

1 Guttilla Murphy Anderson, P.C.
2 **Patrick M. Murphy** (Ariz. No. 002964)
3 5415 E. High St., Suite 200
4 Phoenix, Arizona 85054
5 Email: pmurphy@gamlaw.com
6 Phone: (480) 304-8300
7 Fax: (480) 304-8301

8 Attorneys for the Receiver

9
10 IN THE SUPERIOR COURT OF THE STATE OF ARIZONA
11
12 IN AND FOR MARICOPA COUNTY

13 State of Arizona,)
14 Plaintiff,)
15 v.)
16 Sherman Eugene Unkefer, III, *et al*,)
17 In Personam Defendants.)
18)
19)
20)
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23)
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Cause No. CV2014-006765
PETITION NO. 22
PETITION FOR ORDER APPROVING
FEES AND COSTS INCURRED BY THE
RECEIVER, FITZGIBBONS & CO. AND
GUTTILLA MURPHY ANDERSON, P.C.
FOR MAY 1, 2016 THROUGH JUNE 30,
2016
(Assigned to Judge Randall Warner)

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

1. On April 16, 2014, this Court entered its *Order Appointing Receiver*, which appointed Michael J. FitzGibbons as Receiver of Mango Trust; X-1, LLC fka X-1, Inc.; Magic Wand Services, LLC; Occidental Resources Group, LP; Occidental Management, 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”).

1 2. Pursuant to *Order Re: Petition No. 1* the Court approved the Receiver's
2 compensation at the rate of \$275.00 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, FitzGibbons and Company, Inc.
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6 3. Pursuant to this Court's *Order Re: Petition No. 1*, the Receiver has engaged
7 the services of the law firm of Guttilla Murphy Anderson, P.C., of Phoenix, Arizona, and the
8 Receiver has agreed to pay the law firm compensation at agreed hourly rates for the services
9 of the firm together with all reasonable costs and expenses incurred on behalf of the
10 Receiver.
11

12 4. Pursuant to the Court's *Order Re: Petition No. 2* the Receiver is authorized to
13 file this fee petition without including as exhibits the itemized of services rendered to, and
14 costs incurred or expended on behalf of, the Receivership, provided that the pay petition
15 includes a statement that anyone desiring additional information concerning the services and
16 costs to be paid under the pay petition may obtain redacted information from the Receiver by
17 delivering to the Receiver and the Receiver's counsel, Guttilla Murphy Anderson, P.C., a
18 written request specifying the additional information requested at least three (3) days prior to
19 the date set for hearing on the pay petition. The Court's *Order Re: Petition No. 2* further
20 provides that upon request of the Court, the Receiver shall make available for *in camera*
21 review by the Court the itemized statements and supporting documentation for the services
22 and costs to be paid under the pay petition.
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26

1 **May, 2016 Fees**

2 5. 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 May 1,
4 2016 through May 31, 2016. The total amount requested for payment by the Receiver is
5 \$7,065.73. The Receiver believes that this amount is reasonable and should be paid from the
6 Receivership Assets.
7

8 6. The law firm of Guttilla Murphy Anderson, P.C., has submitted an itemized
9 statement for services rendered to this Receivership and for reimbursable costs incurred or
10 paid during the period from May 1, 2016 through May 31, 2016. The total amount requested
11 for payment by the law firm of Guttilla Murphy Anderson, P.C., is \$379.65. The Receiver
12 believes that this amount is reasonable and should be paid from the Receivership Assets and
13 has therefore approved this statement for payment.
14
15

16 **June, 2016 Fees**

17 7. The Receiver has submitted an itemized statement for services rendered to this
18 Receivership and for reimbursable costs incurred or paid during the period from June 1,
19 2016 through June 30, 2016. The total amount requested for payment by the Receiver is
20 \$21,197.71. The Receiver believes that this amount is reasonable and should be paid from
21 the Receivership Assets.
22

23 8. The law firm of Guttilla Murphy Anderson, P.C., has submitted an itemized
24 statement for services rendered to this Receivership and for reimbursable costs incurred or
25 paid during the period from June 1, 2016 through June 30, 2016. The total amount requested
26

1 for payment by the law firm of Guttilla Murphy Anderson, P.C., is \$151.40. The Receiver
2 believes that this amount is reasonable and should be paid from the Receivership Assets and
3 has therefore approved this statement for payment.
4

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

7 1. The amount of \$7,065.73 to FitzGibbons and Company, Inc., for services
8 rendered and costs incurred or paid during the period May 1, 2016 through May 31, 2016;
9

10 2. The amount of \$379.65 to Guttilla Murphy Anderson, P.C., for services
11 rendered and costs incurred or paid during the period May 1, 2016 through May 31, 2016;

12 3. The amount of \$21,197.71 to FitzGibbons and Company, Inc., for services
13 rendered and costs incurred or paid during the period June 1, 2016 through June 30, 2016;

14 and
15

16 4. The amount of \$151.40 to Guttilla Murphy Anderson, P.C., for services
17 rendered and costs incurred or paid during the period June 1, 2016 through June 30, 2016.

18 Respectfully submitted this 5th day of August, 2016.
19

20 GUTTILLA MURPHY ANDERSON, P.C.

21
22 /s/Patrick M. Murphy
23 Patrick M. Murphy
24 Attorneys for the Receiver

Guttilla Murphy Anderson, P.C.
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Phoenix, AZ 85054
(480) 304-8300

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12 IN AND FOR MARICOPA COUNTY

13 State of Arizona,)
14) Cause No. CV2014-006765
15 Plaintiff,)
16) ORDER RE: PETITION NO. 22
17 v.)
18 Sherman Eugene Unkefer, III, *et al*,)
19 In Personam Defendants.) (Assigned to the Honorable Randall
20) Warner)
21)

22 The Receiver having filed Petition No. 22, *Petition for Order Approving Fees and*
23 *Costs Incurred by the Receiver, FitzGibbons & Co. and Guttilla Murphy Anderson, P.C. for*
24 *May 1, 2016 through June 30, 2016* and the Court having considered same, and it appearing
25 to the Court that the matters requested by Petition No. 22 are reasonable, just and appropriate:

26 NOW, THEREFORE, IT IS HEREBY ORDERED approving the fees and expenses
27 requested in the Receiver's Petition No. 22.

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

- 30 1. The amount of \$7,065.73 to FitzGibbons and Company, Inc., for services rendered
31 and costs incurred or paid during the period May 1, 2016 through May 31, 2016;

1 2. The amount of \$379.65 to Guttilla Murphy Anderson, P.C., for services rendered
2 and costs incurred or paid during the period May 1, 2016 through May 31, 2016;

3 3. The amount of \$21,197.71 to FitzGibbons, Inc., for services rendered and costs
4 incurred or paid during the period June 1, 2016 through June 30, 2016; and

5 4. The amount of \$151.40 to Guttilla Murphy Anderson, P.C. for services rendered
6 and costs incurred or paid during the period June 1, 2016 through June 30, 2016.

7 Dated this _____ day of _____, 2016.

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eSignature Page 1 of 1

Filing ID: 7703973 Case Number: CV2014-006765
Original Filing ID: 7625874

Granted as Submitted



/S/ Randall Warner Date: 9/7/2016
Judicial Officer of Superior Court

ENDORSEMENT PAGE

CASE NUMBER: CV2014-006765

SIGNATURE DATE: 9/7/2016

E-FILING ID #: 7703973

FILED DATE: 9/9/2016 8:00:00 AM

BENJAMIN L HODGSON

LEE D STEIN

MARK A HOLMGREN

PATRICK M MURPHY

RAYMOND A HANNA

REID CHARLES PIXLER