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FEB 23 2012

Utah Department of Commerce
Division of Securities

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

IN THE MATTER OF:

SYNERGY FUNDING LLC;
JOSHUA PAUL CHAPMAN;

Respondents.

**MOTION TO STAY
PROCEEDINGS**

Docket No. SD-08-0045
Docket No. SD-08-0046
Docket No. SD-08-0047

The Respondents, Synergy Funding and Joshua Paul Chapman, by and through undersigned counsel, move the Division of Securities, Utah Department of Commerce, for an Order staying the Order to Show Cause filed in this matter, until the conclusion of the criminal charges pending in *State of Utah v. Joshua P Chapman*, Case No. 081906646, in the Third District Court, Salt Lake County, State of Utah.

Respondents base this Motion on the following grounds:

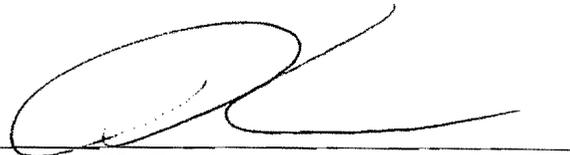
1. On April 11, 2008, the Division of Securities served the Respondents with a Notice of Agency Action and Order to Show Cause.
2. The Order to Show Cause was scheduled for June 3, 2008.
3. On May 21, 2008 Respondents Synergy Funding LLC and Joshua

Chapman filed a response to Order to Show Cause.

4. On August 28, 2008 Joshua Chapman was charged with two counts of Securities Fraud, second degree felonies. These criminal charges stem from the same allegations contained in the above referenced Order to Show Cause.
5. On October 20, 2011, Joshua Chapman was convicted of one count of Securities fraud and acquitted of the remaining counts.
6. The criminal case is not final. Mr. Chapman's attorney has filed a Motion for Judgment Not Withstanding the Verdict and has also challenged the restitution order. In the event that the trial motions are denied, Mr. Chapman will be filing an appeal.
7. Significant judicial administrative and state resources would be saved by allowing the criminal case to conclude before proceeding with the Order to Show Cause.

DATED this 13 day of February 2012.

SKORDAS, CASTON & HYDE

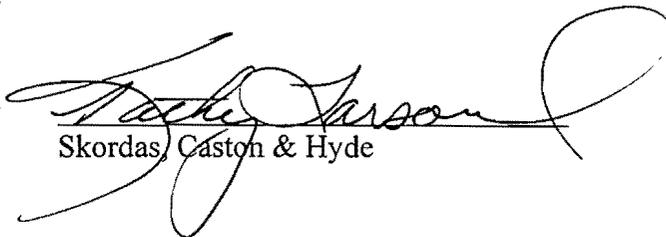


Rebecca H. Skordas
Attorney for Defendant

CERTIFICATE OF SERVICE

I hereby certify that on the 23 day of February 2012, a true and correct copy of the foregoing MOTION TO STAY PROCEEDINGS was mailed, postage prepaid, addressed as follows:

Thomas Brady
Assistant Attorney General
160 East 300 South, Fifth Floor
Box 140872
Salt Lake City, Utah 84114-0872


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