

1 Guttilla Murphy Anderson, P.C.  
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4 Attorneys for the Receiver

6 IN THE SUPERIOR COURT OF THE STATE OF ARIZONA

7 IN AND FOR MARICOPA COUNTY

|    |   |   |  |
|----|---|---|--|
| 8  | State of Arizona,                           | ) |  |
| 9  | Plaintiff,                                  | ) | Cause No. CV2014-006765                  |
| 10 | v.  | ) | ORDER RE: PETITION NO. 40                |
| 11 | Sherman Eugene Unkefer, III, <i>et al</i> , | ) |  |
| 12 | In Personam Defendants.                     | ) | (Assigned to the Honorable Pamela Gates) |
|    |   | ) |  |
|    |   | ) |  |

13 The Receiver having filed Petition No. 40, *Petition for Order Approving Fees and*  
14 *Costs Incurred By the Receiver and Guttilla Murphy Anderson, P.C. for the Period August 1,*  
15 *2018 through November 30, 2018* and the Court having considered same, and it appearing to  
16 the Court that the matters requested by Petition No. 40 are reasonable, just and appropriate:

17 NOW, THEREFORE, IT IS HEREBY ORDERED approving the fees and expenses  
18 requested in the Receiver’s Petition No. 40.

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

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

1           1.       The amount of \$1,102.25 to FitzGibbons and Company, Inc. for services  
2 rendered and costs incurred or paid during the period August 1, 2018 through August 31,  
3 2018;

4           2.       The amount of \$441.22 to Guttilla Murphy Anderson, P.C., for services  
5 rendered and costs incurred or paid during the period August 1, 2018 through August 31,  
6 2018;

7           3.       The amount of \$2,061.23 to FitzGibbons and Company, Inc. for services  
8 rendered and costs incurred or paid during the period September 1, 2018 through September  
9 30, 2018;

10          4.       The amount of \$438.39 to Guttilla Murphy Anderson, P.C., for services  
11 rendered and costs incurred or paid during the period September 1, 2018 through September  
12 30, 2018;

13          5.       The amount of \$885.50 to FitzGibbons and Company, Inc. for services rendered  
14 and costs incurred or paid during the period October 1, 2018 through October 31, 2018;

15          6.       The amount of \$1,367.12 to Guttilla Murphy Anderson, P.C., for services  
16 rendered and costs incurred or paid during the period October 1, 2018 through October 31,  
17 2018;

18          7.       The amount of \$575.50 to FitzGibbons and Company, Inc. for services rendered  
19 and costs incurred or paid during the period November 1, 2018 through November 30, 2018;

20 and

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8. The amount of \$1,301.20 to Guttilla Murphy Anderson, P.C., for services rendered and costs incurred or paid during the period November 1, 2018 through November 30, 2018.

Dated this \_\_\_\_ day of \_\_\_\_\_, 2019.

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Judge of the Superior Court

# eSignature Page 1 of 1

Filing ID: 10080268 Case Number: CV2014-006765  
Original Filing ID: 10061633

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Granted as Submitted



/S/ Pamela Gates Date: 1/21/2019  
Judicial Officer of Superior Court

**ENDORSEMENT PAGE**

CASE NUMBER: CV2014-006765

SIGNATURE DATE: 1/21/2019

E-FILING ID #: 10080268

FILED DATE: 1/23/2019 8:00:00 AM

BENJAMIN L HODGSON

GREGORY A STEIN

LEE D STEIN

MARK A HOLMGREN

PATRICK M MURPHY

RAYMOND A HANNA

REID CHARLES PIXLER

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2 **Patrick M. Murphy** (Ariz. No. 002964)  
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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, )  
12 )  
13 Plaintiff, )  
14 )  
15 v. )  
16 Sherman Eugene Unkefer, III, *et al*, )  
17 )  
18 In Personam Defendants. )  
19 )  
20 )  
21 )

Cause No. CV2014-006765

PETITION NO. 40

PETITION FOR ORDER APPROVING  
FEES AND COSTS INCURRED BY THE  
RECEIVER AND GUTTILLA MURPHY  
ANDERSON, P.C. FOR THE PERIOD  
AUGUST 1, 2018 THROUGH  
NOVEMBER 30, 2018

(Assigned to Judge Pamela Gates)

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,

1 LLC; E.A.P. Trust; International Marketing Systems; G.M.S. LLC; Catshaker Family Trust,  
2 Inc.; SLADUR; Black Rock, Inc.; and X-1 Global, LLC. (“Receivership Order”).

3       2. Pursuant to *Order Re: Petition No. 1* the Court approved the Receiver’s  
4 compensation at the rate of \$275.00 per hour together with all reasonable costs and expenses  
5 incurred relating to these services as Receiver. These services are billed by and paid to the  
6 Receiver’s firm, FitzGibbons and Company, Inc.

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

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

1           5.       The Receiver has submitted an itemized statement for services rendered to this  
2 Receivership and for reimbursable costs incurred or paid during the period from August 1,  
3 2018 through August 31, 2018. The total amount requested for payment by the Receiver is  
4 \$1,102.25. The Receiver believes that this amount is reasonable and should be paid from the  
5 Receivership Assets.

6           6.       The law firm of Guttilla Murphy Anderson, P.C., has submitted an itemized  
7 statement for services rendered to this Receivership and for reimbursable costs incurred or  
8 paid during the period from August 1, 2018 through August 31, 2018. The total amount  
9 requested for payment by the law firm of Guttilla Murphy Anderson, P.C. is \$441.22. The  
10 Receiver believes that this amount is reasonable and should be paid from the Receivership  
11 Assets and has therefore approved this statement for payment.

12           7.       The Receiver has submitted an itemized statement for services rendered to this  
13 Receivership and for reimbursable costs incurred or paid during the period from September 1,  
14 2018 through September 30, 2018. The total amount requested for payment by the Receiver  
15 is \$2,061.23. The Receiver believes that this amount is reasonable and should be paid from  
16 the Receivership Assets.

17           8.       The law firm of Guttilla Murphy Anderson, P.C., has submitted an itemized  
18 statement for services rendered to this Receivership and for reimbursable costs incurred or  
19 paid during the period from September 1, 2018 through September 30, 2018. The total  
20 amount requested for payment by the law firm of Guttilla Murphy Anderson, P.C. is \$438.39.

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1 The Receiver believes that this amount is reasonable and should be paid from the  
2 Receivership Assets and has therefore approved this statement for payment.

3 9. The Receiver has submitted an itemized statement for services rendered to this  
4 Receivership and for reimbursable costs incurred or paid during the period from October 1,  
5 2018 through October 31, 2018. The total amount requested for payment by the Receiver is  
6 \$885.50. The Receiver believes that this amount is reasonable and should be paid from the  
7 Receivership Assets.

8 10. 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 October 1, 2018 through October 31, 2018. The total amount  
11 requested for payment by the law firm of Guttilla Murphy Anderson, P.C. is \$1,367.12. The  
12 Receiver believes that this amount is reasonable and should be paid from the Receivership  
13 Assets and has therefore approved this statement for payment.

14 11. The Receiver has submitted an itemized statement for services rendered to this  
15 Receivership and for reimbursable costs incurred or paid during the period from November 1,  
16 2018 through November 30, 2018. The total amount requested for payment by the Receiver  
17 is \$575.50. The Receiver believes that this amount is reasonable and should be paid from the  
18 Receivership Assets.

19 12. The law firm of Guttilla Murphy Anderson, P.C., has submitted an itemized  
20 statement for services rendered to this Receivership and for reimbursable costs incurred or  
21 paid during the period from November 1, 2018 through November 30, 2018. The total

1 amount requested for payment by the law firm of Guttilla Murphy Anderson, P.C. is  
2 \$1,301.20. The Receiver believes that this amount is reasonable and should be paid from the  
3 Receivership Assets and has therefore approved this statement for payment.

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

6 1. The amount of \$1,102.25 to FitzGibbons and Company, Inc. for services  
7 rendered and costs incurred or paid during the period August 1, 2018 through August 31,  
8 2018;

9 2. The amount of \$441.22 to Guttilla Murphy Anderson, P.C., for services  
10 rendered and costs incurred or paid during the period August 1, 2018 through August 31,  
11 2018;

12 3. The amount of \$2,061.23 to FitzGibbons and Company, Inc. for services  
13 rendered and costs incurred or paid during the period September 1, 2018 through September  
14 30, 2018;

15 4. The amount of \$438.39 to Guttilla Murphy Anderson, P.C., for services  
16 rendered and costs incurred or paid during the period September 1, 2018 through September  
17 30, 2018;

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19 and costs incurred or paid during the period October 1, 2018 through October 31, 2018;

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1           6.       The amount of \$1,367.12 to Guttilla Murphy Anderson, P.C., for services  
2 rendered and costs incurred or paid during the period October 1, 2018 through October 31,  
3 2018;

4           7.       The amount of \$575.50 to FitzGibbons and Company, Inc. for services rendered  
5 and costs incurred or paid during the period November 1, 2018 through November 30, 2018;  
6 and

7           8.       The amount of \$1,301.20 to Guttilla Murphy Anderson, P.C., for services  
8 rendered and costs incurred or paid during the period November 1, 2018 through November  
9 30, 2018.

10                   Respectfully submitted this 15<sup>th</sup> day of January, 2019.

11   GUTTILLA MURPHY ANDERSON, P.C.

12   /s/Patrick M. Murphy  
13   Patrick M. Murphy  
14   Attorneys for the Receiver

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17           1928-001(356689)