

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, )  
12 )  
13 Plaintiff, )  
14 )  
15 v. )  
16 Sherman Eugene Unkefer, III, )  
17 )  
18 In Personam Defendants. )

Cause No. CV2014-006765

PETITION NO. 28

PETITION FOR ORDER APPROVING  
FEES AND COSTS INCURRED BY THE  
RECEIVER AND GUTTILLA MURPHY  
ANDERSON, P.C. FOR THE PERIOD  
FEBRUARY 1, 2017 THROUGH MARCH  
31, 2017  
(Assigned to Judge Randall Warner)

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

- 21 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.

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

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

20           5.       The Receiver has submitted itemized statements for services rendered to this  
21 Receivership and for reimbursable costs incurred or paid during the period from February 1,

1 2017 through March 31, 2017. The total amount requested for payment by the Receiver is  
2 \$22,937.84. The Receiver believes that this amount is reasonable and should be paid from  
3 the Receivership Assets.

4 6. The law firm of Guttilla Murphy Anderson, P.C., has submitted an itemized  
5 statement for services rendered to this Receivership and for reimbursable costs incurred or  
6 paid during the period from March 1, 2017 through March 31, 2017. The total amount  
7 requested for payment by the law firm of Guttilla Murphy Anderson, P.C. is \$8,110.41. The  
8 Receiver believes that this amount is reasonable and should be paid from the Receivership  
9 Assets and has therefore approved this statement for payment.

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

12 1. The amount of \$22,937.84 to FitzGibbons and Company, Inc. for services  
13 rendered and costs incurred or paid during the period February 1, 2017 through March 31,  
14 2017; and

15 2. The amount of \$8,110.41 to Guttilla Murphy Anderson, P.C., for services  
16 rendered and costs incurred or paid during the period February 1, 2017 through March 31,  
17 2017.

18 Respectfully submitted this 23<sup>rd</sup> day of May, 2017.

19 GUTTILLA MURPHY ANDERSON, P.C.

20 /s/Patrick M. Murphy  
21 Patrick M. Murphy  
Attorneys for the Receiver

Granted as Submitted

\*\*\*See eSignature page\*\*\*

Michael K Jeanes, Clerk of Court  
\*\*\* Electronically Filed \*\*\*  
K. Ballard, Deputy  
6/29/2017 8:00:00 AM  
Filing ID 8455081

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JUL - 5 2017

BY: \_\_\_\_\_

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Cause No. CV2014-006765  
ORDER RE: PETITION NO. 28

(Assigned to the Honorable Randall Warner)

22 The Receiver having filed *Petition No. 28 – Petition for Order Approving Fees and*  
23 *Costs Incurred by the Receiver and Guttilla Murphy Anderson, P.C., for the period February*  
24 *1, 2017 through March 31, 2017*, and the Court having considered same, and it appearing to  
25 the Court that the matters requested by Petition No. 28 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. 28.

28 IT IS FURTHER ORDERED that the Receiver is authorized to pay from the  
29 Receivership Assets:  
30  
31

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5415 E. High Street, Suite 200  
Phoenix, AZ 85054  
(480) 304-8300

1           1. The amount of \$22,937.84 to FitzGibbons and Company, Inc., for services  
2 rendered and costs incurred or paid during the period February 1, 2017 through March 31,  
3 2017;

4           2. The amount of \$8,110.41 to Guttilla Murphy Anderson, P.C., for services rendered  
5 and costs incurred or paid during the period March 1, 2017 through March 31, 2017.

6           Dated this \_\_\_\_ day of \_\_\_\_\_, 2017.

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\_\_\_\_\_  
Judge of the Superior Court

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# eSignature Page 1 of 1

Filing ID: 8455081 Case Number: CV2014-006765  
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Granted as Submitted



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/S/ Randall Warner Date: 6/28/2017  
Judicial Officer of Superior Court

ENDORSEMENT PAGE

CASE NUMBER: CV2014-006765

SIGNATURE DATE: 6/28/2017

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BENJAMIN L HODGSON

LEE D STEIN

MARK A HOLMGREN

PATRICK M MURPHY

RAYMOND A HANNA

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