

DIVISION OF SECURITIES  
KEITH WOODWELL, DIRECTOR  
DEPARTMENT OF COMMERCE  
P.O. BOX 146760  
160 EAST 300 SOUTH  
SALT LAKE CITY, UTAH 84114-6711  
Telephone: (801) 530-6628

---

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

---

IN THE MATTER OF:

**JARED BRENT MUIR,**

RESPONDENT

**SCHEDULING ORDER: MOTION FOR  
ENTRY OF DEFAULT**

**CASE NO. SD-13-0008**

---

**BY THE PRESIDING OFFICER:**

The notice of agency action and order to show cause in this matter were initially sent by the Division of Securities (Division) to Jared Brent Muir (Respondent) on January 8, 2013. A prehearing conference was held on March 18, 2013. At the prehearing conference, Respondent represented that he had not reviewed the Division's notice or pleading. In these circumstances, the Division provided Respondent with the notice of agency action and order to show cause during the prehearing conference and agreed to consider March 18, 2013 as the date of filing.

The presiding officer thereafter entered a scheduling order setting April 17, 2013 as the deadline for Respondent to file his answer. In the late evening of April 17, 2013, Respondent sent the presiding officer an e-mail. On April 23, 2013, the Division filed a motion for entry of

default against Respondent, arguing that Respondent's April 17, 2013 is insufficient to qualify as an answer and that the circumstances in their totality justify default.

The presiding officer now enters the following scheduling order as to the motion for default:

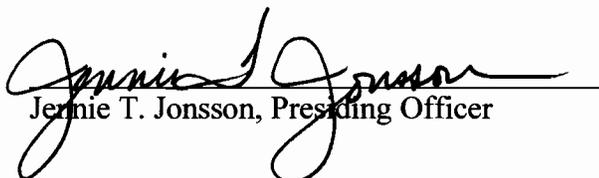
1. Respondent shall file any response to the Division's motion by May 3, 2013. *See* Utah Administrative Code § R151-4-303(2)(b).
2. If Respondent files a response, the Division may file any reply by May 10, 2013. *See* Utah Administrative Code § R151-4-303(2)(c).
3. No oral argument will be held unless a response is timely filed.
4. No oral argument will be held unless it is requested by a party by May 15, 2013.
5. If oral argument is requested in compliance with the above conditions, it will take place before the Securities Commission on May 30, 2013, and the presiding officer will defer to the Commission the decision on the motion for default.

The parties are hereby placed on notice that the presiding officer anticipates the order issued on this motion for default will be based on whether there is a substantial likelihood that, should the default be granted, it would thereafter be set aside under Rule 60(b) of the Utah Rules of Civil Procedure. The presiding officer therefore encourages the parties to focus their briefing on that issue.

This order shall be effective on the signature date below.

DATED this 24<sup>th</sup> day of April, 2013.

UTAH DEPARTMENT OF COMMERCE

  
Jennie T. Jonsson, Presiding Officer

**Certificate of Service**

I hereby certify that on the 24<sup>th</sup> day of April, 2013, the undersigned served a true and correct copy of the foregoing document both by first class, postage prepaid mail and by electronic mail to:

Jared Brent Muir  
4841 West Autumn Hue Circle  
Herriman, UT 84096  
muir\_j@hotmail.com

Jared Brent Muir  
c/o Jalyn Peterson  
2225 E. Murray Holladay Road, Ste. 111  
Salt Lake City, UT 84117  
jalyn@seblegal.com

and caused a copy to be hand delivered to:

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

Ann Skaggs  
Division of Securities  
Heber M. Wells Building, 2<sup>nd</sup> Floor



---