

1 **Guttilla Murphy Anderson, P.C.**  
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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 State of Arizona,	)	Cause No. CV2014-006765
	)	
12 Plaintiff,	)	PETITION NO. 18
	)	
13 v.	)	PETITION FOR ORDER APPROVING
	)	FEES AND COSTS INCURRED BY THE
14 Sherman Eugene Unkefer, III, <i>et al</i> ,	)	RECEIVER, FITZGIBBONS & CO., AND
	)	GUTTILLA MURPHY ANDERSON, P.C.
15 In Personam Defendants.	)	FOR THE PERIOD OCTOBER 1, 2015
	)	THROUGH DECEMBER 31, 2015
	)	(Assigned to Judge Randall Warner)

16 Michael J. FitzGibbons, as the court appointed Receiver, respectfully petitions the  
17 Court as follows:

18 1. On April 16, 2014, this Court entered its *Order Appointing Receiver*, which  
19 appointed Michael J. FitzGibbons as Receiver of Mango Trust; X-1, LLC fka X-1, Inc.;  
20 Magic Wand Services, LLC; Occidental Resources Group, LP; Occidental Management,  
21 LLC; E.A.P. Trust; International Marketing Systems; G.M.S. LLC; Catshaker Family Trust,  
Inc.; SLADUR; Black Rock, Inc.; and X-1 Global, LLC. (“Receivership Order”).

2. Pursuant to *Order Re: Petition No. 1* the Court approved the Receiver’s  
compensation at the rate of \$275.00 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, FitzGibbons and Company, Inc.

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 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 upon request of the Court, the Receiver shall make available for in camera  
16 review by the Court the itemized statements and supporting documentation for the services  
17 and costs to be paid under the pay petition.

18 **October, 2015 Fees**

19 5. The Receiver has submitted an itemized statement for services rendered to this  
20 Receivership and for reimbursable costs incurred or paid during the period from October 1,  
21 2015 through October 31, 2015. The total amount requested for payment by the Receiver is

1 \$10,717.35. 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 October 1, 2015 through October 31, 2015. The total amount  
6 requested for payment by the law firm of Guttilla Murphy Anderson, P.C. is \$4,328.50. 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 **November, 2015 Fees**

10 7. The Receiver has submitted an itemized statement for services rendered to this  
11 Receivership and for reimbursable costs incurred or paid during the period from November 1,  
12 2015 through November 30, 2015. The total amount requested for payment by the Receiver  
13 is \$3,504.11. The Receiver believes that this amount is reasonable and should be paid from  
14 the Receivership Assets.

15 8. The law firm of Guttilla Murphy Anderson, P.C., has submitted an itemized  
16 statement for services rendered to this Receivership and for reimbursable costs incurred or  
17 paid during the period from November 1, 2015 through November 30, 2015. The total  
18 amount requested for payment by the law firm of Guttilla Murphy Anderson, P.C. is  
19 \$1,843.50. The Receiver believes that this amount is reasonable and should be paid from the  
20 Receivership Assets and has therefore approved this statement for payment.

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1 **December, 2015 Fees**

2 9. The Receiver has submitted an itemized statement for services rendered to this  
3 Receivership and for reimbursable costs incurred or paid during the period from December 1,  
4 2015 through December 31, 2015. The total amount requested for payment by the Receiver  
5 is \$1,905.21. The Receiver believes that this amount is reasonable and should be paid from  
6 the Receivership Assets.

7 10. The law firm of Guttilla Murphy Anderson, P.C., has submitted an itemized  
8 statement for services rendered to this Receivership and for reimbursable costs incurred or  
9 paid during the period from December 1, 2015 through December 31, 2015. The total  
10 amount requested for payment by the law firm of Guttilla Murphy Anderson, P.C. is  
11 \$1,851.26. The Receiver believes that this amount is reasonable and should be paid from the  
12 Receivership Assets and has therefore approved this statement for payment.

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

15 1. The amount of \$10,717.35 to FitzGibbons and Company, Inc. for services  
16 rendered and costs incurred or paid during the period October 1, 2015 through October 31,  
17 2015;

18 2. The amount of \$4,328.50 to Guttilla Murphy Anderson, P.C., for services  
19 rendered and costs incurred or paid during the period October 1, 2015 through October 31,  
20 2015;

21



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9 IN THE SUPERIOR COURT OF THE STATE OF ARIZONA

10 IN AND FOR MARICOPA COUNTY

11 State of Arizona, Plaintiff, )

12 v. )

13 Sherman Eugene Unkefer, III, *et al*, )

14 In Personam Defendants. )

Cause No. CV2014-006765

ORDER RE: PETITION NO. 18

(Assigned to the Honorable Randall Warner)

15 The Receiver having filed Petition No. 18, *Petition for Order Approving Fees and*  
16 *Costs Incurred By the Receiver, FitzGibbons & Co., and Guttilla Murphy Anderson, P.C. for*  
17 *the Period October 1, 2015 through December 31, 2015* and the Court having considered  
18 same, and it appearing to the Court that the matters requested by Petition No. 18 are  
19 reasonable, just and appropriate:

20 NOW, THEREFORE, IT IS HEREBY ORDERED approving the fees and expenses  
21 requested in the Receiver's Petition No. 18.

IT IS FURTHER ORDERED that the Receiver is authorized to pay from the  
Receivership Assets:

Guttilla Murphy Anderson, P.C.  
5415 E. High Street, Suite 200  
Phoenix, AZ 85054  
(480) 304-8300

1           1. The amount of \$10,717.35 to FitzGibbons and Company, Inc., for services  
2 rendered and costs incurred or paid during the period October 1, 2015 through October 31,  
3 2015;

4           2. The amount of \$4,328.50 to Guttilla Murphy Anderson, P.C., for services rendered  
5 and costs incurred or paid during the period October 1, 2015 through October 31, 2015;

6           3. The amount of \$3,504.11 to FitzGibbons and Company, Inc., for services rendered  
7 and costs incurred or paid during the period November 1, 2015 through November 30, 2015;

8           4. The amount of \$1,843.50 to Guttilla Murphy Anderson, P.C. for services rendered  
9 and costs incurred or paid during the period November 1, 2015 through November 30, 2015;

10          5. The amount of \$1,905.21 to FitzGibbons and Company, Inc., for services rendered  
11 and costs incurred or paid during the period December 1, 2015 through December 31, 2015;  
12 and

13          6. The amount of \$1,851.26 to Guttilla Murphy Anderson, P.C. for services rendered  
14 and costs incurred or paid during the period December 1, 2015 through December 31, 2015.

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# eSignature Page 1 of 1

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Granted as Submitted



/S/ Randall Warner Date: 3/16/2016  
Judicial Officer of Superior Court



ENDORSEMENT PAGE

CASE NUMBER: CV2014-006765

SIGNATURE DATE: 3/16/2016

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BENJAMIN L HODGSON

LEE D STEIN

MARK A HOLMGREN

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RAYMOND A HANNA

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