

James F. Polese (#003451)  
Christopher L. Hering (#028169)  
**GAMMAGE & BURNHAM, P.L.C.**  
TWO N. CENTRAL AVENUE, 15TH FLOOR  
PHOENIX, ARIZONA 85004  
TELEPHONE: (602) 256-0566  
EMAIL: [jpolese@gbllaw.com](mailto:jpolese@gbllaw.com)  
[chering@gbllaw.com](mailto:chering@gbllaw.com)

*Attorneys for the Estate of Denny Chittick, Deceased*

**SUPERIOR COURT OF ARIZONA  
MARICOPA COUNTY**

ARIZONA CORPORATION  
COMMISSION,

Plaintiff,

vs.

DENSCO INVESTMENT  
CORPORATION, an Arizona  
corporation,

Defendant.

No. CV2016-014142

**CHITTICK ESTATE'S  
SUR-RESPONSE TO  
RECEIVER'S PETITION NO. 48  
REGARDING ATTORNEY-CLIENT  
RELATIONSHIP**

**ORAL ARGUMENT REQUESTED**

(Assigned to the Honorable  
Teresa Sanders)

(Peter S. Davis – Appointed Receiver)

In its *Response to Receiver's Petition No. 48 Regarding Attorney-Client Relationship* filed with the Court on January 3, 2018 ("Response"), the Chittick Estate referred to a file that was maintained by David Beauchamp called "Formation of Affiliated Entity with Partners." See Response, Exhibit F. The Estate had assumed that this file was unrelated to DenSco Investment Corporation ("DenSco") but was instead was a personal investment by Denny Chittick ("Chittick").

However, a recent discussion with David Preston, DenSco's long-time accountant,

1 has confirmed that while Chittick had discussed operating a title company with third  
2 party investors separate from DenSco, the title company was, in fact, treated as a DenSco  
3 investment. This investment was subsequently liquidated and the transactions were fully  
4 accounted for as DenSco transactions.

5 This correction in no way alters the fact that Chittick sought advice from  
6 Beauchamp whether to make this investment individually or through DenSco. That  
7 discussion confirms that Chittick clearly believed that Beauchamp was his personal  
8 attorney as well as that of DenSco.

9 RESPECTFULLY SUBMITTED this 9th day of January, 2018.

10  
11 GAMMAGE & BURNHAM, P.L.C.

12 By: /s/ James F. Polese (#003451)

13 James F. Polese  
14 Christopher L. Hering  
15 Two N. Central Avenue, 15th Floor  
16 Phoenix, Arizona 85004  
17 *Attorneys for the Estate of Denny Chittick,*  
18 *Deceased*

19 ELECTRONICALLY FILED with  
20 the Court this 9th day of January,  
21 2018, and copies e-mailed to the following:

22 Scott A. Swinson, Esq. (swinsonsa@azbar.org)  
23 2400 E. Arizona Biltmore Circle, Suite 1300  
24 Phoenix, Arizona 85016  
25 *Attorneys for Robert Brinkman*  
26 *Family Trust and Nihad Hafiz*

Paul J. Theut, Esq. (paul@theutlaw.com)  
Theut Theut & Theut, PC  
5150 N. 16th Street, Suite B-236  
Phoenix, Arizona 85016  
*Guardian Ad Litem for Chittick Children*

1 Michelle D. Johnson, Esq. (mjohnson@goldbergandosborne.com)  
2 Goldberg & Osborne LLP  
3 3329 E. Bell Road, Suite A-21  
4 Phoenix, Arizona 85032  
5 *Attorneys for Ranasha Chittick*

6 TJ Ryan, Esq. (tjryan@frgalaw.com)  
7 Frazier, Ryan, Goldberg & Arnold, LLP  
8 3101 N. Central Avenue, Suite 1600  
9 Phoenix, Arizona 85012-2615  
10 *Attorneys for Receiver Peter S. Davis*  
11 *in Case No. PB2016-051754*

12 And to all other persons listed on the  
13 attached Master Service List

14 P. Meloserdoff  
15  
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## MASTER SERVICE LIST

*Arizona Corporation Commission vs. DenSco Investment Corporation*

IN THE SUPERIOR COURT OF THE STATE OF ARIZONA

CV2016-014142

(Revised December 20, 2017)

Honorable Teresa A. Sanders  
Maricopa County Superior Court  
101 West Jefferson, ECB-811  
Phoenix, Arizona 85003-2243

Wendy L. Coy  
Arizona Corporation Commission  
1300 West Washington, 3rd Floor  
Phoenix, Arizona 85007  
[wcoy@azcc.gov](mailto:wcoy@azcc.gov)  
*Attorney for Plaintiffs*

Peter S. Davis  
Simon Consulting, LLC  
3200 N. Central Avenue, Suite 2460  
Phoenix, Arizona 85012  
[pdavis@simonconsulting.net](mailto:pdavis@simonconsulting.net)  
*Receiver, DenSco Receivership*

Ryan W. Anderson  
Guttila Murphy Anderson  
5415 E. High Street, Suite 200  
Phoenix, Arizona 85054  
[randerson@gamlaw.com](mailto:randerson@gamlaw.com)  
*Attorney for the Receiver*

Steven D. Nemecek  
Steve Brown & Associates  
1414 E. Indian School Road, Suite 200  
Phoenix, Arizona 85014  
[snemecek@sjbrownlaw.com](mailto:snemecek@sjbrownlaw.com)  
*Attorney for Chapter 7 Trustee, Jill Ford*

Elizabeth S. Fella  
Quarles & Brady, LLP  
One S. Church Avenue, Suite 1700  
Tucson, Arizona 85701  
[elizabeth.fella@quarles.com](mailto:elizabeth.fella@quarles.com)  
*Attorney for DenSco Claimants*

Carlos M. Arboleda  
Arboleda Brechner  
4545 E. Shea Blvd., Suite 120  
Phoenix, Arizona 85028  
[carboleda@abfirm.com](mailto:carboleda@abfirm.com)  
*Attorney for PAJ Fund I, LLC*

Sanford J. Germaine  
Sanford J. Germaine, PC  
4040 E. Camelback Road, Suite 110  
Phoenix, Arizona 85018  
[sgermaine@germaine-law.com](mailto:sgermaine@germaine-law.com)  
*Attorney for Transamerican Capital*

Daniel J. Gouling  
Quality Loan Service Corp.  
411 Ivy Street  
San Diego, California 92101  
[dgoulding@qualityloan.com](mailto:dgoulding@qualityloan.com)  
*Counsel for Quality Loan Service Corp.*

Yomtov Scott Menaged  
USM number 74322408  
CAFCC  
P. O. Box 6300  
Florence, Arizona 85132