

BEFORE THE ARIZONA CORPORATION COMMISSION

Arizona Corporation Commission

DOCKETED

MAR 15 1999

DOCKETED BY *est*
DOCKET NO. S-03187A-97-0000

JIM IRVIN
COMMISSIONER-CHAIRMAN
TONY WEST
COMMISSIONER
CARL J. KUNASEK
COMMISSIONER

IN THE MATTER OF IN THE MATTER OF THE
SECURITIES OFFERING BY:

EUROPEAN MARKETING GROUP, L.C.
11024 N. 28TH DRIVE
SUITE 200
PHOENIX, AZ 85023

CHARLES COX
15468 N. 29TH AVENUE
PHOENIX, AZ 85023

DAVID KIMMEL
3601 E. SWEETWATER
PHOENIX, AZ 85032

CHARLES GREGORY
6142 N. YUCCA ROAD
PARADISE VALLEY, AZ 85252

PLANNED ESTATE CONSULTANTS, INC.
225 S. POWER ROAD
MESA, AZ 85206

AND

MARVIN BECKMAN
2625 S. PLAYA
MESA, AZ 85202

RESPONDENTS.

DECISION NO. 61560

ORDER

Open Meeting
February 17 and 18, 1999
Phoenix, Arizona

BY THE COMMISSION:

FINDINGS OF FACT

1. December 14, 1998, the Arizona Corporation Commission ("Commission") issued Decision No. 61291 ("Decision") in the above-captioned matter.

2. On December 24, 1998, pursuant to A.A.C. R14-3-112, European Marketing Group,

1 L.C., Mr. Charles Cox, Mr. David Kimmel and Mr. Charles Gregory ("EMG Respondents") filed
2 with the Commission an Application for Rehearing and Review ("EMG Application") of the
3 Decision on the grounds that the Decision is not justified by the evidence and is contrary to law.

4 3. On December 29, 1998, Planned Estate Consultants, Inc. and Mr. Marvin Beckman
5 ("PEC Respondents") filed with the Commission an Application for Rehearing and Review ("PEC
6 Application") of the Decision on the grounds that the Decision is not justified by the evidence and is
7 contrary to law.

8 4. On December 31, 1998 and January 6, 1999, the Commission's Securities Division
9 ("Division") filed its Responses to the EMG and PEC Applications, respectively, and requested that
10 the Applications be denied on the basis that the Decision is based on the evidence and is not contrary
11 to law.

12 5. On March 4, 1999, the EMG Respondents withdrew the EMG Application.

13 6. The Division's Response to the PEC Application is well made and should be adopted.

14 CONCLUSIONS OF LAW

15 1. The Commission has jurisdiction over this matter pursuant to Article XV of the
16 Arizona Constitution, A.R.S. §§ 44-1801 et seq. and A.A.C. R14-3-112.

17 2. The PEC Respondents have not demonstrated adequate grounds to justify further
18 review of the Decision pursuant to A.A.C. R14-3-112.


19 3. The Application of the PEC Respondents should be denied.
20
21
22
23
24
25
26
27
28

ORDER

IT IS THEREFORE ORDERED that the Application for Rehearing and Review of Planned Estate Consultants, Inc. and Mr. Marvin Beckman is hereby denied.

IT IS FURTHER ORDERED that this Decision shall become effective immediately.


BY ORDER OF THE ARIZONA CORPORATION COMMISSION.


COMMISSIONER-CHAIRMAN


COMMISSIONER

COMMISSIONER

IN WITNESS WHEREOF, I, STUART R. BRACKNEY, Acting Executive Secretary of the Arizona Corporation Commission, have hereunto set my hand and caused the official seal of the Commission to be affixed at the Capitol, in the City of Phoenix, this 15 day of March 1999.


STUART R. BRACKNEY
ACTING EXECUTIVE SECRETARY

DISSENT 
MES:bbs

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

1 SERVICE LIST FOR:

EUROPEAN MARKETING GROUP, L.C., MR.
CHARLES COX, MR. DAVID KIMMEL, MR.
CHARLES GREGORY, PLANNED ESTATE
CONSULTANTS, INC. AND MR. MARVIN
BECKMAN

4 DOCKET NO.

S-03187A-97-0000

5 James P. Kneller
6 6902 E. First Street, Suite 100
7 Scottsdale, Arizona 85251
8 Attorneys for European Marketing Group, L.C.,
9 Charles Cox, David Kimmel and Charles Gregory

10 David R. Jordan
11 TITUS, BRUECKNER & BERRY, P.C.
12 7373 North Scottsdale Road Suite B-252
13 Scottsdale, Arizona 85253-3527
14 Attorneys for Planned Estate Consultants, Inc. and
15 Marvin Beckman

16 Robert A. Zumoff
17 Assistant Attorney General
18 ARIZONA ATTORNEY GENERAL'S OFFICE
19 1275 West Washington Street
20 Phoenix, Arizona 85007

21 Victor Rodarte, Acting Director
22 Securities Division
23 ARIZONA CORPORATION COMMISSION
24 1300 West Washington
25 Phoenix, Arizona 85007

18

19

20

21

22

23

24

25

26

27

28