
BEFORE THE DIVISION OF SECURITIES
OF THE DEPARTMENT OF COMMERCE OF THE STATE OF UTAH

IN THE MATTER OF:

FLAVOR BRANDS, INC.,
J.D. PULVER,
TIM HASKIN, and
DENISE SULLIVAN,

Respondents.

SCHEDULING ORDER

Docket No. SD-06-0057
Docket No. SD-06-0058
Docket No. SD-06-0059
Docket No. SD-06-0060

Procedural Background

An Order was issued in this matter on October 5, setting a hearing date for November 9, 2006 to schedule further proceedings in this matter. That Order required that any Respondents intending to defend themselves in the action brought by the Division of Securities (1) must file a detailed response to the Division's Order to Show Cause, including an indication whether the respondent admits or denies each of the allegations in the Division's Order to Show Cause, and (2) appear at the November 9 hearing in person or by telephone.

November 9 Scheduling Hearing

No further submissions were received by Respondent Sullivan and she did not make an appearance at the hearing (in person or by telephone). The Presiding Officer ruled that she was in default and requested that counsel for the Division prepare a default order to be entered against her.

Respondent Haskin mailed a request to participate in the hearing telephonically and provided a telephone number to contact him. He had not filed a response meeting the conditions set forth in the October 5 Order. At the time of the hearing, Mr. Haskin was joined by telephone

and the hearing proceeded. Mr. Haskin represented himself. The Division was represented by Jeff Buckner from the Attorney General's office and Benjamin Johnson from the Division. A scheduling order was set, the principal terms of which are listed below.

After the hearing concluded, the Presiding Officer was contacted by Respondent Pulver who had not joined the 9:00 hearing because of confusion about the correct time zone. The Presiding Officer was able to get Mr. Buckner and Mr. Johnson to return and the hearing was reconvened. Respondent Pulver had not notified the Presiding Officer of a phone number to join him to the hearing. In response to the October 5 Order, Mr. Pulver had submitted a two page document dated October 20, 2006 along with twelve pages of additional documents. This did not constitute the detailed, paragraph-by-paragraph, response required by the October 5 Order. The hearing proceeded with Mr. Pulver, Mr. Buckner, and Mr. Johnson. A scheduling order was set, the principal terms of which are listed below.

IT IS HEREBY ORDERED That:

1. Response. Respondents Pulver and Haskin are required file detailed responses to the Order to Show Cause. The Presiding Officer was explicit that general statements of what happened or their general disavowals of misconduct were not sufficient. Respondents must file responses that indicate, for each paragraph of the Division's August 21, 2006¹ Emergency Order to Cease and Desist and Order to Show Cause, the extent to which he agrees or disagrees with each factual assertion in the Order to Show Cause – or the extent to which he does not know whether the allegations are accurate. Haskin's response is due November 16. Pulver said he intends to hire an attorney to help him prepare his response and

¹ The Presiding Officer notes that the October 5, 2006 Order incorrectly listed the initial Order to Show Cause as being issued on May 3, rather than August 21. That was an error.

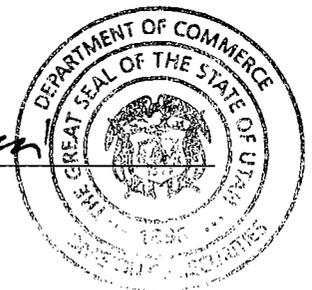
was given until November 30 to file his response.

2. Discovery. Respondents and the Division must complete the exchange of discovery by December 18. Respondent Haskin expressed a desire to meet with the Division to and discuss his knowledge of events. The Presiding Officer encouraged the Division to meet with him, but that is not required by this Order.
3. Motions. Any pre-hearing motions must be filed by January 18, 2007. Any responses must be filed by February 1 and replies, if any, by February 15.
4. Experts. By March 15, each party must identify any experts they intend to use at the hearing. Any experts that will be used at hearing must provide their written expert reports to the other parties by March 15, 2007.
5. Witness and Exhibit Lists. Each party must provide the court and the other parties with a list of witnesses and exhibits that will be used at the hearing, except those to be used only for rebuttal, by April 20, 2007.
6. Hearing. The hearing will be set for early May 2007. The actual hearing date will be set at a scheduling hearing to be held in early 2007.
7. Service. Respondents Haskin and Pulver are reminded that filings must be submitted to the Presiding Officer at Box 146760, Salt Lake City, UT 84114-6760 and a separate copy must be sent to counsel for the Division, Jeff Buckner at Box 140872, Salt Lake City, UT 84114-0872.

IT IS SO ORDERED.

DATED this 9th day of November, 2006


WAYNE KLEIN
Director, Presiding Officer



CERTIFICATE OF SERVICE

The undersigned certifies that on the 27th day of November, 2006 copies of the foregoing Scheduling Order were served on the parties as follows:

Hand Delivered

Benjamin Johnson
Division of Securities
160 East 300 South, 2nd Floor
Salt Lake City, UT 84111

Jeff Buckner
Assistant Attorney General
160 East 300 South, 5th Floor
Salt Lake City, UT 84111
Counsel for the Division of Securities

Via U.S. Mail

J.D. Pulver
11705 Boyette Rd., Suite 437
Riverview, FL 33569

Tim Haskin
4200 South Paradise Road, #3078
Las Vegas, NV 89169

Respondents

PAW RADZINSKI