BEFORE THE DIVISION OF SECURITIES

OF THE DEPARTMENT OF COMMERCE OF THE STATE OF UTAH

IN THE MATTER OF:	**APPOINTMENT OF HEARING OFFICER**
WALNUT STREET SECURITIES, INC.; RICHARD W. MACK; CAROLE TURNER; Respondents.	Docket No. SD-06-0040 Docket No. SD-02-0041 Docket No. SD-02-0043

This proceeding was initiated by the Division of Securities with the issuance of a Petition and a Notice of Agency Action on August 3, 2006.

The Division previously had filed an action in civil court against the Respondents in this action, seeking equitable remedies. Because the Presiding Officer was aware of the allegations and some of the proceedings and arguments in that civil action, there is a potential for a perception of bias by, or improper influence on, the Presiding Officer based on this knowledge.

To avoid the perception of bias and to ensure that these proceedings will be heard by a hearing officer who has not had prior involvement in the allegations being made by the Division, the Presiding Officer recuses himself from being the hearing officer and will appoint another as hearing officer.

IT IS HEREBY ORDERED:

1. Thad LeVar, Deputy Executive Director of the Department of Commerce, is hereby appointed as hearing officer in this matter. He is authorized to make findings of fact and conclusions of law and to enter any orders he deems appropriate.

2. All further motions, pleadings, or other filings relating to this proceeding should be addressed to Judge LeVar.

DATED this 24th day of October, 2006

WAYNE KLEIN
Director, Presiding Officer

CERTIFICATE OF SERVICE

The undersigned certifies that on the 25th day of October, 2006 copies of the foregoing Appointment of Hearing Officer were served on the parties as follows:

Hand Delivered

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