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4 Attorneys for the Receiver

5 IN THE SUPERIOR COURT OF THE STATE OF ARIZONA
6 IN AND FOR MARICOPA COUNTY

7 State of Arizona,) Cause No. CV2014-006765
8 Plaintiff,) PETITION NO. 18
9 v.) PETITION FOR ORDER APPROVING
10 Sherman Eugene Unkefer, III, *et al*,) FEES AND COSTS INCURRED BY THE
11 In Personam Defendants.) RECEIVER, FITZGIBBONS & CO., AND
12) GUTTILLA MURPHY ANDERSON, P.C.
13) FOR THE PERIOD OCTOBER 1, 2015
14) THROUGH DECEMBER 31, 2015
15) (Assigned to Judge Randall Warner)
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21)

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

15 1. On April 16, 2014, this Court entered its *Order Appointing Receiver*, which
16 appointed Michael J. FitzGibbons as Receiver of Mango Trust; X-1, LLC fka X-1, Inc.;
17 Magic Wand Services, LLC; Occidental Resources Group, LP; Occidental Management,
18 LLC; E.A.P. Trust; International Marketing Systems; G.M.S. LLC; Catshaker Family Trust,
19 Inc.; SLADUR; Black Rock, Inc.; and X-1 Global, LLC. (“Receivership Order”).

20 2. Pursuant to *Order Re: Petition No. 1* the Court approved the Receiver’s
21 compensation at the rate of \$275.00 per hour together with all reasonable costs and expenses

1 incurred relating to these services as Receiver. These services are billed by and paid to the
2 Receiver's firm, FitzGibbons and Company, Inc.

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

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

18 **October, 2015 Fees**

19. The Receiver has submitted an itemized statement for services rendered to this
20 Receivership and for reimbursable costs incurred or paid during the period from October 1,
21 2015 through October 31, 2015. The total amount requested for payment by the Receiver is

1 \$10,717.35. The Receiver believes that this amount is reasonable and should be paid from
2 the Receivership Assets.

3 6. The law firm of Guttila Murphy Anderson, P.C., has submitted an itemized
4 statement for services rendered to this Receivership and for reimbursable costs incurred or
5 paid during the period from October 1, 2015 through October 31, 2015. The total amount
6 requested for payment by the law firm of Guttila Murphy Anderson, P.C. is \$4,328.50. The
7 Receiver believes that this amount is reasonable and should be paid from the Receivership
8 Assets and has therefore approved this statement for payment.

9 **November, 2015 Fees**

10 7. The Receiver has submitted an itemized statement for services rendered to this
11 Receivership and for reimbursable costs incurred or paid during the period from November 1,
12 2015 through November 30, 2015. The total amount requested for payment by the Receiver
13 is \$3,504.11. The Receiver believes that this amount is reasonable and should be paid from
14 the Receivership Assets.

15 8. The law firm of Guttila Murphy Anderson, P.C., has submitted an itemized
16 statement for services rendered to this Receivership and for reimbursable costs incurred or
17 paid during the period from November 1, 2015 through November 30, 2015. The total
18 amount requested for payment by the law firm of Guttila Murphy Anderson, P.C. is
19 \$1,843.50. The Receiver believes that this amount is reasonable and should be paid from the
20 Receivership Assets and has therefore approved this statement for payment.

1 **December, 2015 Fees**

2 9. 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 December 1,
4 2015 through December 31, 2015. The total amount requested for payment by the Receiver
5 is \$1,905.21. The Receiver believes that this amount is reasonable and should be paid from
6 the Receivership Assets.

7 10. The law firm of Guttilla Murphy Anderson, P.C., has submitted an itemized
8 statement for services rendered to this Receivership and for reimbursable costs incurred or
9 paid during the period from December 1, 2015 through December 31, 2015. The total
10 amount requested for payment by the law firm of Guttilla Murphy Anderson, P.C. is
11 \$1,851.26. The Receiver believes that this amount is reasonable and should be paid from the
12 Receivership Assets and has therefore approved this statement for payment.

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

15 1. The amount of \$10,717.35 to FitzGibbons and Company, Inc. for services
16 rendered and costs incurred or paid during the period October 1, 2015 through October 31,
17 2015;

18 2. The amount of \$4,328.50 to Guttilla Murphy Anderson, P.C., for services
19 rendered and costs incurred or paid during the period October 1, 2015 through October 31,
20 2015;

3. The amount of \$3,504.11 to FitzGibbons and Company, Inc. for services rendered and costs incurred or paid during the period November 1, 2015 through November 30, 2015;

4. The amount of \$1,843.50 to Guttilla Murphy Anderson, P.C., for services rendered and costs incurred or paid during the period November 1, 2015 through November 30, 2015.

5. The amount of \$1,905.21 to FitzGibbons and Company, Inc. for services rendered and costs incurred or paid during the period December 1, 2015 through December 31, 2015; and

6. The amount of \$1,851.26 to Guttilla Murphy Anderson, P.C., for services rendered and costs incurred or paid during the period December 1, 2015 through December 31, 2015.

Respectfully submitted this 11th day of February, 2016.

GUTTILLA MURPHY ANDERSON, P.C.

/s/**Patrick M. Murphy**
Patrick M. Murphy
Attorneys for the Receiver

1928-001(222951)

Granted as Submitted

*** See eSignature page ***

Michael K Jeanes, Clerk of Court
*** Electronically Filed ***
K. Ballard, Deputy
3/18/2016 8:00:00 AM
Filing ID 7271146

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Attorneys for the Receiver

IN THE SUPERIOR COURT OF THE STATE OF ARIZONA

IN AND FOR MARICOPA COUNTY

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

12 The Receiver having filed Petition No. 18, *Petition for Order Approving Fees and*
13 *Costs Incurred By the Receiver, FitzGibbons & Co., and Guttilla Murphy Anderson, P.C. for*
14 *the Period October 1, 2015 through December 31, 2015* and the Court having considered
15 same, and it appearing to the Court that the matters requested by Petition No. 18 are
16 reasonable, just and appropriate:

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

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

- 1 1. The amount of \$10,717.35 to FitzGibbons and Company, Inc., for services
- 2 rendered and costs incurred or paid during the period October 1, 2015 through October 31,
- 3 2015;
- 4 2. The amount of \$4,328.50 to Guttilla Murphy Anderson, P.C., for services rendered
- 5 and costs incurred or paid during the period October 1, 2015 through October 31, 2015;
- 6 3. The amount of \$3,504.11 to FitzGibbons and Company, Inc., for services rendered
- 7 and costs incurred or paid during the period November 1, 2015 through November 30, 2015;
- 8 4. The amount of \$1,843.50 to Guttilla Murphy Anderson, P.C. for services rendered
- 9 and costs incurred or paid during the period November 1, 2015 through November 30, 2015;
- 10 5. The amount of \$1,905.21 to FitzGibbons and Company, Inc., for services rendered
- 11 and costs incurred or paid during the period December 1, 2015 through December 31, 2015;
- 12 and
- 13 6. The amount of \$1,851.26 to Guttilla Murphy Anderson, P.C. for services rendered
- 14 and costs incurred or paid during the period December 1, 2015 through December 31, 2015.

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Filing ID: 7271146 Case Number: CV2014-006765
Original Filing ID: 7191566

Granted as Submitted



/S/ Randall Warner Date: 3/16/2016
Judicial Officer of Superior Court

CASE NUMBER: CV2014-006765
E-FILING ID #: 7271146

ENDORSEMENT PAGE
SIGNATURE DATE: 3/16/2016
FILED DATE: 3/18/2016 8:00:00 AM

BENJAMIN L HODGSON

LEE D STEIN

MARK A HOLMGREN

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RAYMOND A HANNA

REID CHARLES PIXLER