Consent to Email Service.

3 The Division has opted to receive service of all filings in this docket, including all filings by
4 parties and all Procedural Orders and Recommended Opinions and Orders/Recommended Orders
5 issued by the Commission's Hearing Division, via its designated email addresses rather than via U.S.
6 Mail. The Division has exercised this option by docketing a hard copy of its Consent to Email Service,
7 and by sending an email containing its name and the docket number for this matter to
8 HearingDivisionServicebyEmail@azcc.gov from its designated email address. The Hearing Division
9 has verified the validity of its designated email address, which now appears on the service list for this
10 matter in addition to their address for U.S. Mail. In addition, courtesy email addresses appear for
11 delivery of courtesy emails to other individuals associated with the Division.

12 On August 10, 2016, the pre-hearing conference was held as scheduled. The Division and the
13 Wales appeared through counsel. The scheduling of a hearing date was discussed.

14 Accordingly, a hearing should be scheduled and the Consent to Email Service filed by the
15 Division should be granted.

16 **IT IS THEREFORE ORDERED that a hearing shall be held commencing on January 30,**
17 **2017, at 10:00 a.m., at the Commission's offices, 1200 West Washington Street, Hearing Room**
18 **No. 2, Phoenix, Arizona.**

19 **IT IS FURTHER ORDERED that the parties shall also reserve January 31, and February**
20 **1 and 2, 2017, for additional days of hearing, if necessary.**

21 **IT IS FURTHER ORDERED that the Division and the Respondents shall exchange copies**
22 **of Witness Lists and Exhibits by December 16, 2016, with courtesy copies provided to the presiding**
23 **Administrative Law Judge.**

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

26 **IT IS FURTHER ORDERED that the request by the Division to receive service of all filings in**
27 **this docket, including all filings by parties and all Procedural Orders and Recommended Opinions and**
28 **Orders/Recommended Orders issued by the Commission's Hearing Division, via its respective**

1 designated email address rather than via U.S. Mail, is hereby approved.

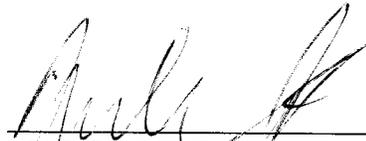
2 IT IS FURTHER ORDERED that the Ex Parte Rule (A.A.C. R14-3-113-Unauthorized
3 Communications) is in effect and shall remain in effect until the Commission's Decision in this matter
4 is final and non-appealable.

5 IT IS FURTHER ORDERED that all parties must comply with Arizona Supreme Court Rules
6 31, 38, 39, and 42, and A.R.S. § 40-243 with respect to the practice of law and admission *pro hac vice*.

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

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

16 DATED this 10th day of August, 2016.

17
18 
19 _____
20 MARK PRENEY
21 ADMINISTRATIVE LAW JUDGE

21 On this 10th day of August, 2016, the foregoing document was filed with Docket Control as a
22 Procedural Order – Sets a Hearing, and copies of the foregoing were mailed on behalf of the Hearing
23 Division to the following who have not consented to email service. On this date or as soon as
24 possible thereafter, the Commission's eDocket program will automatically email a link to the
25 foregoing to the following who have consented to email service.

25 Norman C. Keyt
26 7373 E. Doubletree Ranch Rd., Ste. 165
27 Scottsdale, Arizona 85258
28 Attorney for Respondents Timothy John Wales and Stacey Wales

1 Matthew Neubert, Director
2 Securities Division
3 ARIZONA CORPORATION COMMISSION
4 1200 West Washington Street
5 Phoenix, AZ 85007
6 pkitchin@azcc.gov
7 wcoy@azcc.gov
8 kh@azcc.gov

9 **Consented to Service by Email**

10 COASH & COASH, INC.
11 Court Reporting, Video and Videoconferencing
12 1802 North 7th Street
13 Phoenix, AZ 85006

14 By: _____

15 Amy Wilson
16 Assistant to Mark Preny
17
18
19
20
21
22
23
24
25
26
27
28