

STATE OF OKLAHOMA  
DEPARTMENT OF SECURITIES  
FIRST NATIONAL CENTER, SUITE 860  
120 NORTH ROBINSON  
OKLAHOMA CITY, OKLAHOMA 73102



In the Matter of:

Colby Younger Ruth (CRD #5093489),

Respondent.

ODS File No. 12-057

**SCHEDULING ORDER**

On March 27, 2012, the Enforcement Division of the Oklahoma Department of Securities ("Department") filed a recommendation with the Administrator of the Department ("Administrator") in the above-styled cause ("Recommendation"). On March 30, 2012, the Administrator issued a Notice of Opportunity for Hearing ("Notice") on the Recommendation. On June 11, 2012, a written request for hearing was received by the Department on behalf of Respondent.

This 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").

**IT IS HEREBY ORDERED** that:

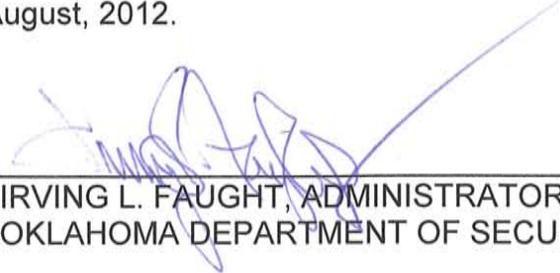
1. All documents required to be filed in connection with this matter shall be filed via email to [blondon@securities.ok.gov](mailto:blondon@securities.ok.gov) or U.S. Mail, third-party carrier, or personal delivery to the Department to the attention of Brenda London, before 5:00 p.m. on the date such filing is due, if any. 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, upon the Administrator or an appointed hearing officer and counsel for all other parties via email before 5:00 p.m. on the date of the filing, and by U.S. Mail, third-party carrier, or personal delivery. Any other document served on an opposing party, shall be served via 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 via email to counsel for such other party if sent before 5:00 p.m. and the next business day if sent after 5:00 p.m.
2. If the Administrator delegates authority to a hearing officer in this matter, a person making a filing with the Administrator shall promptly provide a copy of any and all such filings to the hearing officer by mail, fax, or personal delivery.

3. The parties shall have fifteen (15) days to comply with discovery request from other parties, excluding the date of receipt of the request.
4. The parties shall file a Preliminary Witness List that includes, but is not limited to, the identification of any expert witness intended to be called at hearing, and a Preliminary Exhibit List before **5:00 p.m. on August 6, 2012.**
5. The parties shall file a Final Witness List and a Final Exhibit List, along with copies of all exhibits, before **5:00 p.m. on August 20, 2012.** Failure to comply with this paragraph will result in the exclusion of witnesses/exhibits at trial, subject to the provisions of 660:2-9-3(f) of the Rules.
6. The parties shall file a statement of their specific factual and legal contentions before **5:00 p.m. on August 20, 2012.**
7. All objections to the admission of testimony of any witnesses or exhibits shall be made in writing, stating the specified grounds for each objection, and shall be filed before **5:00 p.m. on August 27, 2012.**
8. Discovery, including depositions, by both parties shall be completed and/or answered by **September 5, 2012, at 5:00 p.m.**
9. A pre-hearing conference shall be conducted on **September 7, 2012, at 2:00 p.m.** by telephone.
10. If the parties desire to file a pre-hearing brief, the Department's brief must be filed on or before **5:00 p.m. on September 7, 2012.** Respondent's brief shall be filed by **September 11, 2012, at 5:00 p.m.** The Department's reply brief shall be filed by **September 14, 2012, at 3:00 p.m.**
11. The final hearing in this proceeding shall commence at **9:00 a.m. on September 19, 2012,** in the offices of the Oklahoma Department of Securities, First National Center, Suite 860, 120 North Robinson, Oklahoma City, Oklahoma.
12. Oral argument shall not be heard on pre-hearing motions. Argument will be submitted to the Administrator, or designated hearing officer, in writing and shall be disposed of by written order.
13. Failure to comply with the terms of this Order will result in sanctions including, but not limited to, default judgment.

**IT IS FURTHER ORDERED** that no date set by this Order can be changed except for good cause and upon written order of the Administrator, or designated hearing officer, prior to such scheduled date.

**WITNESS MY HAND** and the Official Seal of the Oklahoma Department of Securities this 6<sup>th</sup> day of August, 2012.

(SEAL)



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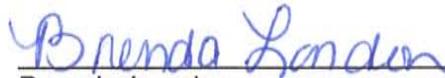
IRVING L. FAUGHT, ADMINISTRATOR OF THE  
OKLAHOMA DEPARTMENT OF SECURITIES

**CERTIFICATE OF SERVICE**

The undersigned certifies that on the 6th day of August, 2012, a true and correct copy of the *Scheduling Order* was mailed, by first class mail, postage prepaid, to:

Colby Ruth  
12002 Oak Drive  
Henryetta, OK 74437

Colby Ruth  
16709 La Paloma Lane  
Edmond, OK 73013

  
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Brenda London