

1 **GUTTILLA MURPHY ANDERSON**

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8 Attorneys for the Receiver

9
10 IN THE SUPERIOR COURT OF THE STATE OF ARIZONA

11 IN AND FOR MARICOPA COUNTY

12 ARIZONA CORPORATION
13 COMMISSION,

14 Plaintiff,

15 v.

16 DENSCO INVESTMENT
17 CORPORATION, an Arizona
18 corporation,

19 Defendant.

Cause No. CV2016-014142

PETITION NO. 68

PETITION FOR ORDER APPROVING
FEES AND COSTS INCURRED BY THE
RECEIVER AND GUTTILLA MURPHY
ANDERSON, P.C. FROM NOVEMBER
1, 2018 THROUGH NOVEMBER 30,
2018

(Assigned to the Honorable Teresa
Sanders)

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

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

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

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

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

17 5. The Receiver has submitted an itemized statement for services rendered to this
18 Receivership by the Receiver and his firm, Simon Consulting, LLC, and for reimbursable
19 costs incurred or paid during the period November 1, 2018 through November 30, 2018. The
20 total amount requested for payment by the Receiver is \$31,978.20. The Receiver believes
21 that this amount is reasonable and should be paid from the Receivership Assets.

6. The law firm of Guttilla Murphy Anderson, P.C., has submitted an itemized statement for services rendered to this Receivership and for reimbursable costs incurred or paid during the period from November 1, 2018 through November 30, 2018. The total amount requested for payment by the law firm of Guttilla Murphy Anderson, P.C. is \$15,801.18. The Receiver believes that this amount is reasonable and should be paid from the Receivership Assets and has therefore approved this statement for payment.

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

1. The amount of \$31,978.20 to Simon Consulting, LLC, for services rendered and costs incurred or paid during the period November 1, 2018 through November 30, 2018; and

2. The amount of \$15,801.18 to Guttilla Murphy Anderson, P.C., for services rendered and costs incurred or paid during the period November 1, 2018 through November 30, 2018;

Respectfully submitted this 8th day of January, 2019.

GUTTILLA MURPHY ANDERSON, P.C.

/s/ Ryan W. Anderson
Ryan W. Anderson
Attorneys for the Receiver