

DIVISION OF SECURITIES  
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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

**COCAPITAL INVESTMENTS, LLC;  
COBY TIPPETTS,**

RESPONDENTS

**ORDER ON INITIAL HEARING**

**CASE NO. SD-08-0107  
CASE NO. SD-08-0108**

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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 the above-named Respondents on December 31, 2008. On February 23, 2009, Respondents filed a motion to dismiss for lack of jurisdiction. The motion was never ruled on, likely due to a related criminal case being filed against Respondent Tippetts. On September 22, 2009 Respondent Tippetts resolved the criminal case through a plea in abeyance agreement. In these circumstances, on June 10, 2013, the Division filed a request for hearing in this administrative matter so as to bring it to resolution.

An initial hearing was held on July 3, 2013. During the hearing, Respondents withdrew the February 23, 2009 motion to dismiss, and the parties requested time to discuss settlement. In

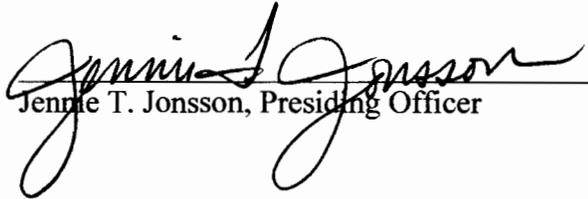
these circumstances, the presiding officer finds good cause to stay the administrative proceedings temporarily.

Given the foregoing, the administrative proceedings in Division of Securities cases SD-08-0107 and SD-08-0108 are stayed, at a minimum, through August 7, 2013. Should the parties execute a settlement agreement during this time, the stay shall remain in place through the Utah Securities Commission's review of, and decision regarding, the agreement. Should the parties fail to reach a settlement prior to August 7, 2013, they shall convene for a status conference on that date at 9:30 A.M. in the offices of the Division.

This order shall be effective on the signature date below.

DATED this 3<sup>rd</sup> day of July, 2013.

UTAH DEPARTMENT OF COMMERCE

  
Jennie T. Jonsson, Presiding Officer