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5 Attorneys for the Receiver

6 IN THE SUPERIOR COURT OF THE STATE OF ARIZONA  
7 IN AND FOR MARICOPA COUNTY

8 ARIZONA CORPORATION  
9 COMMISSION,

10 Plaintiff,

11 v.

12 TREND MANAGEMENT GROUP,  
13 INC.; TREND CAPITAL, L.L.C.,

14 Defendants.

Cause No. CV 2006-016822

MOTION TO TRANSFER *DAVIS V.*  
*DENSON, ET AL*, (CV 2008-051119) TO  
THE DIVISION OF THE HONORABLE  
A. CRAIG BLAKEY, II

(Assigned to the Honorable A. Craig  
Blakey, II)

15 Pursuant to Local Rule 3.1 (c), Plaintiff Peter S: Davis, Receiver for Trend  
16 Management, Group, Inc., Trend Capital, LLC, and The Trend Group, Inc., through  
17 undersigned counsel, respectfully requests that the above referenced matter currently assigned  
18 to the Honorable Brian R. Hauser be transferred to the Honorable A. Craig Blakey, II for the  
19 reasons stated herein:

20 On May 17, 2007, the Judge Blakey entered an *Amended Order Appointing Receiver*  
21 (“Receivership Order”) which appointed Peter S. Davis as the Receiver for Trend

1 Management, Group, Inc., Trend Capital, LLC, and The Trend Group, Inc. in an action styled  
2 *ACC v. Trend et al*, Maricopa County Superior Court Case No. CV2006-016822 (“the  
3 Receivership Action”)

4 The Receivership Order, page 10, paragraph 20, authorized the Receiver to:

5 20. . . . institute, prosecute, compromise, or adjust, such  
6 actions or proceedings in state, or federal court as may in his  
7 judgment be necessary or proper for the collection, preservation  
8 and maintenance of the Receivership Assets;

9 On April 14, 2008, Judge Blakey, as part of the Receivership entered an Order  
10 regarding Petition No. 29 authorizing the Receiver to file a lawsuit against Hunter Edward  
11 Denson, individually and doing business as HPD. The Order further states that the lawsuit  
12 filed against HPD will be assigned to the division of the Honorable A. Craig Blakey (*See*  
13 attached Exhibit A). The Receiver filed his Complaint against Hunter Edward Denson and  
14 HPD on April 17, 2008.

15 Both the Receivership Action and the lawsuit against Hunter Edward Denson and HPD  
16 arise from substantially the same events and would entail substantial duplication of labor if  
17 heard by different Superior Court Judges.

18 Furthermore, there has already been a significant amount of litigation conducted in  
19 Receivership Action and the Honorable A. Craig Blakey, II has heard numerous petitions  
20 related to the Receivership Action.

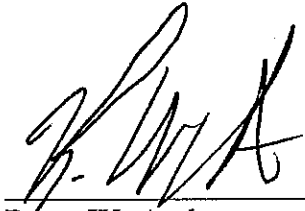
21 The Court in the Receivership Action has the most familiarity with the issues involved  
in the case. Finally, all of the ancillary litigation in the Trend Receivership has been or will  
be transferred to Judge Blakey. For all these reasons and in consideration of judicial

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1 economy, the Plaintiff moves for the transfer of *Peter S. Davis v. Hunter Edward Denson, et*  
2 *al*, Cause No. CV2008-051119 to the Honorable A. Craig Blakey, II for all further  
3 proceedings.

4 Respectfully submitted this 3<sup>rd</sup> day of September, 2008.

5 GUTTILLA MURPHY ANDERSON, P.C.

6  
7  
8 

8 Ryan W. Anderson  
9 Attorneys for the Receiver

10 Original of the foregoing filed  
this 3<sup>rd</sup> day of September, 2008 with:

11 Clerk of the Court  
12 Maricopa County Superior Court  
13 201 West Jefferson, Fourth Floor  
14 Phoenix, AZ 85003

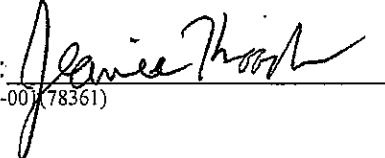
15 Copies hand-delivered to:

16 The Honorable A. Craig Blakey, II

17 The Honorable Brian R. Hauser

18 Copies of the foregoing  
19 mailed this 3<sup>rd</sup> day of September, 2008 to:

20 All parties listed on the attached  
21 Master Service List

By:   
1027-001(78361)

COPY

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6 SUPERIOR COURT OF ARIZONA

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9 COMMISSION,

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11 v.

12 TREND MANAGEMENT GROUP,  
13 INC.; TREND CAPITAL, L.L.C.,

14 Defendants.

Cause No. CV 2006-016822

**ORDER RE: PETITION NO. 29  
AUTHORIZING THE RECEIVER TO  
INITIATE A LAWSUIT AGAINST HPD**

(Assigned to Judge A. Craig Blakey, II)

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14 The Receiver having filed *Petition No. 29*, and the Court having considered same, and  
15 it appearing to the Court that the matters requested by *Petition No. 29* are reasonable, just and  
16 appropriate:

17 NOW, THEREFORE, IT IS HEREBY ORDERED that the Receiver is authorized,  
18 pursuant to this Order and this Court's previously-entered *Order Appointing Receiver* and  
19 *Amended Order Appointing Receiver*, to institute and pursue a lawsuit in this Court on behalf  
20 of the entities in Receivership against HPD.  
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Exhibit "A"

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IT IS FURTHER ORDERED that the lawsuit filed against HPD by the Receiver shall be assigned to this division.

Dated this 14<sup>th</sup> day of April, 2008.

A. CRAIG BLAKEY, II

\_\_\_\_\_  
Judge of the Superior Court

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