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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,	)	
	Plaintiff,	)	Cause No. CV2014-006765
9	v.	)	ORDER RE: PETITION NO. 41
10	Sherman Eugene Unkefer, III, <i>et al</i> ,	)	
	In Personam Defendants.	)	(Assigned to the Honorable Pamela Gates)
11		)	

12 The Receiver having filed *Petition No. 41, Petition for Order Approving Fees and*  
13 *Costs Incurred By the Receiver and Guttilla Murphy Anderson, P.C. for the Period December*  
14 *1, 2018 through February 28, 2019*, and the Court having considered same, and it appearing  
15 to the Court that the matters requested by Petition No. 41 are reasonable, just and appropriate:

16 NOW, THEREFORE, IT IS HEREBY ORDERED approving the fees and expenses  
17 requested in the Receiver’s Petition No. 41.

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

- 20 1. The amount of \$1,728.50 to FitzGibbons and Company, Inc., for services rendered  
21 and costs incurred or paid during the period December 1, 2018 through December 31, 2018;



# eSignature Page 1 of 1

Filing ID: 10384569 Case Number: CV2014-006765  
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Granted with Modifications



/S/ Pamela Gates Date: 4/23/2019  
Judicial Officer of Superior Court

**ENDORSEMENT PAGE**

CASE NUMBER: CV2014-006765

SIGNATURE DATE: 4/23/2019

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FILED DATE: 4/25/2019 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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5 IN THE SUPERIOR COURT OF THE STATE OF ARIZONA

6 IN AND FOR MARICOPA COUNTY

7 State of Arizona, )  
8 Plaintiff, )  
9 v. )  
10 Sherman Eugene Unkefer, III, *et al*, )  
In Personam Defendants. )

Cause No. CV2014-006765

PETITION NO. 41

PETITION FOR ORDER APPROVING  
FEES AND COSTS INCURRED BY THE  
RECEIVER AND GUTTILLA MURPHY  
ANDERSON, P.C. FOR THE PERIOD  
DECEMBER 1, 2018 THROUGH  
FEBRUARY 28, 2019

(Assigned to Judge Pamela Gates)

15 \_\_\_\_\_ )  
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

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 December 1,  
3 2018, through December 31, 2018. This statement has time entered for November, 2018 for  
4 \$450.00 for Cindy Essendrup as her time for November, 2018 was inadvertently omitted from  
5 the November, 2018 billing statement which was previously approved by the Court on  
6 January 24, 2019. The total amount requested for payment by the Receiver is \$1,728.50. The  
7 Receiver believes that this amount is reasonable and should be paid from the Receivership  
8 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 December 1, 2018 through December 31, 2018. The total  
12 amount requested for payment by the law firm of Guttilla Murphy Anderson, P.C. is  
13 \$2,229.06. The Receiver believes that this amount is reasonable and should be paid from the  
14 Receivership Assets and has therefore approved this statement for payment.

15           7.       The Receiver has submitted an itemized statement for services rendered to this  
16 Receivership and for reimbursable costs incurred or paid during the period from January 1,  
17 2019 through January 31, 2019. The total amount requested for payment by the Receiver is  
18 \$2,968.50. The Receiver believes that this amount is reasonable and should be paid from the  
19 Receivership Assets.

20           8.       The law firm of Guttilla Murphy Anderson, P.C., has submitted an itemized  
21 statement for services rendered to this Receivership and for reimbursable costs incurred or

1 paid during the period from January 1, 2019 through January 31, 2019. The total amount  
2 requested for payment by the law firm of Guttilla Murphy Anderson, P.C. is \$3,322.78. The  
3 Receiver believes that this amount is reasonable and should be paid from the Receivership  
4 Assets and has therefore approved this statement for payment.

5 9. The Receiver has submitted an itemized statement for services rendered to this  
6 Receivership and for reimbursable costs incurred or paid during the period from February 1,  
7 2019 through February 28, 2019. The total amount requested for payment by the Receiver is  
8 \$2,065.85. The Receiver believes that this amount is reasonable and should be paid from the  
9 Receivership Assets.

10 10. The law firm of Guttilla Murphy Anderson, P.C., has submitted an itemized  
11 statement for services rendered to this Receivership and for reimbursable costs incurred or  
12 paid during the period from February 1, 2019 through February 28, 2019. The total amount  
13 requested for payment by the law firm of Guttilla Murphy Anderson, P.C. is \$2,800.00. The  
14 Receiver believes that this amount is reasonable and should be paid from the Receivership  
15 Assets and has therefore approved this statement for payment.

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

18 1. The amount of \$1,728.50 to FitzGibbons and Company, Inc. for services  
19 rendered and costs incurred or paid during the period December 1, 2018 through December  
20 31, 2018;



