

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

IN THE MATTER OF:

NATHAN S. TOOLE,
RESPONDENT.

ORDER ON MOTION TO LIFT STAY

CASE NO. SD-12-0077

BY THE PRESIDING OFFICER:

On February 1, 2013, the administrative proceedings in this matter were stayed until such time as a related criminal proceeding might be resolved. On June 3, 2013, Respondent resolved the criminal case by entering into a plea in abeyance agreement on one count of second degree felony securities fraud. Therefore, on June 20, 2013, the Division filed a motion to lift the stay.

Respondent's counsel represents that Respondent has no objection to the stay being lifted, but would appreciate being given a period of time in which to pursue settlement negotiations before being required to file an answer and prepare for hearing.

ORDER

Given the foregoing, the presiding officer orders the stay in Division case number SD-12-0077 lifted, effective the 30th day following the date of this order. During the 30-day period following the date of this order, the parties are encouraged to negotiate toward settlement as they see fit. Upon the effective date of this order, the following requirements shall inure:

1. Respondent shall be obligated to file a response to the Division's order to show cause within the following 30-day period. Failure to comply with this requirement shall constitute grounds for a default order being entered against Respondent without further notice or proceeding.
2. The presiding officer shall issue a notice setting a date and time for an initial hearing.
3. The 180-day period within which this case is required to be resolved under Utah Administrative Code §R151-4-108 shall begin to run.

This order shall be effective on the 30th day following the signature date below.

DATED this 2nd day of July, 2013.

UTAH DEPARTMENT OF COMMERCE


Jennie T. Jonsson
Presiding Officer