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Attorneys for Respondents

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

**IN THE MATTER OF
JARED WILLIAM BIRD**

Respondent.

**ANSWER TO EMERGENCY ORDER
TO CEASE AND DESIST AND ORDER
TO SHOW CAUSE**

Docket No. SD 07-0057

Jared William Bird (“Bird”) hereby responds to the allegations set forth in the Utah Division of Securities’ (the “Division”) Emergency Order to Cease and Desist and Order to Show Cause as follows:

1. Admits.
2. Defendant admits he is a resident of Utah and the stepson of Brian Kitts but denies he is a NevWest employee.
3. Denies.
4. Denies.

5. Defendant is without sufficient knowledge or information to form a belief as to the truthfulness of the allegations of paragraph 5 and therefore denies the same.

6. Defendant is without sufficient knowledge or information to form a belief as to the truthfulness of the allegations of paragraph 6 and therefore denies the same.

7. Defendant is without sufficient knowledge or information to form a belief as to the truthfulness of the allegations of paragraph 7 and therefore denies the same.

8. Denies.

9. Defendant neither denies or admits the allegations of paragraph 9 because the document speaks for itself.

10. Defendant neither denies or admits the allegations of paragraph 10 because the document speaks for itself.

11. Defendant is without sufficient knowledge or information to form a belief as to the truthfulness of the allegations of paragraph 11 and therefore denies the same.

12. Defendant is without sufficient knowledge or information to form a belief as to the truthfulness of the allegations of paragraph 12 and therefore denies the same.

13. Denies.

14. Denies.

15. Denies.

16. Denies.

17. Denies.

18. Denies.

19. Denies.

FIRST AFFIRMATIVE DEFENSE

The Division's Order to Show Cause fails to state a claim upon which relief may be granted.

SECOND AFFIRMATIVE DEFENSE

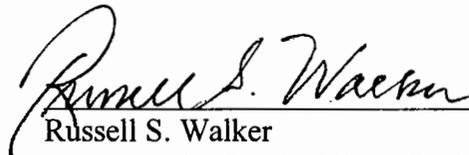
The Division's Order to Show Cause should be dismissed for lack of personal jurisdiction over Bird.

THIRD AFFIRMATIVE DEFENSE

The Division's Order to Show Cause should be dismissed for lack of subject matter jurisdiction over Bird.

DATED this 11th day of October, 2007.

WOODBURY & KESLER, P.C.



Russell S. Walker

Attorneys for Jared William Bird

CERTIFICATE OF SERVICE

I do hereby certify that I caused to be mailed, postage prepaid by U.S. mail, a true and correct copy of the foregoing **ANSWER TO ORDER TO CEASE AND DESIST AND ORDER TO SHOW CAUSE** ON this 11th day of October, 2007 to the following:

Jeffrey Buckner
Assistant Attorney General
Utah Attorney General's Office
Commercial Enforcement Division
P.O. Box 140872
160 East 300 South, Fifth Floor
Salt Lake City, Utah 84114-0872

