

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

12 State of Arizona, )  
13 )  
14 Plaintiff, )  
15 )  
16 v. )  
17 )  
18 Sherman Eugene Unkefer, III, *et al* )  
19 )  
20 *In Personam* Defendants )  
21 )  
22 )  
23 )  
24 )  
25 )  
26 )  
27 )  
28 )  
29 )  
30 )  
31 )  
32 )  
33 )  
34 )  
35 )  
36 )  
37 )  
38 )  
39 )  
40 )  
41 )  
42 )  
43 )  
44 )  
45 )  
46 )  
47 )  
48 )  
49 )  
50 )  
51 )  
52 )  
53 )  
54 )  
55 )  
56 )  
57 )  
58 )  
59 )  
60 )  
61 )  
62 )  
63 )  
64 )  
65 )  
66 )  
67 )  
68 )  
69 )  
70 )  
71 )  
72 )  
73 )  
74 )  
75 )  
76 )  
77 )  
78 )  
79 )  
80 )  
81 )  
82 )  
83 )  
84 )  
85 )  
86 )  
87 )  
88 )  
89 )  
90 )  
91 )  
92 )  
93 )  
94 )  
95 )  
96 )  
97 )  
98 )  
99 )  
100 )

Cause No. CV2014-006765

PETITION NO. 4

PETITION FOR ORDER  
APPROVING FEES AND COSTS  
INCURRED BY THE RECEIVER  
AND GUTTILLA MURPHY  
ANDERSON, P.C. THROUGH  
MAY 31, 2014

(Assigned to the Honorable Colleen  
French)

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 appointing  
a receiver of all assets of the Mango Trust including X-1, LLC; Magic Wand Services, LLC;  
Occidental Resources Group, LP; Occidental Management Group; E.A.P. Trust; International  
Marketing Systems; G.M.S. LLC; X-1, Inc.; Catshaker Family Trust, Inc.; SLADUR; Black  
Rock, Inc.; and X-1 Global, LLC ("Receivership Entities"). On April 22, 2014, the Court

1 entered its Order Appointing Michael J. Fitzgibbons Receiver, which appointed Michael J.  
2 FitzGibbons as Receiver of the Receivership Entities. These two orders are referred to  
3 hereafter as the “Receivership Order”.

4 2. Pursuant to *Order Re: Petition No. 1* the Court approved the Receiver’s  
5 compensation at the rate of \$275 per hour together with all reasonable costs and expenses  
6 incurred relating to these services as Receiver. These services are billed by and paid to the  
7 Receiver’s firm, FitzGibbons and Company, Inc.

8 3. Pursuant to this Court’s *Order Re: Petition No. 1*, the Receiver has engaged the  
9 services of the law firm of Guttilla Murphy Anderson, P.C., of Phoenix, Arizona, and the  
10 Receiver has agreed to pay the law firm compensation at agreed hourly rates for the services  
11 of the firm together with all reasonable costs and expenses incurred on behalf of the Receiver.

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  
21

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

4           5.       The Receiver has submitted an itemized statement for services rendered to this  
5 Receivership by the Receiver and his firm, FitzGibbons and Company, Inc., and for  
6 reimbursable costs incurred or paid during the period from inception through May 31, 2014.  
7 The total amount requested for payment by the Receiver is \$37,305.81. The Receiver  
8 believes that this amount is reasonable and should be paid from the Receivership Assets.

9           6.       The law firm of Guttilla Murphy Anderson, P.C., has submitted an itemized  
10 statement for services rendered to this Receivership and for reimbursable costs incurred or  
11 paid during the period from inception through May 31, 2014. The total amount requested for  
12 payment by the law firm of Guttilla Murphy Anderson, P.C. is \$35,681.83. The Receiver  
13 believes that this amount is reasonable and should be paid from the Receivership Assets and  
14 has therefore approved this statement for payment.

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

17           1.       The amount of \$37,305.81 to FitzGibbons and Company, Inc. for services  
18 rendered and costs incurred or paid during the period from inception through May 31, 2014;

19 .....  
20 .....  
21 .....

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21

2. The amount of \$35,681.83 to Guttilla Murphy Anderson, P.C., for services rendered and costs incurred or paid during the period from inception through May 31, 2014.  
Respectfully submitted this 2<sup>nd</sup> day of July, 2014.

GUTTILLA MURPHY ANDERSON, P.C.  
  
/s/Patrick M. Murphy  
Patrick M. Murphy  
Attorneys for the Receiver

1928-001(184047)

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

FILED  
8/14/2014 9:04am  
MICHAEL K. JEANES, Clerk  
By K Ballard  
K. Ballard, Deputy

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

11 State of Arizona, )  
12 Plaintiff, )  
13 v. )  
14 Sherman Eugene Unkefer, III, *et al* )  
15 *In Personam* Defendants )

Cause No. CV2014-006765  
ORDER RE: PETITION NO. 4  
(Assigned to the Honorable Colleen French)

16 The Receiver having filed Petition No. 4, Petition for Order Approving Fees and Costs  
17 Incurred By the Receiver and Guttilla Murphy Anderson, P.C., Through May 31, 2014, and  
18 the Court having considered same, and it appearing to the Court that the matters requested by  
19 *Petition No. 4* are reasonable, just and appropriate:

20 NOW, THEREFORE, IT IS HEREBY ORDERED approving the fees and expenses  
21 requested in the Receiver's *Petition No. 4*.

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

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

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21

1. The amount of 37,305.81 to FitzGibbons and Company, Inc., for services rendered and costs incurred or paid during the period from inception through May 31, 2014;
2. The amount of \$35,681.83 to Gutilla Murphy Anderson, P.C., for services rendered and costs incurred or paid during the period from inception through May 31, 2014.

Dated this 14 day of August, 2014.



\_\_\_\_\_  
Judge of the Superior Court  
Randall H. Warner

1928-001(184081)