

D. Scott Davis (8934)  
Assistant Attorney General  
Mark L. Shurtleff (4666)  
Utah Attorney General  
Utah Attorney General's Office  
Attorneys for Plaintiff  
Commercial Enforcement Division  
P. O. BOX 140872  
160 East 300 South, Fifth Floor  
Salt Lake City, Utah 84114-0872  
Telephone: (801) 366-0310  
Facsimile: (801) 366-0315

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

**IN THE MATTER OF:**

**E & R HOLDINGS, LLC, and  
RAYMOND PAUL MORRIS,  
  
Respondents.**

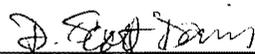
**MOTION FOR DISMISSAL**

**Docket No. SD-07-0087  
Docket No. SD-07-0088**

Petitioner, the Division of Securities (Division), by and through counsel, and pursuant to Rule 41(a) of the Utah Rules of Civil Procedure in this proceeding and Utah Admin. Code R151-46b-5(3), hereby requests dismissal of the above-captioned Order to Show Cause filed on December 12, 2007. Rule 41(a)(2)(ii) of the Utah Rules of Civil Procedure, in administrative proceedings before the Department, Utah Admin. Code R151-46b-5(3), allows a plaintiff to request a dismissal of an action on order of the court based upon such terms and conditions as the court deems proper. No activity has occurred in this case since 2007, and it is in the interests of justice to dismiss it.

Respectfully submitted this November 17, 2011.

MARK L. SHURTLEFF  
UTAH ATTORNEY GENERAL

A handwritten signature in cursive script, appearing to read "D. Scott Davis", is positioned above a horizontal line.

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D. Scott Davis  
Assistant Attorney General

**CERTIFICATE OF MAILING**

I certify that on the 22<sup>nd</sup> day of November 2011, I served a copy of the foregoing **Motion for**

**Dismissal** on Respondents by mailing a copy to:

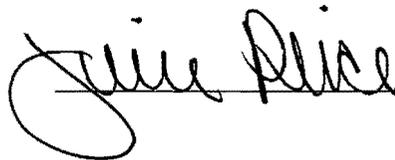
Hand Delivered

D. Scott Davis  
Assistant Attorney General  
160 East 300 South, 5<sup>th</sup> Floor  
Salt Lake City, UT 84111  
**Counsel for the Division of Securities**

Thomas A. Brady  
Division of Securities  
160 East 300 South, 2<sup>nd</sup> Floor  
Salt Lake City, UT 84111

Via U.S. Mail

E & R Holdings  
Raymond Morris  
90 West 500 South Ste. 415  
Bountiful, UT 84010

  
\_\_\_\_\_

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Assistant Attorney General  
Mark L. Shurtleff (4666)  
Utah Attorney General  
Utah Attorney General's Office  
Commercial Enforcement Division  
160 East 300 South, 5<sup>th</sup> Floor  
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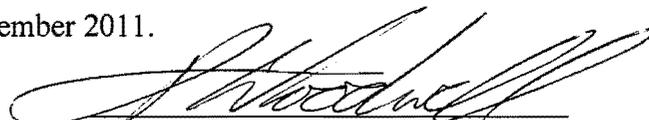
**ORDER OF DISMISSAL**

**Docket No. SD-07-0087  
Docket No. SD-07-0088**

Based on the request of the Division and for good cause appearing,

IT IS HEREBY ORDERED that the complaint is dismissed without prejudice. Each party will bear its own costs.

DATED this 21<sup>st</sup> day of November 2011.

  
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KEITH WOODWELL, DIRECTOR  
UTAH DIVISION OF SECURITIES