

DIVISION OF SECURITIES  
KEITH WOODWELL, DIRECTOR  
DEPARTMENT OF COMMERCE  
P.O. BOX 146760  
160 EAST 300 SOUTH  
SALT LAKE CITY, UTAH 84114-6711  
Telephone: (801) 530-6628

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

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IN THE MATTER OF:

**GREGORY KENT HOWELL,**  
RESPONDENTS

**ORDER ON MOTION TO LIFT STAY and  
REQUEST FOR HEARING**

**CASE NO. SD-08-0002**

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**BY THE PRESIDING OFFICER:**

The notice of agency action and order to show cause in this matter were sent by the Division of Securities (Division) to Gregory Kent Howell (Respondent) on January 10, 2008. On April 15, 2008, the parties stipulated to stay the proceedings pending the outcome of a criminal charges filed against Respondent in case number 071909389 (Third District Court, Salt Lake County, Utah). On February 26, 2013, the Division filed a motion to lift the stay so that the administrative case may proceed. The motion was mailed to Respondent at the Sanpete County Jail, Respondent's last-known address, as was a notice giving him until March 18, 2013 to respond. As of the date of this order, Respondent has not filed a response.

According to the court docket in the criminal case, Respondent pleaded guilty to a class B misdemeanor charge of wrongful appropriation on April 27, 2012. The presiding officer finds

that Respondent's guilty plea and conviction resolve the criminal case. Therefore, the presiding officer finds that the administrative case no longer need be stayed in order to allow the criminal case to conclude.

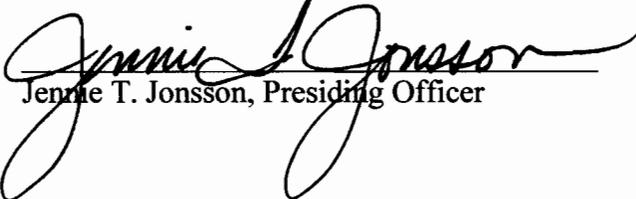
The Division's motion to lift the stay in this matter is granted. Pursuant to Utah Administrative Code § R151-4-205(3), Respondent shall file an answer to the Division's order to show cause within 30 days of the date of this order. *See* Utah Administrative Code § R151-4-107 in calculating this deadline.

An initial prehearing conference will take place on May 1, 2013 at the Division of Securities, 2<sup>nd</sup> Floor, 160 East 300 South, Salt Lake City, Utah at 9:30 A.M.

This order shall be effective on the signature date below.

DATED this 21<sup>st</sup> day of March, 2013.

UTAH DEPARTMENT OF COMMERCE

  
Jennie T. Jonsson, Presiding Officer

**Certificate of Service**

I hereby certify that on the 21 day of March, 2013, the undersigned served a true and correct copy of the foregoing document by first class mail, postage prepaid, to:

Gregory Kent Howell  
Inmate #274772  
Sanpete County Jail  
160 North Main  
Manti, UT 84642

Gregory Kent Howell  
c/o Jeremy Delicino and Elizabeth Lorenzo  
10 W. Broadway, Ste. 650  
Salt Lake City, UT 84101

and caused a copy to be hand delivered to:

Wade Farroway, Assistant Attorney General  
Division of Securities  
Heber M. Wells Building, 5<sup>th</sup> Floor

Ann Skaggs  
Division of Securities  
Heber M. Wells Building, 2<sup>nd</sup> Floor

  
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