

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

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4 Attorneys for the Receiver

5 IN THE SUPERIOR COURT OF THE STATE OF ARIZONA

6 IN AND FOR MARICOPA COUNTY

7 ARIZONA CORPORATION )  
8 COMMISSION, )

Plaintiff, )

9 v. )

10 DENSCO INVESTMENT )  
11 CORPORATION, an Arizona )  
corporation, )

Defendant. )

Cause No. CV2016-014142

PETITION NO. 34

PETITION FOR ORDER APPROVING  
FEES AND COSTS INCURRED BY THE  
RECEIVER, GUTTILLA MURPHY  
ANDERSON, P.C., FRAZER RYAN  
GOLDBERG & ARNOLD, LLP AND  
SNELL & WILMER, LLP FROM JULY 1,  
2017 THROUGH JULY 31, 2017

(Assigned to Judge Teresa Sanders)

15 \_\_\_\_\_  
Peter S. Davis, as the court appointed Receiver, respectfully petitions the Court as

16 follows:

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

20 2. Pursuant to *Order Re: Petition No. 1* the Court approved the Receiver’s  
21 compensation at the rate of \$250.00 per hour together with all reasonable costs and expenses

1 incurred relating to these services as Receiver. These services are billed by and paid to the  
2 Receiver's firm, Simon Consulting, LLC.

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

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

12 5. Pursuant to this Court's *Order Re Petition No. 13*, the Receiver has engaged the  
13 services of Special Counsel Marvin "Bucky" Swift of Snell & Wilmer, L.L.P., of Phoenix,  
14 Arizona and the Receiver has agreed to pay the law firm compensation at agreed hourly rates  
15 for the service of the firm together with all reasonable costs and expenses incurred on behalf  
16 of the Receiver.

17 6. Pursuant to the Court's *Order Re: Petition No. 2* the Receiver is authorized to  
18 file this fee petition without including as exhibits the itemization of services rendered to, and  
19 costs incurred or expended on behalf of, the Receivership, provided that the fee petition  
20 includes a statement that anyone desiring additional information concerning the services and  
21 costs to be paid under the fee petition may obtain redacted information from the Receiver by

1 delivering to the Receiver and the Receiver's counsel, Guttilla Murphy Anderson, P.C., a  
2 written request specifying the additional information requested at least three (3) days prior to  
3 the date set for any hearing on the fee petition. The Court's *Order Re: Petition No. 2* further  
4 provides that upon request of the Court, the Receiver shall make available for in camera  
5 review by the Court the itemized statements and supporting documentation for the services  
6 and costs to be paid under the fee petition.

7           7. The Receiver has submitted an itemized statement for services rendered to this  
8 Receivership by the Receiver and his firm, Simon Consulting, LLC, and for reimbursable  
9 costs incurred or paid during the period July 1, 2017 through July 31, 2017. The total amount  
10 requested for payment by the Receiver is \$23,151.40. The Receiver believes that the  
11 professional fees and expenses of \$23,151.40 are reasonable and should be paid from the  
12 Receivership Assets.

13           8. The law firm of Guttilla Murphy Anderson, P.C., has submitted an itemized  
14 statement for services rendered to this Receivership during the period July 1, 2017 through  
15 July 31, 2017. The total amount requested for payment by the law firm of Guttilla Murphy  
16 Anderson, P.C. is \$29,949.00. The Receiver believes that this amount is reasonable and  
17 should be paid from the Receivership Assets and has therefore approved this statement for  
18 payment.

19           9. The law firm of Frazer Ryan Goldberg & Arnold, LLP, has submitted an  
20 itemized statement for services rendered to this Receivership during the period July 1, 2017  
21 through July 31, 2017. The total amount requested for payment by the law firm of Frazer

1 Ryan Goldberg & Arnold, LLP is \$6,672.00. The Receiver believes that this amount is  
2 reasonable and should be paid from the Receivership Assets and has therefore approved this  
3 statement for payment.

4 10. The law firm of Snell & Wilmer, L.L.P., has submitted an itemized statement  
5 for services rendered to this Receivership during the period July 1, 2017 through July 31,  
6 2017 .The total amount requested for payment by the law firm of Snell & Wilmer, L.L.P. is  
7 \$2,835.00. The Receiver believes that this amount is reasonable and should be paid from the  
8 Receivership Assets and has therefore approved this statement for payment.

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

- 11 1. The amount of \$23,151.40 to Simon Consulting, LLC, for services rendered to  
12 the Receivership and costs incurred or paid during the period July 1, 2017 through July 31,  
13 2017;
- 14 2. The amount of \$29,949.00 to Guttilla Murphy Anderson, P.C., for services  
15 rendered to the Receivership during the period from July 1, 2017 through July 31, 2017;
- 16 3. The amount of \$6,672.00 to Frazer Ryan Goldberg & Arnold, LLP, for services  
17 rendered to the Receivership during the period from July 1, 2017 through July 31, 2017; and  
18 .....  
19 .....  
20 .....  
21 .....

