

1 **GUTTILLA MURPHY ANDERSON**

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8 Attorneys for the Receiver

9 IN THE SUPERIOR COURT OF THE STATE OF ARIZONA

10 IN AND FOR MARICOPA COUNTY

11 ARIZONA CORPORATION )

12 COMMISSION, )

13 Plaintiff, )

14 v. )

15 DENSCO INVESTMENT )

16 CORPORATION, an Arizona )

17 corporation, )

18 Defendant. )

Cause No. CV2016-014142

PETITION NO. 65

PETITION FOR ORDER APPROVING  
FEES AND COSTS INCURRED BY THE  
RECEIVER AND GUTTILLA MURPHY  
ANDERSON, P.C. AND FRAZER  
GOLDBERG & ARNOLD, LLP FROM  
SEPTEMBER 1, 2018 THROUGH  
SEPTEMBER 30, 2018

(Assigned to Judge Teresa Sanders)

19 Peter S. Davis, as the court appointed Receiver, respectfully petitions the Court as  
20 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”).

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

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

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

20           5.       The Receiver has submitted an itemized statement for services rendered to this  
21 Receivership by the Receiver and his firm, Simon Consulting, LLC, and for reimbursable

1 costs incurred or paid during the period September 1, 2018 through September 30, 2018. The  
2 total amount requested for payment by the Receiver is \$5,203.27. The Receiver believes that  
3 this amount is reasonable and should be paid from the Receivership Assets.

4 6. The law firm of Guttilla Murphy Anderson, P.C., has submitted an itemized  
5 statement for services rendered to this Receivership and for reimbursable costs incurred or  
6 paid during the period from September 1, 2018 through September 30, 2018. The total  
7 amount requested for payment by the law firm of Guttilla Murphy Anderson, P.C. is  
8 \$34,737.19. The Receiver believes that this amount is reasonable and should be paid from  
9 the Receivership Assets and has therefore approved this statement for payment.

10 7. The law firm of Frazer Ryan Goldberg & Arnold, LLP, has submitted an  
11 itemized statement for services rendered to this Receivership during the period September 1,  
12 2018 through September 30, 2018. The total amount request for payment by the law firm of  
13 Frazer Ryan Goldberg & Arnold is \$490.00. The Receiver believes that this amount is  
14 reasonable and should be paid from the Receivership Assets and has therefore approved this  
15 statement for payment.

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

18 1. The amount of \$5,203.27 to Simon Consulting, LLC, for services rendered and  
19 costs incurred or paid during the period September 1, 2018 through September 30, 2018;

3. The amount of \$490.00 to Frazer Ryan Goldberg & Arnold, LLP, for services rendered and costs incurred or paid during the period September 1, 2018 through September 30, 2018.

7 || Respectfully submitted this 23<sup>rd</sup> day of October, 2018.

8 GUTTILLA MURPHY ANDERSON, P.C.

10	<u>/s/Ryan W. Anderson</u> Ryan W. Anderson Attorneys for the Receiver
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