

STATE OF NORTH CAROLINA
WAKE COUNTY

IN A MATTER
BEFORE THE COMMISSIONER OF BANKS
DOCKET NO. 2005:008:CF

IN RE:)
)
ADVANCE AMERICA, CASH)
ADVANCE CENTERS OF NORTH)
CAROLINA, INC. ("AANC" OR)
"RESPONDENT"))

**ORDER FOR SECOND
CONTINUANCE**

THIS MATTER came before the Commissioner of Banks on May 27, 2005.

IT APPEARING TO THE COMMISSIONER THAT:

1. This contested case was commenced by Notice of Hearing dated February 1, 2005, and service was accepted by counsel for AANC on February 7, 2005; and
2. The Notice of Hearing set the case to be heard April 19, 2005; and
3. An Order for Continuance was issued on April 13, 2005 which set the case on for hearing on April 26, 2005; and
4. At the hearing on April 26, 2005, certain preliminary matters relating to stipulations and discovery were addressed; and
5. *In camera* status conferences with the Commissioner and all counsel have been conducted on May 2, May 19, and May 27, 2005 in an effort to facilitate the preparation and timely presentation of evidence in this case;

IT IS, THEREFORE, ORDERED that:

1. The evidentiary hearing in this case commenced on April 26, 2005 be reconvened on Monday, July 11, 2005 at 10:00 AM, to continue on thereafter for so long as is

necessary to conclude the presentations of evidence and legal argument in this matter; and

2. Parties and limited intervenors shall submit before, during, or immediately upon the conclusion of the evidentiary hearing their legal arguments, oral and/or written; and
3. Reply briefs, if any, will be accepted no later than two weeks after the conclusion of the evidentiary hearing; and
4. Counsel for the parties, having waived their right under a prior order to a thirty-day interval between a formal pre-hearing conference and the hearing, a formal pre-hearing conference will be convened *in camera* by telephone conference call on Monday, June 13, 2005 at 2:00 PM; and
5. Counsel for all parties shall, as soon as reasonably possible, exchange witness lists, conclude matters of discovery, and settle on whatever stipulated facts they can, and then prepare for submission to the Commissioner before or during the pre-hearing conference a forecast of the form and substance of their evidence, and the time necessary for its presentation.

This the 27th day of May, 2005.



Joseph A. Smith, Jr.
Commissioner of Banks

CERTIFICATE OF SERVICE

THE UNDERSIGNED hereby certifies that he has this day served a copy of the foregoing Order by fax, e-mail, personal delivery or placing a copy of the same in the mail, at Raleigh, first class mail, postage prepaid and addressed to the persons listed below (said mail to be posted on Tuesday, May 31, 2005 in light of the holiday weekend):

This the 27th day of May, 2005.



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