

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. 66

PETITION FOR ORDER APPROVING

PAYMENT TO SPECIAL COUNSEL

AJAMIE LLP

(Assigned to the Honorable 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”).

2. On November 22, 2017, the Receiver filed *Petition No. 45 – Petition for Order
to Approve the Engagement of Ajamie LLP to Represent the Receiver as Special Counsel*

1 seeking approval of the law firm of Ajamie LLP to serve as Special Counsel to the Receiver
2 to investigate DenSco's potential claims against Active Funding Group, LLC.

3 3. On January 4, 2018, the Court entered its *Order Re: Petition No. 45* which
4 appointed the law firm of Ajamie LLP as Special Counsel to the Receiver, approved the
5 engagement agreement with the law firm of Ajamie LLP and directed the Receiver to file a
6 notice with this Court as to whether the Receiver elected to proceed with compensation of
7 Special Counsel on an hourly, contingency or related basis after Ajamie LLP completed its
8 initial investigation into potential claims against Active Funding Group, LLC.

9 4. On November 29, 2018, the Receiver filed his *Notice of Election to Proceed*
10 *with Contingency Fee Agreement Re: Order Re: Petition No. 45*. In this notice, the Receiver
11 specified that he intended to proceed with the engagement of Ajamie LLP, under a blended
12 contingency fee arrangement as set forth in the notice and under the terms of the engagement
13 agreement between the Receiver and Ajamie LLP.

14 5. Pursuant to the engagement agreement between the Receiver and Ajamie LLP,
15 upon completion of Ajamie LLP's initial investigation into DenSco's potential claims against
16 its Active Funding Group, LLC and the submission of a memorandum to the Receiver setting
17 forth its findings and recommendations, the Receiver would seek approval of a one-time flat
18 fee payment of \$20,000.00 to Ajamie LLP. Ajamie LLP has now completed its investigation
19 and submitted its memorandum to the Receiver.

20 6. Attached as Exhibit "A" to this Petition is an invoice from Ajamie LLP for its
21 flat fee of \$20,000.00.

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September 11, 2018

Simon Consulting, LLC.
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Guttilla Murphy Anderson
Ryan W. Anderson
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Flat Fee Billing Re DenSco:

Fees: \$ 20,000.00

Bank Name: Frost National Bank
Bank Address: 100 Houston St.
San Antonio, Texas 78205
Bank Phone: (210) 220-4011
ABA Number (Routing and Transit): 114000093
Beneficiary: AJAMIE LLP
Beneficiary Account Number: 502153483
Swift Code: FRSTUS44