

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

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**IN THE MATTER OF  
ENRIQUE DAVID SOSA  
d.b.a. SUN HAVEN METALS**

**NOTICE OF RESCHEDULED  
PREHEARING CONFERENCE  
CASE NO. SD-11-0059**

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**BY THE ADMINISTRATIVE LAW JUDGE:**

This adjudicative proceeding was initiated pursuant to an August 1, 2011 notice of agency action. The notice recites Respondent was to file a written response to the accompanying Order to Show Cause within thirty (30) days of the mailing date of the notice. Further, a September 6, 2011 prehearing conference was to be conducted.

The Division sent the notice to Respondent by certified mail at his last known address of 4048 North Edgewood Drive, Provo UT 84604. However, postal authorities returned that mailing to the Division on August 22, 2011 with a notation that the notice could not be provided to Respondent and it should be returned to sender.

D. Scott Davis, Assistant Attorney General representing the Division, appeared for the September 6, 2011 prehearing conference. Respondent did not appear for the conference. nor had he filed a response prior to that conference. There was no reason to believe Respondent had any actual knowledge of this proceeding.

Further, it could not be concluded that Respondent was aware of the scheduled filing of a response (due on or before September 7, 2011) or the September 6, 2011 prehearing conference. Accordingly, the Division requested that prehearing conference be rescheduled, additional time be available for Respondent to file a response and the Division be provided an opportunity confirm Respondent's current address as to then allow personal service of the notice of agency action in this proceeding..

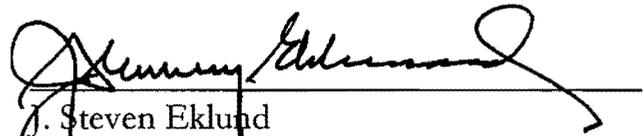
The Court concluded the Division's request was both reasonable and warranted. The Court thus continued the September 6, 2011 prehearing conference, rescheduled that conference to be conducted within a reasonable time and also extended the time within which Respondent is to file any response.

Notice is hereby given the initial prehearing conference in this proceeding will be conducted, commencing 9:00 a.m. on October 11, 2011 in the offices of the Division of Securities, Second Floor, Heber M. Wells Building, 160 East 300 South, Salt Lake City, Utah. Further, Respondent is granted leave until that date to file a response to the Order to Show Cause.

The Court anticipates the Division will provided a copy of this Notice to Respondent with the August 11, 2011 notice of agency action and the accompanying Order to Show Cause, as personally served on him. If those notices are personally served

on Respondent and he fails to timely file a response or does not appear for the October 11, 2011 prehearing conference, the Court will entertain a request from the Division to enter Respondents default and conduct further proceedings as warranted.

Dated this 6<sup>th</sup> day of September 2011 .



J. Steven Eklund  
Administrative Law Judge  
Department of Commerce