

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

2 **Ryan W. Anderson** (Ariz. No. 020974)

3 5415 E. High St., Suite 200

4 Phoenix, Arizona 85054

5 Email: randerson@gamlaw.com

6 Phone: (480) 304-8300

7 Fax: (480) 304-8301

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. 25

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

(Assigned to the Honorable Lori Horn
Bustamante)

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

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

19 6. Pursuant to the Court's *Order Re: Petition No. 2* the Receiver is authorized to
20 file this fee petition without including as exhibits the itemization of services rendered to, and
21 costs incurred or expended on behalf of, the Receivership, provided that the fee petition

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

9 7. The Receiver has submitted an itemized statement for services rendered to this
10 Receivership by the Receiver and his firm, Simon Consulting, LLC, and for reimbursable
11 costs incurred or paid during the period March 1, 2017 through March 31, 2017. The total
12 amount requested for payment by the Receiver is \$50,762.40. The Receiver believes that this
13 amount is reasonable and should be paid from the Receivership Assets.

14 8. The law firm of Guttilla Murphy Anderson, P.C., has submitted an itemized
15 statement for services rendered to this Receivership and for reimbursable costs incurred or
16 paid during the period March 1, 2017 through March 31, 2017. The total amount requested
17 for payment by the law firm of Guttilla Murphy Anderson, P.C. is \$39,298.68. The Receiver
18 believes that this amount is reasonable and should be paid from the Receivership Assets and
19 has therefore approved this statement for payment.

20 9. The law firm of Frazer Ryan Goldberg & Arnold, LLP, has submitted an
21 itemized statement for services rendered to this Receivership incurred or paid during the

1 period March 1, 2017 through March 31, 2017. The total amount requested for payment by
2 the law firm of Frazer Ryan Goldberg & Arnold, LLP is \$25,261.00. The Receiver believes
3 that this amount is reasonable and should be paid from the Receivership Assets and has
4 therefore approved this statement for payment.

5 10. The law firm of Snell & Wilmer, L.L.P., has submitted itemized statements for
6 services rendered to this Receivership incurred or paid during the period March 1, 2017
7 through March 31, 2017. The total amount requested for payment by the law firm of Snell &
8 Wilmer, L.L.P. is \$17,311.00. The Receiver believes that this amount is reasonable and
9 should be paid from the Receivership Assets and has therefore approved this statement for
10 payment.

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

13 1. The amount of \$50,762.40 to Simon Consulting, LLC, for services rendered
14 and costs incurred or paid during the period March 1, 2017 through March 31, 2017;

15 2. The amount of \$39,298.68 to Guttilla Murphy Anderson, P.C., for services
16 rendered and costs incurred or paid during the period from March 1, 2017 through March 31,
17 2017;

18 3. The amount of \$25,261.00 to Frazer Ryan Goldberg & Arnold, LLP, for
19 services rendered during the period from March 1, 2017 through March 31, 2017; and

20 4. The amount of \$17,311.00 to Snell & Wilmer, L.L.P. for services rendered to
21

