

1 John E. DeWulf (006850)  
2 Marvin C. Ruth (024220)  
3 Vidula U. Patki (030742)  
4 **COPPERSMITH BROCKELMAN PLC**  
5 2800 North Central Avenue, Suite 1900  
6 Phoenix, Arizona 85004  
7 T: (602) 224-0999  
8 F: (602) 224-0620  
9 jdewulf@cblawyers.com  
10 mruth@cblawyers.com  
11 vpatki@cblawyers.com

12 *Attorneys for Defendants*

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**SUPERIOR COURT OF ARIZONA**  
**COUNTY OF MARICOPA**

Peter S. Davis, as Receiver of DenSco  
Investment Corporation, an Arizona  
corporation,

Plaintiff,

v.

Clark Hill PLC, a Michigan limited liability  
company; David G. Beauchamp and Jane  
Doe Beauchamp, husband and wife,

Defendants.

No. CV2017-013832

**DEFENDANTS' MOTION FOR  
LETTERS ROGATORY**

(Assigned to the Honorable Daniel Martin)

Defendants Clark Hill PLC and David G. Beauchamp ("Defendants") respectfully ask this Court to issue Letters Rogatory directed to the appropriate judicial authority in Houston, Texas seeking a subpoena duces tecum to compel the production of documents from the custodian of records of Ajamie LLP ("Ajamie"), which is located outside of the State of Arizona. Upon information and believe, Ajamie is located at 7111 Louisiana Street, Suite 2150, Houston, Texas 77002. This action alleges, in part, legal malpractice by Defendants.

Ajamie serves as Special Counsel for the Plaintiff and has information regarding the Receiver's investigation and pursuit of claims against Active Funding Group, LLP and/or its principal Gregg Seth Reichman (collectively, "Active Funding"). Active Funding is a hard

1 money lender who lent money to individuals who also borrowed from hard money lender  
2 DenSco Investment Corporation (“DenSco”), the subject of this Receivership. It is claimed  
3 that DenSco was damaged when certain borrowers, in concert with Active Funding, caused  
4 Active Funding’s security on the loans to be superior to DenSco’s. Good cause exists to  
5 obtain documents from Ajamie because the evidence is required to serve the interests of  
6 justice and to permit this Court to determine the issues that have arisen in this action, including  
7 non-party at fault issues. As Ajamie cannot be compelled to travel to Arizona to produce  
8 documents, the subpoena duces tecum may be the only method by which the parties can  
9 present evidence obtained from Ajamie at trial. For these reasons, Defendants ask this Court  
10 to issue Letters Rogatory to allow Defendants to obtain relevant documents in Ajamie’s  
11 possession or control.

12 Defendants reserve the right to move this Court to issue additional Letters Rogatory to  
13 depose other witnesses who reside outside the State of Arizona or seek documents from  
14 additional third parties who reside outside the State of Arizona.

15 RESPECTFULLY SUBMITTED this 20<sup>th</sup> day of November, 2018.

16 **COPPERSMITH BROCKELMAN PLC**

17 By: /s/ John E. DeWulf

18 John E. DeWulf

19 Marvin C. Ruth

20 Vidula U. Patki

2800 North Central Avenue, Suite 1900

Phoenix, Arizona 85004

Attorneys for Defendants

21 **ORIGINAL** of the foregoing filed this 20<sup>th</sup> day of November, 2018 and  
22 a **COPY** mailed this 20<sup>th</sup> day of November, 2018 to:

23 Colin F. Campbell, Esq.

24 Geoffrey M. T. Sturr, Esq.

25 Joshua M. Whitaker, Esq.

26 OSBORN MALEDON, P.A.

2929 N. Central Ave., Suite 2100

Phoenix, AZ 85012-2793

Attorneys for Plaintiff

/s/ Verna Colwell