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

IN THE MATTER OF:

GREENMILL SERVICES, INC.;
MICHAEL PRESTON;
LEO WAGNER;
RALPH DIFALCO;

Respondents.

SCHEDULING ORDER

Docket No. SD-07-0005
Docket No. SD-07-0006
Docket No. SD-07-0007
Docket No. SD-07-0008

On February 2, 2007, the Division issued an Order to Show Cause against Respondents. The Notice of Agency Action, accompanying the Order to Show Cause set a hearing for March 22, 2007.

At the March 22 hearing, the Division was represented by Jeff Buckner from the Attorney General's office and Jennifer Korb from the Division. Respondent DiFalco was represented by David Lackowitz of Gersten Savage, LLP, in New York. Mr. Lackowitz participated in the hearing by telephone.

Mr. Buckner indicated that Respondent Greenmill Services had been served, but had not filed an answer. Greenmill was not represented at the hearing. The Presiding Officer found Greenmill in default and requested the Division to submit a proposed default order.

Mr. Buckner also indicated that Respondents Preston and Wagner had not yet been served. The Presiding Officer continued the proceedings as to Preston and Wagner.

A schedule was set for further proceedings in this case involving Respondent DiFalco.

IT IS HEREBY ORDERED:

1. Respondent must file his answer by April 27, 2007.

2. Both parties shall exchange discovery by May 25, 2007.
3. Any dispositive motions, such as motions to dismiss or for summary judgment, shall be filed by June 22, 2007. If motions such as these are filed, the other party will have until July 6 to submit a response and the moving party will have until July 13 to file a reply. If a hearing is needed on the motions, one will be set in July or early August.
4. By August 31, each side shall identify any expert witnesses it intends to use and provide the other side with a copy of the expert's report.
5. Each side shall provide the Presiding Officer and the other side, by September 14, with its list of hearing witnesses and those exhibits it intends to introduce at the hearing.
6. The parties indicated that they anticipate the hearing will last two days. The hearing will be held September 24 and 25, 2007.

DATED this 23rd day of March, 2007.


WAYNE KLEIN
Director, Presiding Officer



CERTIFICATE OF SERVICE

The undersigned certifies that on the 23~~rd~~ day of March, 2007 copies of the foregoing Scheduling Order were served on the parties as follows:

Hand Delivered

Jeff Buckner
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Via U.S. Mail

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