

DIVISION OF SECURITIES
KEITH WOODWELL, DIRECTOR
DEPARTMENT OF COMMERCE
P.O. BOX 146760
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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:

SCHEDULING ORDER

NOTICE OF HEARING

BENJAMIN D. LARSEN, CRED#5785947,

CASE NO. SD-13-0016

RESPONDENTS

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 Respondent on February 19, 2013. A prehearing conference was held on April 9, 2013.

The presiding officer now enters the following scheduling order:

1. Respondent shall file his answer to the Division's order to show cause by May 3, 2013.
2. The parties shall comply with the initial disclosure requirement of Utah Administrative Code § R151-4-503 by May 17, 2013.
3. The parties shall complete discovery by June 19, 2013.

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 July 19, 2013.
5. Pursuant to Utah Administrative Code § R151-4-504(2), the parties shall exchange final disclosures by August 12, 2013.
6. Any motion for summary judgment, judgment on the pleadings, or other dispositive motion shall be filed no later than August 26, 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.
7. 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 on September 26, 2013.

This order shall be effective on the signature date below.

DATED this 9th day of April, 2013.

UTAH DEPARTMENT OF COMMERCE


Jennie T. Jonsson, Presiding Officer

Certificate of Service

I hereby certify that on the 9 day of April, 2013, the undersigned served a true and correct copy of the foregoing document by first class mail, postage prepaid, to:

Benjamin D. Larsen
c/o Paula Faerber
Kruse Landa Maycock & Ricks LLC
136 E. South Temple, 21st Floor
P.O. Box 45561
Salt Lake City, UT 84145

and caused a copy to be hand delivered to:

Wade Faraway, Assistant Attorney General
Division of Securities
Heber M. Wells Building, 5th Floor

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


