

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



In the Matter of:

Hoyit A. Bacon
CRD No. 1974347,

Respondent.

ODS File No. 03-118

Order Setting Scheduling Conference

On September 29, 2006, Respondent filed a *Motion to Reset the Hearing Date and Deadline for Preliminary Witness and Exhibit List*.

On October 2, 2006, the Department filed a *response to Respondent's motion and Department's Motion to Strike Deadline for Final Witness List, Final Exhibit List, and Statement of Factual and Legal Contentions*.

On October 2, 2006, The Administrator entered an order extending certain deadlines contained in the Scheduling Order to a date to be agreed on by the parties.

On October 9, 2006, the Department filed a *Motion To Extend Deadlines and To Set a Scheduling Conference*.

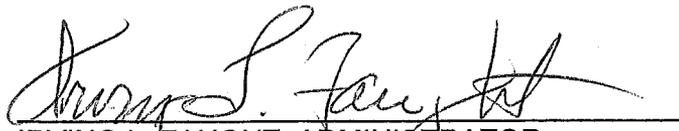
The parties have been unable to agree on the terms of a scheduling order.

Rule 660:2-9-3(c) of the Rules Oklahoma Securities Commission and the Administrator of the Oklahoma Department of Securities ("Rules") provides that failure to participate and cooperate in the preparation of a scheduling order or prehearing conference order, failure to appear at any conference, failure to appear at a conference substantially prepared, or failure to participate in good faith in any prehearing proceedings may result in any of the following sanctions: (1) striking of any pleading; (2) a preclusion order; (3) staying the proceeding; (4) default judgment; or (5) such other order as the Administrator may deem just and appropriate.

IT IS HEREBY ORDERED that a telephonic scheduling conference in this matter is set for Monday October 16, 2006 at 2:00PM for the purpose of establishing a Scheduling Order, particularly in regard to deadlines for objecting to witnesses and exhibits and any other matters that can be presented at such conference under Rule 660:2-9-3(a) of the Rules. Any party failing to participate and cooperate in the preparation of a scheduling order, failing to appear at any conference, failing to appear at a conference substantially prepared, or failing to participate in good faith in any prehearing proceedings may be sanctioned as set forth in the Rules.

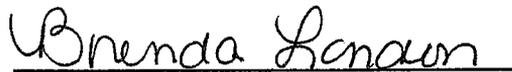
Witness my Hand and the Official Seal of the Oklahoma Department of Securities this
10th day of October, 2006.

(SEAL)


IRVING L. FAUGHT, ADMINISTRATOR,
OKLAHOMA DEPARTMENT OF SECURITIES

CERTIFICATE OF SERVICE

The undersigned hereby certifies that on the 10th day of October, 2006, a true and correct copy of the above and foregoing *Order* was mailed, with postage prepaid thereon, to:


Brenda London, Paralegal

Mr. Hoyit A. Bacon
9101 S. 33rd West Avenue
Tulsa, OK 74132-3807