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

Utah Department of Commerce  
Division of Securities

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IN THE MATTER OF:	)	
	)	MOTION FOR CONTINUANCE
	)	
DAVID STERLING JENSEN,	)	Docket No. SD-09-0040
CRD#11095958	)	
	)	Judge J. Steven Eklund
Respondent.	)	

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**MOTION FOR CONTINUANCE**

Respondent, David Jensen, moves this Court for an order continuing the date on a preliminary hearing until all Respondent's Motions to dismiss have been ruled up. Obviously if a Motion to Dismiss is granted there will be no need for an initial hearing. It would also be appreciated if the Court Order Respondent be in the decision of when, where and the forum of an initial hearing being made.

**FACTS**

1. On or about August 6<sup>th</sup> 2009, I (Jensen) received a Notice to Show Cause and Notice of Agency Action from the Division of Securities of Utah (hereinafter called the Division).
2. The above documents above require Mr. Jensen to
  - a. File an Answer,
  - b. Identify any additional facts or which I assert are relevant in light of the allegations made, and
  - c. State affirmative defenses applicable and state such defenses in short and plain terms.
3. All of the above in item 2 are suppose to be filed within 30 days from Division's dated

documents, thus September 4<sup>th</sup>, 2009, which respondent has complied with.

4. Division unilaterally scheduled an initial hearing for September 22, 2009 at 9:00 a.m. at Division's offices.

5. Respondent has identified numerous affirmative defenses in this matter.

6. Respondent would like to see in writing what the Division, admits or denies to respondent's facts.

7. If there is reasonable belief (respondent thinks there is more than reasonable belief), this case could be dismissed, why should respondent be required to attend a preliminary hearing that won't be needed?

8. Mr. Jensen will start filing Motions to dismiss on or before September 15, 2009.

9. Division will have a reasonable period of time to object to Jensen's Motions to dismiss.

10. It will take the Court some reasonable time to make a ruling.

11. Why have an initial hearing, if the preponderance of the evidence would make one believe this matter will be summarily dismissed?

12. Mr. Jensen is not an attorney and respectfully asks the court for forbearance in any mistakes made and additional time asked for.

#### **PRAYER**

Wherefore it is prayed that the court will allow Respondent;

1. A reasonable period of time starting on or about September 15, 2009 to start filing Motions to dismiss and after the court has ruled on all Motions to dismiss before it,

2. And assuming all Motions to dismiss are all denied.

3. Then bilaterally (for all parties involved) set a time, place, forum and procedure for having an

