

GUTTILLA MURPHY ANDERSON

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Attorneys for the Receiver

IN THE SUPERIOR COURT OF THE STATE OF ARIZONA

IN AND FOR MARICOPA COUNTY

ARIZONA CORPORATION
COMMISSION,

Plaintiff,

v.

DENSCO INVESTMENT
CORPORATION, an Arizona
corporation,

Defendant.

Cause No. CV2016-014142

PETITION NO. 27

PETITION FOR ORDER APPROVING
FEES AND COSTS INCURRED BY THE
RECEIVER, GUTTILLA MURPHY
ANDERSON, P.C., FRAZER RYAN
GOLDBERG & ARNOLD, LLP FROM
APRIL 1, 2017 THROUGH APRIL 30,
2017 AND FOR SNELL & WILMER,
L.L.P. INVOICES FROM DECEMBER 1,
2016 THROUGH JANUARY 31, 2017
AND APRIL 1, 2017 THROUGH APRIL
30, 2017

(Assigned to the Honorable Lori Horn
Bustamante)

Peter S. Davis, as the court appointed Receiver, respectfully petitions the Court as
follows:

1 1. On August 18, 2016, this Court entered its *Order Appointing Receiver*, which
2 appointed Peter S. Davis as Receiver of DenSco Investment Corporation (“Receivership
3 Order”).

4 2. Pursuant to *Order Re: Petition No. 1* the Court approved the Receiver’s
5 compensation at the rate of \$250.00 per hour together with all reasonable costs and expenses
6 incurred relating to these services as Receiver. These services are billed by and paid to the
7 Receiver’s firm, Simon Consulting, LLC.

8 3. Pursuant to this Court’s *Order Re: Petition No. 1*, the Receiver has engaged the
9 services of the law firm of Guttilla Murphy Anderson, P.C., of Phoenix, Arizona, and the
10 Receiver has agreed to pay the law firm compensation at agreed hourly rates for the services
11 of the firm together with all reasonable costs and expenses incurred on behalf of the Receiver.

12 4. Pursuant to this Court’s *Order Re: Petition No. 10*, the Receiver has engaged
13 the services of the law firm of Frazer Ryan Goldberg & Arnold, LLP of Phoenix, Arizona and
14 the Receiver has agreed to pay the law firm compensation at agreed hourly rates for the
15 service of the firm together with all reasonable costs and expenses incurred on behalf of the
16 Receiver.

17 5. Pursuant to this Court’s *Order Re Petition No. 13*, the Receiver has engaged the
18 services of Special Counsel Marvin “Bucky” Swift of Snell & Wilmer, L.L.P., of Phoenix,
19 Arizona and the Receiver has agreed to pay the law firm compensation at agreed hourly rates
20 for the service of the firm together with all reasonable costs and expenses incurred on behalf
21 of the Receiver.

1 6. Pursuant to the Court's *Order Re: Petition No. 2* the Receiver is authorized to
2 file this fee petition without including as exhibits the itemization of services rendered to, and
3 costs incurred or expended on behalf of, the Receivership, provided that the fee petition
4 includes a statement that anyone desiring additional information concerning the services and
5 costs to be paid under the fee petition may obtain redacted information from the Receiver by
6 delivering to the Receiver and the Receiver's counsel, Guttilla Murphy Anderson, P.C., a
7 written request specifying the additional information requested at least three (3) days prior to
8 the date set for any hearing on the fee petition. The Court's *Order Re: Petition No. 2* further
9 provides that upon request of the Court, the Receiver shall make available for in camera
10 review by the Court the itemized statements and supporting documentation for the services
11 and costs to be paid under the fee petition.

12 7. The Receiver has submitted an itemized statement for services rendered to this
13 Receivership by the Receiver and his firm, Simon Consulting, LLC, and for reimbursable
14 costs incurred or paid during the period April 1, 2017 through April 30, 2017. The total
15 amount requested for payment by the Receiver is \$41,643.53. The Receiver believes that this
16 amount is reasonable and should be paid from the Receivership Assets.

17 8. The law firm of Guttilla Murphy Anderson, P.C., has submitted an itemized
18 statement for services rendered to this Receivership and for reimbursable costs incurred or
19 paid during the period April 1, 2017 through April 30, 2017. The total amount requested for
20 payment by the law firm of Guttilla Murphy Anderson, P.C. is \$29,882.22. The Receiver
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1 believes that this amount is reasonable and should be paid from the Receivership Assets and
2 has therefore approved this statement for payment.

3 9. The law firm of Frazer Ryan Goldberg & Arnold, LLP, has submitted an
4 itemized statement for services rendered to this Receivership incurred or paid during the
5 period April 1, 2017 through April 30, 2017. The total amount requested for payment by the
6 law firm of Frazer Ryan Goldberg & Arnold, LLP is \$8,411.50. The Receiver believes that
7 this amount is reasonable and should be paid from the Receivership Assets and has therefore
8 approved this statement for payment.

9 10. The law firm of Snell & Wilmer, L.L.P., has submitted an itemized statement
10 for services rendered to this Receivership incurred or paid during the period December 1,
11 2016 through January 31, 2017 for Invoice Number 2266152 dated February 3, 2017 which
12 was inadvertently omitted in Petition No. 21. The total amount requested for payment by the
13 law firm of Snell & Wilmer, L.L.P. for Invoice Number 2266152 is \$4,964.00. The law firm
14 of Snell & Wilmer, L.L.P., has submitted a second itemized statement for services rendered
15 to this Receivership incurred or paid during the period April 1, 2017 through April 30, 2017
16 for Invoice Number 2288740 dated May 22, 2017. The total amount requested for payment
17 by the law firm of Snell & Wilmer, L.L.P. for Invoice Number 2288740 is \$20,223.00. The
18 total for both Invoice Nos. 2266152 and 2288740 is \$25,187.00. The Receiver believes that
19 this amount is reasonable and should be paid from the Receivership Assets and has therefore
20 approved this statement for payment.

1 WHEREFORE, the Receiver respectfully requests that the Court enter an order
2 authorizing the Receiver to pay from Receivership Assets:

3 1. The amount of \$41,643.53 to Simon Consulting, LLC, for services rendered and
4 costs incurred or paid during the period April 1, 2017 through April 30, 2017;

5 2. The amount of \$29,882.22 to Guttilla Murphy Anderson, P.C., for services
6 rendered and costs incurred or paid during the period from April 1, 2017 through April 30,
7 2017;

8 3. The amount of \$8,411.50 to Frazer Ryan Goldberg & Arnold, LLP, for services
9 rendered during the period from April 1, 2017 through April 30, 2017; and

10 4. The amount of \$25,187.00 to Snell & Wilmer, L.L.P. for services rendered to
11 this Receivership incurred or paid during the period December 1, 2016 through January 31,
12 2017 for Invoice Number 2266152 dated February 3, 2017 in the amount of \$4,964.00 and
13 April 1, 2017 through April 30, 2017 for Invoice Number 2288740 dated May 22, 2017 in the
14 amount of \$20,223.00.

15 Respectfully submitted this 15th day of June, 2017.

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17 /s/Ryan W. Anderson
18 Ryan W. Anderson
19 Attorneys for Receiver
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