

STATE OF OKLAHOMA
DEPARTMENT OF SECURITIES
204 NORTH ROBINSON, SUITE 400
OKLAHOMA CITY, OKLAHOMA 73102



In the Matter of:

Anthony Ray Stacy (CRD# 1772484), and
PVPE, LLC (CRD# 139934),

Respondents.

ODS File No. 13-066

AMENDED AGREED SCHEDULING ORDER

This *Agreed Scheduling Order* is issued pursuant to 660:2-9-3 of the Rules of the Oklahoma Securities Commission and the Administrator of the Oklahoma Department of Securities ("Rules"). Anthony Ray Stacy ("Respondent") and the Oklahoma Department of Securities ("Department") (collectively, the "Parties") have agreed to this scheduling order. A *Final Order Relating to PVPE, LLC*, was issued in this matter on September 25, 2015. All times herein refer to Central Time.

IT IS HEREBY ORDERED that:

1. **Preliminary Lists of Witnesses, Documents and Exhibits.** The Parties shall file preliminary lists identifying all witnesses, documents and exhibits intended to be utilized at the hearing, before **5:00 p.m. on November 6, 2015**. The Parties shall identify expert witnesses intended to be called at hearing on their preliminary witness lists. The preliminary witness lists shall identify the witnesses by name, residential and/or business address, and telephone number and provide a short description of the witnesses' expected testimony. If the witness is known to be represented by counsel, contact information for the witness' counsel should also be included.

2. **Final Witness Lists.** Before **5:00 p.m. on December 14, 2015**, the Parties shall file final witness lists. The final witness lists shall identify, by name, residential and/or business address, and telephone number, all witnesses, including but not limited to expert witnesses, intended to be called at hearing and contain a short description of the expected testimony of each witness. If the witness is known to be represented by counsel, contact information for the witness' counsel should also be included. *Failure to comply with this paragraph may result in the exclusion of witnesses at hearing.*

3. **Discovery.** Any discovery that is conducted shall comply with 660:2-9-3(b) of the Rules unless otherwise agreed to by the Parties or ordered by the Administrator or a designated hearing officer. Discovery, including depositions, must be completed before **5:00 p.m. on December 23, 2015**. Be aware that any requests for

production of documents to be served upon a party should be served at least fifteen (15) days before the discovery deadline, or *before December 9, 2015*.

4. **Motions.** Any motions that are filed shall comply with 660:2-9-3(c) of the Rules unless otherwise agreed to by the Parties or ordered by the Administrator or a designated hearing officer. A response to a written motion shall be filed within ten (10) days after service of the motion but no later than the date and time of the hearing. A reply to a response may be filed within five (5) days after service of the response but no later than one day prior to the date and time of the hearing.

(A) Dispositive motions will not be considered if filed after **5:00 p.m.** on **January 6, 2016**.

(B) Motions in limine will not be considered if filed after the Prehearing Conference at **1:00 p.m.** on **January 20, 2016**.

5. **Document and Exhibit Exchange.** Before **5:00 p.m.** on **January 13, 2016**, each party shall provide the other party with a copy of all documents and exhibits intended to be utilized by the party at hearing. *Failure to comply with this paragraph may result in the exclusion of documents and exhibits at hearing.*

6. **Prehearing Conference.** A prehearing conference shall be held in person or by telephone at **1:00 p.m.** on **January 20, 2016**, at the offices of the Department, 204 North Robinson Avenue, Suite 400, Oklahoma City, Oklahoma, to address the following matters:

- (A) simplification of issues;
- (B) the final list of witnesses and exhibits to be utilized at the hearing;
- (C) admissions and stipulations of fact;
- (D) stipulations regarding admission and authenticity of documents;
- (E) requests for official notice;
- (F) discovery disputes;
- (G) pending motions;
- (H) requests for additional briefing; and
- (I) other matters that will promote the orderly and prompt conduct of the hearing.

7. **Prehearing Briefs and Proposed Findings of Fact and Conclusions of Law.** The Parties shall file prehearing briefs and proposed findings of fact and conclusions of law before **5:00 p.m.** on **January 27, 2016**.

8. **Hearing Date.** The hearing has been set to commence at **9:00 a.m.** on **February 3, 2016**, at the offices of the Department, 204 North Robinson Avenue, Suite 400, Oklahoma City, Oklahoma. The Parties estimate that the hearing will take three (3) days.

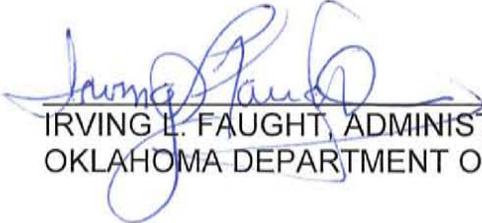
9. **Filings and Service.** All documents required to be filed in connection with this matter shall be filed by email to blondon@securities.ok.gov or by U.S. Mail, third-party carrier, or personal delivery to the Department to the attention of Brenda London. All filings made after 5:00 p.m. shall be treated as filed on the next business day. All filings shall be served, by the party making the filing, by email **and** U.S. Mail, third-party carrier, or personal delivery, upon the opposing party, or counsel for the opposing party if represented, before 5:00 p.m. on the date of the filing. Any other document served on an opposing party, or counsel for an opposing party, shall be served by email **and** U.S. Mail, third-party carrier, or personal delivery. The effective date of service for filings and other documents is the date on which the serving party sends the filing or document by email to the opposing party, or counsel for the opposing party, if sent before 5:00 p.m. or the next business day if sent after 5:00 p.m.

10. **Failure to Comply.** Failure to comply with the terms of this Order may result in sanctions as set forth in 660:2-9-3(f) of the Rules.

IT IS FURTHER ORDERED that no date set by this Order can be changed except by agreement of the Parties or for good cause upon written order of the Administrator or a designated hearing officer.

WITNESS MY HAND and the Official Seal of the Oklahoma Department of Securities this 30th day of October, 2015.

(SEAL)



IRVING L. FAUGHT, ADMINISTRATOR OF THE
OKLAHOMA DEPARTMENT OF SECURITIES

Approved:



Anthony R. Stacy
9233 E. Canyon View Road
Scottsdale, AZ 85255
(602) 672-8835
tstacy911@gmail.com

Respondent



Terra Shamas Bonnell
Robert E. Fagnant
Enforcement Attorneys
Oklahoma Department of Securities
204 North Robinson, Suite 400
Oklahoma City, OK 73102
Telephone: (405) 280-7700
Facsimile: (405) 280-7742
Email: tbonnell@securities.ok.gov
rfagnant@securities.ok.gov

Counsel for the Department

CERTIFICATE OF MAILING

The undersigned hereby certifies that on the 30th day of October, 2015, a true and correct copy of the above and foregoing *Agreed Scheduling Order* was mailed with postage prepaid thereon, addressed to:

Anthony R. Stacy
9233 E. Canyon View Road
Scottsdale, AZ 85255

Respondent



Brenda London, Paralegal