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

IN THE MATTER OF:

FIRST WESTERN ADVISERS, INC.,
GARY W. TERAN,
DAVID A. RUSSON,
BRIAN G. KASTELAR, and
CARL A. PAGE,

Respondents.

**NOTICE OF RECUSAL,
APPOINTMENT OF HEARING
OFFICER**

Docket No. SD-07-0015
Docket No. SD-07-0016
Docket No. SD-07-0017
Docket No. SD-07-0018
Docket No. SD-07-0019

In February 2007, a Petition and Notice of Agency Action were issued against Respondents in this case. The Presiding Officer was designated as the hearing officer. The Division's proceedings now have been resolved against the four individual respondents. A tentative agreement had been reached with Respondent First Western, but that agreement was withdrawn before it was entered.

Because the hearing officer believed the proceedings were resolved against all parties, he was involved in some discussions with Division staff regarding this case after the tentative agreement was reached. Accordingly, to avoid any appearance of conflict or of an improper involvement with Division staff who prepared the case, the Presiding Officer hereby recuses himself from serving as hearing officer in this matter.

ORDER

IT IS HEREBY ORDERED that this case will be transferred to Administrative Law Judge J. Steven Eklund for further proceedings.

Dated this 24th day of April, 2007.

Wayne Klein
WAYNE KLEIN
Director, Presiding Officer



CERTIFICATE OF SERVICE

The undersigned certifies that on the 24th day of April, 2007 copies of the foregoing Notice of Recusal were served on the parties as follows:

Hand Delivered

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Via U.S. Mail

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