

DIVISION OF SECURITIES
KEITH WOODWELL, DIRECTOR
DEPARTMENT OF COMMERCE
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SALT LAKE CITY, UTAH 84114-6711
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BEFORE THE DIVISION OF SECURITIES
OF THE DEPARTMENT OF COMMERCE
OF THE STATE OF UTAH

IN THE MATTER OF:

**MICHAEL SHAUN KIRBY;
GREENFOLDERS, INC.,**

RESPONDENTS

SCHEDULING ORDER

NOTICE OF HEARING

CASE NO. SD-13-0005

CASE NO. SD-13-0006

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 January 16, 2013. On February 19, 2013, Respondents timely filed an answer to the order to show cause. A prehearing conference was held on March 6, 2013. Respondents attended by and through counsel, Steven G. Loosle and Paula W. Faerber.

The presiding officer now enters the following scheduling order:

1. The parties shall comply with the initial disclosure requirement of Utah Administrative Code § R151-4-503 by March 20, 2013.
2. The parties shall complete discovery by May 8, 2013.

3. Any motion for summary judgment, judgment on the pleadings, or other dispositive motion shall be filed no later than May 22, 2013. If any such motion is filed, the other party shall have ten calendar days from the date of filing to respond, and the moving party shall have five business days from the date of response to reply. *See* Utah Administrative Code §§ R151-4-303(2) and R151-4-107(2). If oral argument is required or requested on a dispositive motion, the presiding officer will issue a supplemental scheduling order setting a date and time.
4. Should either party determine to use an expert witness, the party shall disclose the expert's name, contact information, and written report no later than May 22, 2013.
5. Pursuant to Utah Administrative Code § R151-4-504(2), the parties shall exchange final disclosures by June 11, 2013.
6. Unless this matter is settled through a stipulated agreement, resolved through an order issued on a prehearing motion, or continued for good cause, a hearing shall take place before the Utah Securities Commission (Commission) in July of 2013. Respondents are hereby placed on notice that, as of the date of this order, the Commission is scheduled to meet on July 25, 2013. Should the Commission determine to change that meeting date due to the July 24, 2013 state holiday, the hearing shall be rescheduled accordingly.

DATED this 6th day of March, 2013.

UTAH DEPARTMENT OF COMMERCE


Jennie T. Jonsson, Presiding Officer

I hereby certify that on the 7 day of March, 2013, the undersigned served a true and correct copy of the foregoing document by first class mail, postage prepaid, to:

Michael Shaun Kirby
Greenfolders, Inc.,
c/o Steven G. Loosle, Paula W. Faerber
Kruse Landa Maycock & Ricks, LLC
136 East South Temple, Suite 2100
P.O. Box 45561
Salt Lake City, UT 84145-0561

and caused a copy to be hand delivered to:

D. Scott Davis, Assistant Attorney General
Division of Securities
Heber M. Wells Building, 5th Floor

Ann Skaggs
Division of Securities
Heber M. Wells Building, 2nd Floor

A handwritten signature in black ink, appearing to read "Michael Kirby", is written over a horizontal line.