

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

IN THE MATTER OF	:	
JARED WILLIAM BIRD	:	NOTICE OF PREHEARING
	:	CONFERENCE CONDITIONAL
Respondent	:	ENTRY OF DEFAULT
	:	AND SCHEDULING ORDER
	:	Case No. SD-07-0057
	:	

APPEARANCES:

Jeffrey Buckner for the Division of Securities

No appearance by or on behalf of Respondent

BY THE ADMINISTRATIVE LAW JUDGE:

This adjudicative proceeding was initiated pursuant to the issuance of a September 4, 2007 notice of agency action. Sparring detail, a May 24, 2010 notice was issued, whereby an August 26, 2010 hearing was scheduled to be conducted before the Securities Commission.

Mr. Buckner initially informed the Court that the Division and Respondent -- through legal counsel Russell Walker -- have attempted to resolve this case by stipulation. Mr. Buckner also stated it appeared such an agreement would be finalized as of August 25, 2010.

However, Mr. Buckner further informed the Court that Respondent has recently proposed changes to the proposal under

review. Mr. Buckner thus informed Mr. Walker that Respondent should appear for the August 26, 2010 hearing and, if he failed to do so, the Division would request that Respondent's response be stricken and his default be entered.

When neither Respondent nor Mr. Walker appeared for the August 26, 2010 hearing, the Division requested and the Court ordered that Respondent's response be stricken. The Court further entered a conditional default, which was to become final within ten (10) days from the mailing of this notice if Respondent did not -- within that time -- either submit an executed stipulation to the Division or request that the evidentiary hearing be rescheduled.

The Court also ordered the Division to prepare findings of fact and conclusions of law, and submit a default order for review and action by Keith Woodwell (Securities Division Director) for his review and action if the conditional default became final.

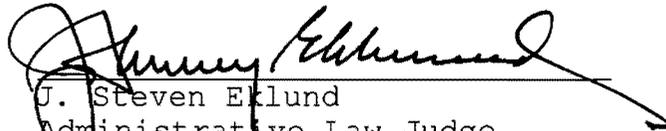
ORDER

WHEREFORE, IT IS ORDERED RESPONDENT'S October 11, 2007 response is stricken. It is further ordered that Respondent's default is conditionally entered, consistent with the terms set forth herein.

It is further ordered the Division shall prepare written findings of fact and conclusions of law consistent with the

allegations of the September 4, 2007 Order to Show Cause and submit those findings, conclusions and a default order to Mr. Woodwell for his review and action if Respondent's conditional default becomes final.

Dated this 15th day of September, 2010.


J. Steven Eklund
Administrative Law Judge
Department of Commerce

CERTIFICATE OF MAILING

I hereby certify that on the 15th day of September, 2010, a copy of the Notice of Prehearing Conference, Conditional Entry of Default and Scheduling Order was sent, by regular mail, postage prepaid, to Russell Walker, c/o Jared William Bird, Woodbury & Keslet, P.C., 265 East 100 South, Suite 300, Salt Lake City, UT 84110. A copy was similarly sent to Jared William Bird, 1197 E. Summer Harvest Dr., Draper, UT 84020.

A copy was also hand delivered to Jeffrey Buckner, Assistant Attorney General, 160 East 300 South, 5th Floor, Salt Lake City, UT 84111; and similarly provided to Thomas Brady, Division of Securities, 160 East 300 South, 2nd Floor, Salt Lake City, UT 84111.


Julie Price
Office Specialist I