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Attorney for Respondents

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

In the Matter of: GLOBIE INTERNATIONAL, LLC; JOSEPH PAUL OTTIS Respondents	**SECOND REQUEST AND MOTION FOR ORAL ARGUMENT ON MOTION TO DISMISS** Case Nos.: SD-07-0038 SD-07-0039

Respondents Globie International, LLC and Joseph Paul Ottis, by and through their counsel of record, file this Second Request and Motion for Oral Argument on their Motion to Dismiss. Respondents respectfully request to have oral argument prior to a determination of the Motion to Dismiss.

GROUNDS FOR ORAL ARGUMENT

Rule 7 of the Utah Rules of Civil Procedure, as well as the statutory and administrative rules of this entity, permits a moving party to request oral argument on a motion. More specifically, Rule 7 states:

> A party may request a hearing in the motion, in a memorandum or in the request to submit for decision. A request for hearing shall be separately identified in the caption of the document containing the

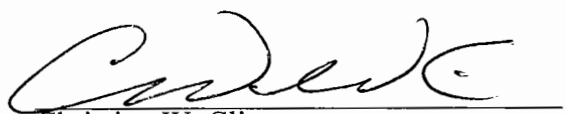
> request. The court **shall** grant a request for a hearing on a motion under Rule 56 or a motion that would dispose of the action or any claim or defense in the action unless the court finds that the motion or opposition to the motion is frivolous or the issue has been authoritatively decided. (Rule 7 U.R.C.P., emphasis added)

In the present cases, Respondents clearly identified and requested oral argument on their Motion to Dismiss in the caption of the pleading as required by the rule. The Respondents asked that the oral argument be heard prior to the Order to Show Cause hearing. The Division of Securities stipulated to continue the Order to Show Cause hearing without date until the Motion to Dismiss could be heard and decided.

There are genuine issues of law and fact whether the Order to Show Cause is properly before this entity. There are questions whether the alleged notes are valid and which company, Globie International, LLC or Globie Investment Enterprises, Inc. holds the notes due to contractual provisions in the Globie Investment Enterprises, Inc. notes transferring all prior notes to that entity. Additionally, there are questions of law whether Utah law or Nebraska law applies.

Respondents respectfully request that they be given an opportunity to have oral argument as afforded to them by the statutory and administrative rules.

Dated September 7, 2007



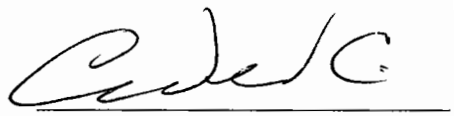
Christian W. Clinger
CLINGER LEE CLINGER, LLC
Attorney for Respondents

Certificate of Service

I hereby certify that the **SECOND REQUEST AND MOTION FOR ORAL ARGUMENT ON MOTION TO DISMISS** was hand delivered on September 7, 2007 to the following:

ORIGINAL

Administrative Court Clerk
c/o Pam Radzinski
Division of Securities
160 E. 300 S., Second Floor
Salt Lake City, UT 84114

COPY

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