

1 **GUTTILLA MURPHY ANDERSON, P.C.**

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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. 111

PETITION FOR ORDER APPROVING
FEES AND COSTS INCURRED BY THE
RECEIVER AND GUTTILLA MURPHY
ANDERSON, P.C. FOR THE PERIOD
APRIL 1, 2021 THROUGH APRIL 30, 2021
AND FOR FRAZER RYAN GOLDBERG
& ARNOLD, LLP FOR THE PERIOD
ENDING JANUARY 31, 2021 AND
MARCH 31, 2021

(Assigned to Judge John Hannah)

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21
22 Peter S. Davis, as the court appointed Receiver, respectfully petitions the Court as follows:

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 this Court's *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.

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

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

5. Pursuant to this Court's *Order Re: Petition No. 2*, the Receiver is authorized to file this fee petition without including as exhibits the itemization of services rendered to, and costs incurred or expended on behalf of, the Receivership, provided that the fee petition includes a statement that anyone desiring additional information concerning the services and costs to be paid under the fee petition may obtain redacted information from the Receiver by delivering to the Receiver and the Receiver's counsel, Guttilla Murphy Anderson, P.C., a written request specifying the additional information requested at least three (3) days prior

1 to the date set for any hearing on the fee petition. The *Order Re: Petition No. 2* further
2 provides that upon request of the Court, the Receiver shall make available for in camera
3 review by the Court the itemized statements and supporting documentation for the services
4 and costs to be paid under the fee petition. Pursuant to the Court's Minute Entry dated June
5 3, 2021, the Receiver has submitted the itemized statements for "In Camera" review.

6 6. The Receiver has submitted an itemized statement for services rendered to this
7 Receivership by the Receiver and his firm, Simon Consulting, LLC, and for reimbursable
8 costs incurred or paid during the period of April 1, 2021 through April 30, 2021. The total
9 amount requested for payment by the Receiver is \$11,514.00. The Receiver believes that
10 this amount is reasonable and should be paid from the Receivership Assets.

11 7. The law firm of Guttilla Murphy Anderson, P.C., has submitted an itemized
12 statement for services rendered to this Receivership and for reimbursable costs incurred or
13 paid during the period from April 1, 2021 through April 30, 2021. The total amount
14 requested for payment by the law firm of Guttilla Murphy Anderson, P.C. is \$8,904.36. The
15 Receiver believes that this amount is reasonable and should be paid from the Receivership
16 Assets and has therefore approved this statement for payment.

17 8. The law firm of Frazer Ryan Goldberg & Arnold, LLP, has submitted
18 itemized statements for services rendered to this Receivership and for reimbursable costs
19 incurred to this Receivership by Marcum, LLP. Marcum, LLP are accountants and advisors
20 who assisted the law firm of Frazer Ryan Goldberg and Arnold, LLP with tax consulting
21 services in connection with the DenSco Investment Corporation for the period ending

January 31, 2021 and March 31, 2021. The total amount requested for payment by the law firm of Frazer Ryan Goldberg & Arnold, LLP is \$5,005.80. 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 \$11,514.00 to Simon Consulting, LLC for services rendered and costs incurred or paid during the period April 1, 2021 through April 30, 2021;

2. The amount of \$8,904.36 to Guttilla Murphy Anderson, P.C., for services rendered and costs incurred or paid during the period April 1, 2021 through April 30, 2021; and

3. The amount of \$5,005.80 to Frazer Ryan Goldberg & Arnold, LLP for expenses incurred or paid to Marcum, LLP for the period ending January 31, 2021 and March 31, 2021.

Respectfully submitted this 8th day of June, 2021.

GUTTILLA MURPHY ANDERSON, P.C.

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

2359-001(432980)