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6 IN THE SUPERIOR COURT OF THE STATE OF ARIZONA

7 IN AND FOR MARICOPA COUNTY

8 ARIZONA CORPORATION)
9 COMMISSION,)

Cause No. CV 2006-16822

10 Plaintiff,)

PETITION NO. 12

11 v.)

PETITION FOR ORDER APPROVING
FEES AND COSTS INCURRED BY THE
RECEIVER AND GUTTILLA MURPHY
ANDERSON, P.C.

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

(Assigned to Judge A. Craig Blakey, II)

14 Defendants.)
15)

16 Peter S. Davis, as the court appointed Receiver, respectfully petitions the Court as
17 follows:

18 1. On November 20, 2006, this Court entered its *Order Appointing Receiver*,
19 which appointed Peter S. Davis as Receiver of ("Receivership Order").

20 2. Pursuant to *Order Re: Petition No. 1* the Court approved the Receiver's
21 compensation at the rate of \$200.00 per hour together with all reasonable costs and expenses

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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 law firm of Guttilla Murphy Anderson, P.C., of Phoenix, Arizona, and the Receiver
5 has agreed to pay the law firm compensation at agreed hourly rates for the services of the
6 firm together with all reasonable costs and expenses incurred on behalf of the Receiver.

7 4. Pursuant to the Court's *Order Re: Petition No. 2* the Receiver is authorized to
8 file this fee petition without including as exhibits the itemized of services rendered to, and
9 costs incurred or expended on behalf of, the Receivership, provided that the pay petition
10 includes a statement that anyone desiring additional information concerning the services and
11 costs to be paid under the pay petition may obtain redacted information from the Receiver by
12 delivering to the Receiver and the Receiver's counsel, Guttilla Murphy Anderson, P.C., a
13 written request specifying the additional information requested at least three (3) days prior to
14 the date set for hearing on the pay petition. The Court's Order Re: Petition No. 2 further
15 provides that at the time the fee petition is filed, the Receiver shall provide to the Court for in
16 camera review by the Court, the detailed statements and supporting documentation for the
17 services and costs to be paid under the pay petition.

18 5. The Receiver has submitted an itemized statement for services rendered to this
19 Receivership and for reimbursable costs incurred or paid during the period from April 1, 2007
20 through April 30, 2007. The total amount requested for payment by the Receiver is
21

1 \$50,828.96. The Receiver believes that this amount is reasonable and should be paid from
2 the Receivership Assets.

3 6. The law firm of Guttilla Murphy Anderson, P.C., has submitted an itemized
4 statement for services rendered to this Receivership and for reimbursable costs incurred or
5 paid during the period from April 1, 2007 through April 30, 2007. The total amount
6 requested for payment by the law firm of Guttilla Murphy Anderson, P.C. is \$13,988.05. The
7 Receiver believes that this amount is reasonable and should be paid from the Receivership
8 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 \$50,828.96 to Simon Consulting, LLC for services rendered
12 and costs incurred or paid during the period April 1, 2007 through April 30, 2007; and

13 2. The amount of \$13,988.05 to Guttilla Murphy Anderson, P.C., for services
14 rendered and costs incurred or paid during the period April 1, 2007 through April 30, 2007.

15 Respectfully submitted this 19th day of July, 2007.

16 GUTTILLA MURPHY ANDERSON, P.C.

17 

18
19 Ryan W. Anderson
20 Attorneys for the Receiver