

1 **RAINES FELDMAN LITTRELL LLP**
Kathy Bazoian Phelps (State Bar No. 155564)
2 *kphelps@raineslaw.com*
1900 Avenue of the Stars, 19th Floor
3 Los Angeles, California 90067
Telephone: (310) 440-4100
4 Facsimile: (310) 691-1943

5 Attorneys for Receiver
STAPLETON GROUP, INC.
6

7
8 UNITED STATES DISTRICT COURT
9 SOUTHERN DISTRICT OF CALIFORNIA

10
11 FEDERAL TRADE COMMISSION,
12 Plaintiff,

13 v.

14 AUTOMATORS LLC, et al.,
15 Defendants.

16
17 PEREGRINE WORLDWIDE, LLC, a
Delaware limited liability company,
18 Relief Defendant.
19

Case No.: 3:23-cv-01444-DMS-BGS

Assigned to Hon. Dana M. Sabraw

**DECLARATION OF KATHY
BAZOIAN PHELPS IN SUPPORT
OF MOTION OF RECEIVER
FOR:**

**(A) APPROVAL OF
EMPLOYMENT OF RAINES
FELDMAN LITTRELL LLP AS
GENERAL COUNSEL**

**(B) APPROVAL AND PAYMENT
OF FEES AND EXPENSES FOR
SEPTEMBER 8, 2023 THROUGH
OCTOBER 31, 2023 OF:**

- (1) RECEIVER STAPLETON
GROUP, INC.**
- (2) RAINES FELDMAN
LITTRELL LLP; AND**

**(C) FOR APPROVAL OF FORM
AND/OR LIMITATION OF
NOTICE UNDER LOCAL CIVIL
RULE 66-7**

Date: December 15, 2023
Time: 1:30 p.m.
Dept: Ctrm 13A
Place: United States District Court
333 West Broadway
San Diego, CA 92101

1 I, Kathy Bazoian Phelps, declare:

2 1. I am a partner at the law firm of Raines Feldman Littrell LLP
3 (“Raines Feldman”), counsel of record for Stapleton Group, Inc., the Court-
4 appointed receiver (the “Receiver”) for (a) Automators LLC, also dba
5 Automators AI and Ecom Skool, a Nevada limited liability company; (b) Empire
6 Ecommerce LLC; (c) Onyx Distribution LLC, a California limited liability
7 company; (d) Stryder Holdings LLC, a California limited liability company; (e)
8 Pelenea Ventures LLC, a Tennessee limited liability company; each of the
9 foregoing's subsidiaries, fictitious business names, affiliates, successors, and
10 assigns; (f) Peregrine Worldwide, LLC; and (g) any other entity that has
11 conducted any business related to the alleged mortgage assistance relief services
12 of the defendants in the Receivership Action and that the Receiver determines is
13 controlled or owned by any such defendant (collectively, the "Receivership
14 Entities").

15 2. This declaration is submitted in support of the Motion of Receiver
16 for (A) Approving Employment of Raines Feldman Littrell LP (“Raines
17 Feldman”) as general counsel; (B) Approving and authorizing payment of fees
18 and costs incurred by the Receiver and Raines Feldman Littrell LLP for the
19 period from September 8, 2023 through October 31, 2023; and (C) Approving
20 Form and/or Limitation of Notice Under Local Civil Rule 66-7 (the “Motion”).

21 3. I have personal knowledge of the facts set forth below, and if, called
22 to testify, could competently testify thereto.

23 4. I have conferred with the Federal Trade Commission regarding the
24 Motion, and I am advised that the FTC does not have any opposition to the
25 Motion.

26 5. I am the attorney principally responsible for Raines Feldman’s
27 representation of the Receiver, and I work directly with and supervise the
28

1 professionals and staff of Raines Feldman with respect to this representation.

2 6. I understand that the Receiver intends on using the services of
3 Raines Feldman as his general counsel in the Receivership case. Raines Feldman
4 shall assist the Receiver in the Receivership proceeding by providing the
5 following services as requested and any others that may arise in the
6 administration of the estate:

- 7 a. To represent and advise the Receiver with respect to its powers
8 and duties as Receiver and actions to be taken in connection
9 therewith;
- 10 b. To assist the Receiver with any necessary applications, orders,
11 reports, or other legal papers, including any papers or pleadings
12 that he may file in this or any other related proceedings and to
13 appear on behalf of the estate in proceedings or legal actions
14 instituted by or against me as Receiver or the Receivership's
15 estate, including but not limited to filing fee applications, status
16 reports, budgets and motions for approval of administrative
17 matters and settlements;
- 18 c. To assist and advise the Receiver regarding the administration of
19 the Rancho Santa Fe property;
- 20 d. To assist and advise the Receiver with respect to the pending
21 parallel Florida assignments for the benefit of the creditors;
- 22 e. To advise and assist the Receiver in connection with the
23 investigation of the acts, conduct, assets, liabilities and financial
24 condition of the estate and any other matters affecting the estate,
25 or his rights and duties as Receiver.
- 26 f. To consult with the Receiver regarding other potential litigation
27 claims and to represent the Receiver in such litigation at the
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1 request of the Receiver.

2 7. Raines Feldman is well-qualified, and possesses the requisite
3 resources, to serve as the Receiver’s general counsel. The Firm’s Biography
4 relating to its extensive experience in fiduciary representation is attached hereto
5 as Exhibit “1.” I am experienced in the representation of federal equity receivers
6 as well as bankruptcy trustees and have served as general counsel for these types
7 of fiduciaries in numerous cases. A copy of my Biography is attached hereto as
8 Exhibit “2.”

9 8. Raines Feldman has agreed to discount its rates for its professionals
10 by 15%. The Firm’s regular hourly rates are attached hereto as Exhibit “3,”
11 which will be discounted for purposes of this engagement and are subject to
12 future rate adjustments not to exceed 5% per year.

13 9. To the best of my knowledge, Raines Feldman and all of its
14 professionals are disinterested persons, and neither Raines Feldman nor any of
15 its professionals or employees are connected with the Receivership Entities,
16 investors, or creditors.

17 10. The Firm began providing services for the Receiver immediately
18 following the Receiver’s appointment, effective as of September 8, 2023.
19 Attached as Exhibit “4” hereto is a true and correct copy of the billing statements
20 itemizing the services rendered by Raines Feldman in the amount of \$32,365.45,
21 and costs in the amount of \$1,134.65 for the period of September 8, 2023 through
22 October 31, 2023 (“Expense Period.

23 11. All of Raines Feldman’s time records were recorded in the regular
24 and ordinary course of business contemporaneously with the services provided.

25 12. I have read the Motion and the billing statements attached to this
26 declaration. To the best of my knowledge, information and belief formed after
27 reasonable inquiry, the Motion and all the fees and expenses requested in the
28

1 attached billing statements are true, accurate.

2 13. The fees that Raines Feldman has charged are reasonable, necessary,
3 and commensurate with the skill and experience required for the activities
4 performed. Raines Feldman’s services and time expenditures are reasonable in
5 light of the labor required for the matters for which Raines Feldman was retained
6 and the different types of services required in a complex case like this so as to
7 provide efficient, competent and cost-effective representation for the Receiver.
8 Raines Feldman respectfully submits that it has not expended time unnecessarily
9 and that it has rendered efficient and effective services.

10 14. Many of the issues involved in this case are complex and require the
11 assistance of counsel. The firm has provided a variety of services to date,
12 including the following.

13 15. The firm participated in calls with the Receiver’s team to discuss the
14 pending issues in the case and upcoming matters. Raines Feldman also
15 coordinated and participated in numerous telephone calls with counsel for the
16 defendants, the FTC, the lender on the Property, and other parties to discuss case
17 matters, documentation management, property preservation, and other
18 outstanding case issues.

19 16. The firm provided services in preparing various notices of the stay
20 and the receivership in pending litigation matters. The firm communicated with
21 counsel for the defendants and with parties in related litigation to provide
22 information about the receivership and acquire information and data re potential
23 assets.

24 17. The firm also communicated with the former receiver, who is also
25 the Assignee in the ABCs of Onyx and Empire to discuss the interplay of the
26 different proceedings and sharing of information. The firm continues to work
27 with the Assignee to identify the most cost effective and efficient means of
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1 administering the different proceeding.

2 18. Raines Feldman also communicated with the lender on the property,
3 discussing issues involving insurance and the stay in the receivership.

4 19. The firm has also communicated with counsel for Chapman
5 regarding preservation of the Property, the personal property and the timing of
6 Chapman and his wife vacating the Property.

7 20. The firm also made demand for the recovery of a receivable and has
8 followed with the obligor regarding remittance of these funds.

9 21. The FTC has continued its taint review of certain documents
10 obtained from the Defendants prior to the Receiver’s appointment, and the firm
11 has monitored the status of the document review and the parties position on the
12 matter.

13 22. Raines Feldman has also communicated with the Receiver and other
14 counsel regarding potential litigation claims of the estate.

15 23. Raines Feldman understands its duty to provide the best and most
16 efficient service for the benefit of the Receiver, the estate, its creditors, and
17 investors. Multiple Raines Feldman attorneys have performed different and
18 unique services for the estate, utilizing appropriate billing levels on various tasks
19 and recognizing that different attorneys at the firm have specific expertise,
20 background, and knowledge.

21

22 I declare under penalty of perjury under the laws of the United States of
23 America that the foregoing is true and correct. Executed on November 21, 2023
24 in Los Angeles, California.

25

26

/s/ Kathy Bazoian Phelps
Kathy Bazoian Phelps

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EXHIBIT 1



FIDUCIARY REPRESENTATION SERVICES

PRACTICE AREAS > **FIDUCIARY REPRESENTATION SERVICES**

Our firm has extensive experience representing fiduciaries, including bankruptcy trustees, federal equity receivers, state court receivers, liquidating trustees, foreign liquidators, and creditors’ committees. We assist clients who are appointed as fiduciaries in a wide variety of practice areas that arise under these types of cases. Some of our lawyers also serve as bankruptcy trustees and receivers, and we are prepared to jump in on a moment’s notice to assist in marshalling assets and in commencing any litigation required to preserve or enhance the recoveries for victims.

Types of Fiduciaries

Federal Equity Receivers

We have significant experience representing receivers appointed at the request of the Securities and Exchange Commission (SEC), the Commodity Futures Trading Commission (CFTC), and the Federal Trade Commission (FTC) in large scale fraudulent enterprises and Ponzi schemes. As one of the nation’s foremost authorities on the practical and legal ramifications of federal equity receiverships, our attorneys are frequently called upon to act as a federal equity receiver or as lead counsel to a federal equity receiver. .

Our firm serves as general counsel for different types of fiduciaries, and we handle most issues that arise in these cases such as:

- > Taking over a business and preserving available assets and records

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and thousands of creditors

- › Setting up channels of communication, including websites, to aid the fiduciary in efficiently communicating with a large number of creditors and investors
- › Providing proper notices and ensuring proper accounting and administrative procedures are put in place
- › Reviewing and objecting to claims
- › Reviewing and responding to potential adverse motions such as motions for relief from stay or objections to plans of reorganization of distribution
- › Analyzing and constructing potential litigation claims for the receiver

Some cases our attorneys have handled include:

- › *SEC v. Bivona et al.*, Case No. 3:16-cv-01386-EMC (N.D. Cal.) – Receiver
- › *CFTC v. Denari Capital LLC, et al.*, Case No. 19-cv-07284-EMC (N.D. Cal.) – Receiver
- › SEC in *SEC v. Direct Lending Investments, LLC*, Case No. 2:19-cv-02188-DSF-MRW – Counsel for Receiver
- › *SEC v. Capital Cove Bancorp, LLC, et al.*, Case No. CV15-00980-JLS(JCx) (C.D. Cal.) – Counsel for Receiver
- › *SEC v. Secured Capital Investments et al.*, Case No. CV15-01792-VAP(KKx) (C.D. Cal.) – Counsel for Receiver
- › *FTC v. Allied Wallet, Inc., et al.*, Case No. 2:19-CV-4355-SVW-E (C.D. Cal.) – Counsel for Receiver
- › *FTC v. First Time Credit Solutions, Corp, et al.* Case No. CV15-01921 (DDP (PJWx) – Counsel for Receiver
- › *FTC v. On Point Global, LLC et al.*, Case No. 19-25046-Civ-Scola (S.D. Fla.) – Local counsel for Receiver

Bankruptcy Trustees

We have deep experience representing trustees appointed in both Chapter 7 and Chapter 11 bankruptcy cases. We can handle complex cases or any case requiring legal guidance, including administration of the estate, real estate sales, or litigation to preserve or recover assets for the benefit of creditors. The firm represents:

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Chapter 7 Trustees: We assist the trustee in taking possession and control of the assets of the debtor and proceeds to administer them in the best interest of the bankruptcy estate. We provide legal advice on all aspects of a Chapter 7 case, including the claims allowance and distribution process, asset administration, and litigation matters.

Chapter 11 Trustees: We work collaboratively with Chapter 11 trustees from the moment they are appointed and we assist and advise the trustees regarding the takeover of a businesses, asset preservation, and the operations of a business. We provide legal guidance and assistance in the development of a plan of reorganization.

Plan Trustees: When appointed pursuant to a plan, we assist plan trustees in implementing the plan and ensuring that assets are administered and distributions are made properly pursuant to the plan.

Liquidating Trustees: We assist trustees in liquidating assets that remain in liquidation. These types of trustees may commence complex litigation matters that require the assistance of counsel.

Some cases our attorneys have handled include:

- Chapter 11 trustee of Sonya D. International, Inc., Hazlaha LLC and Sonya Dakar, where the trustee ran the operations of a skin care clinic, investigated the business operations and inter-company transfers, and facilitated a complex settlement which will result in payment in full to creditors.
- Counsel for Chapter 11 trustee, and thereafter successor chapter 7 trustee, in the bankruptcy case of Persistence Capital, LLC, involving the unwinding of a Ponzi scheme, where the debtor sold a fictitious investment product related to pools of life insurance policies. We assisted the trustee in establishing the nature of fraud, unwinding a series of complex financial transactions, tracing the funds, and pursuing litigation to recover funds in the case. The principals of this debtor were both ultimately convicted and sentenced.
- Counsel for Chapter 11 trustee and thereafter the successor chapter 7 trustee, in the bankruptcy case of Eonxchange, LLC, where our attorneys investigated the fraudulent Ponzi-like activity of the debtor related to an emission credit trading program through the SCAQMD where over \$90 million was misappropriated from customers and investors. Substantial funds were recovered for the benefit of the creditors and the principal of the debtor was ultimately convicted.
- Counsel for Chapter 11 and Chapter 7 trustees in a multitude of bankruptcy cases, handling:

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- ▶ tracing funds
- ▶ selling real estate
- ▶ prosecuting fraudulent conveyance and preference litigation
- ▶ addressing countless administrative issues arising in those cases.

State Court Receiverships

We have experience assisting state court receivers in managing, preserving, and liquidating the receivership estate; including preparing receiver certificates to ensure payment of receiver fees and costs and bringing appropriate motions in state court to advance the objectives of the receivership estate in a cost-effective and diligent manner.

Some cases our attorneys have handled include:

- ▶ Counsel for state court appointed receiver in *Strand Capital Corp. v. Quigg LA14, LLC*, Case No. BC 649687 (Los Angeles Sup. Ct).
- ▶ Counsel for state court appointed receiver in a fraud litigation matter, reconstructing missing records and tracing over \$9 million of funds removed by the defendant prior to the receiver's appointment.

Types of Fiduciary Services

General Counsel and Administration Professional Services

Our firm serves as general counsel for different types of fiduciaries, and we are well-qualified to handle most issues that arise in these cases such as:

- ▶ Taking over a business and preserving available assets and records
- ▶ Assisting in the investigation of missing assets and reconstruction of records in aid of investigation
- ▶ Handling the administrative aspects of small to large cases, involving hundreds of millions of dollars and thousands of creditors

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- › Setting up channels of communications, including websites, to aid the fiduciary in efficiently communicating with large numbers of creditors and investors
- › Providing proper notices and insuring proper accounting and administrative procedures are put in place
- › Reviewing and objecting to claims
- › Reviewing and responding to potential adverse motions such as motions for relief from stay or objections to plans of reorganization or distribution
- › Analyzing and constructing potential litigation claims for the receiver

Asset Management

The assets in a bankruptcy or receivership case can consist of almost anything: real property, mortgage interests, securities, commodities, cryptocurrency, and tangible assets. We have seen almost everything and can assist in all aspects of asset management such as:

- › Identifying the assets
- › Ensuring that the assets are protected and preserved
- › Evaluating potential secured interests against the assets
- › Identifying any specialists, brokers or marketing assistance required to maximize the value of the assets
- › Preparing documentation required for court approval of asset dispositions, whether abandonment or sales
- › Communicating with prospective buyers and interested parties in connection with asset sales

Litigation

When the assets are insufficient to cover the claims, as is all too often the case, fiduciaries look for other culpable parties to try to increase the proceeds available for creditors or defrauded victims. Our firm's litigators are experienced in both identifying, prosecuting and defending litigation claims, and we evaluate standing issues and possible defenses right up front. The firm offers flexible fee arrangements for fiduciaries, which eases the financial burden for the estate. The firm handles all types of litigation claims in fiduciary cases, the most common of which are:

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- Officer and director liability claims
- › Professional negligence and malpractice claims – these most commonly arise against attorneys, auditors, accountants, financial institutions, and sales agents
- › Commercial tort claims for misconduct based on negligence, breach of fiduciary duty, fraud, aiding and abetting claims, conflicts of interest or misappropriation
- › Commercial claims, which involve issues such as contract, lease, and insurance disputes
- › Collection matters

Real Estate and Transactional Services

Receivership, restructurings and liquidations often involve real estate or real estate-related issues. Our firm has deep real estate experience and we are well-equipped to handle most issues that arise. When fiduciaries hold real property, many issues can arise that require legal assistance, including:

- › Documenting purchase and sale agreements
- › Managing and preserving property pending disposition
- › Providing guidance regarding necessary accounting
- › Collecting rents
- › Reviewing or drafting agreements with service providers
- › Reviewing or preparing leases
- › Addressing any licensing or regulatory issues
- › Ensuring compliance with health and safety regulations
- › Evaluating any environmental issues
- › Dealing with abandoned property or abandoning property
- › Removing or settling disputed liens
- › Assist with obtain court approval regarding material actions relating to real property, including sales
- › Addressing potential tax issues

Practice Areas

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ENVIRONMENTAL, LAND USE, AND NATURAL RESOURCES >

AFFORDABLE HOUSING >

ENTERTAINMENT & MEDIA >

WEALTH PRESERVATION, TAX AND SUCCESSION PLANNING >

BANKRUPTCY >

CORPORATE, FINANCE, SECURITIES & M&A >

FIDUCIARY REPRESENTATION SERVICES >

INTELLECTUAL PROPERTY >

LABOR & EMPLOYMENT >

PRIVATE CLIENT SERVICES >

REAL ESTATE >

RESTAURANT & HOSPITALITY >

TRIALS, LITIGATION & DISPUTE RESOLUTION >

Select a Practice Area 



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Kathy B

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EXHIBIT 2

KATHY BAZOIAN PHELPS

PARTNER

- ✉ kphelps@raineslaw.com
- ☎ 310-424-4080
- 📄 Download vCard



Kathy Bazoian Phelps has been a lawyer since 1991 and is currently a partner at Raines Feldman Littrell LLP in the Los Angeles office. In addition to individually serving as a fiduciary in certain matters, Kathy practices in the area of insolvency law, fiduciary representation, and fraud litigation, where she represents federal equity and state court receivers and bankruptcy trustees. Kathy frequently serves as special litigation counsel for fiduciaries and interested parties in fraud-related litigation, cases arising out of receivership and bankruptcy as well as parallel criminal and civil forfeiture proceedings. She is particularly knowledgeable about the administration of Ponzi scheme cases and has extensive litigation experience in claims arising in these types of cases.

Kathy has lectured widely and written on bankruptcy and receivership matters, with a focus on Ponzi schemes. Her book entitled *The Ponzi Book: A Legal Resource for Unraveling Ponzi Schemes*, co-authored with Hon. Steven Rhodes, has garnered national and international attention as the authoritative work on Ponzi scheme law.

In addition to her roles as lawyer, speaker and author, Kathy also serves as a mediator and is currently on the mediation and arbitration rosters for the Financial Industry Regulatory Authority, as well as the Bankruptcy Mediation Panel for the Central District of California and the Bankruptcy Mediation Panel for the District of Arizona.

Kathy's personal interests and accomplishments include extensive travel and the study of the Chinese Mandarin language.

SIGNIFICANT ENGAGEMENTS & TRANSACTIONS +

- Court-appointed Receiver at the request of the SEC in *SEC v. Bivona et al.*, Case No. 3:16-cv-01386-EMC (N.D. Cal.).
- Court-appointed Receiver at the request of the CFTC in *CFTC v. Denari Capital LLC, et al.*, Case No. 19-cv-07284-EMC (N.D. Cal.).
- Lead counsel for Bradley D. Sharp, the court-appointed receiver at the request of the SEC in *SEC v. Direct Lending Investments, LLC*, Case No. 2:19-cv-02188-DSF-MRW.
- Lead counsel for Robert P. Mosier, the court-appointed receiver requested by the SEC in *SEC v. Capital Cove Bancorp, LLC, et al.*, Case No. CV15-00980-JLS(JCx) (C.D. Cal.).
- Lead counsel for Robert P. Mosier, the court-appointed receiver requested by the SEC in *SEC v. Secured Capital Investments et al.*, Case No. CV15-01792-VAP(KKx) (C.D. Cal.).
- Lead counsel for David A. Gill, the court-appointed receiver requested by the SEC in *SEC v. Diversified Lending Group, Inc.*, Case No. 09-01533-R-(JTLx).
- Local counsel for Melanie E. Damian, the court-appointed receiver at the request of the Federal Trade Commission in *FTC v. On Point Global, LLC et al*, Case No. 19-25046-Civ-Scola (S.D. Fla.).
- Local litigation counsel for Melanie E. Damian, the court-appointed receiver requested by the Commodities Futures Trading Commission in *CFTC v. Hunter Wise*

Areas of Practice

FIDUCIARY REPRESENTATION SERVICES ➤

TRIALS, LITIGATION & DISPUTE RESOLUTION ➤

BANKRUPTCY ➤

EDUCATION

- Pomona College (B.A. 1988)
- University of California at Los Angeles (J.D. 1991)

ADMISSIONS

- State Bar California, 1991
- United States District Court, Central District of California, 1991
- United States District Court, Southern District of California, 2011
- United States District Court, Eastern District of California, 2011
- United States District Court, Northern District of California, 2012
- United States District Court, Western District of Michigan, 2010

Commodities LLC et al., Case No. 12-CV-81311 (S.D. Fla.).

- › Local Litigation Counsel for Burton Wiand, the court-appointed receiver requested by Commodities Futures Trading Commission in *CFTC v. Equialt LLC*, Case no. 8:20-cv-00325-T-35AEP (M.D. Fla.).
- › Local counsel for Mark Dottore, appointed as receiver in the case of *Digital Media Solutions LLC v. South University of Ohio LLC, et al.*, Case No. 1:19-cv-145 (E.D. Ohio).
- › Lead counsel for Stephen J. Donell, the court-appointed receiver at the request of the Federal Trade Commission in *FTC v. Allied Wallet, Inc., et al.*, Case No. 2:19-CV-4355-SVW-E (C.D. Cal.).
- › Lead counsel for Stephen J. Donell, the court-appointed receiver at the request of the Federal Trade Commission in *FTC v. First Time Credit Solutions, Corp, et al.* Case No. CV15-01921 (DDP (PJWx)).
- › Special litigation counsel for Chapter 7 trustee in Fox Ortega Enterprises, Inc. dba Premier Cru in prosecuting portfolio of fraudulent transfer litigation on a contingency basis.
- › Chapter 11 trustee of Sonya D. International, Inc., Hazlaha LLC and Sonya Dakar, where Kathy ran the operations of a skin care clinic, investigated the business operations and inter-company transfers, and facilitated a complex settlement which will result in payment in full to creditors.
- › Counsel for group of defrauded investors in alleged Ponzi scheme bankruptcy case of Vincent Singh and Perfect Financial Corp., defending them against the Chapter 7 trustee's fraudulent transfer, preference and usury claims.
- › Counsel for state court appointed receiver in *Strand Capital Corp. v. Quigg LA14, LLC*, Case No. BC 649687 (Los Angeles Sup. Ct).
- › Counsel for state court appointed receiver in Unicorp, Inc., a fraud litigation matter, reconstructing missing records and tracing over \$9 million of funds removed by the defendant prior to the receiver's appointment.
- › Counsel for Chapter 11 trustee, and thereafter successor Chapter 7 trustee, in the bankruptcy case of Persistence Capital, LLC, involving the unwinding of a Ponzi scheme, where the debtor sold a fictitious investment product related to pools of life insurance policies. Kathy assisted the trustee in establishing the nature of fraud, unwinding a series of complex financial transactions, tracing the funds, and pursuing litigation to recover funds in the case. The principals of this debtor were both ultimately convicted and sentenced.
- › Counsel for Chapter 11 trustee and thereafter the successor Chapter 7 trustee, in the bankruptcy case of Eonxchange, LLC, where she investigated the fraudulent Ponzi-like activity of the debtor related to an emission credit trading program through the SCAQMD where over \$90 million was misappropriated from customers and investors. Substantial funds were recovered for the benefit of the creditors and the principal of the debtor was ultimately convicted.
- › Counsel for Chapter 11 and Chapter 7 trustees in a multitude of bankruptcy cases, handling:
 - › operating going concern businesses
 - › winding down various types of businesses
 - › tracing funds
 - › selling real estate
 - › prosecuting fraudulent conveyance and preference litigation
 - › addressing countless administrative issues arising in those cases

RECENT AWARDS & DISTINCTIONS +

- › 2020 President's Award, National Association of Federal Equity Receivers
 - › 2018 International Advisory Award: Business Insolvency and Restructuring Lawyer of the Year in California
 - › American College of Bankruptcy, Fellow, Inducted into the 27th Class, March 2016
 - › American Bankruptcy Institute, Committee Member of the Year, April 2016
 - › The International Who's Who of Asset Recovery Lawyers, 2013 – 2019
 - › Super Lawyers, 2007, 2009, 2010, 2013-2021
 - › Super Lawyers Top Women 2016, 2017
 - › Martindale Hubble AV Preeminent Attorney 2016-2021
 - › Best Lawyers in America, Bankruptcy and Creditor Debtor Rights/Insolvency and Reorganization Law, 2019-2021
-

- › *Ponzi-Proof Your Investments: An Investor's Guide to Avoiding Ponzi Schemes and Other Fraudulent Scams* (IRR Publishing 2013)
- › *Fraud and Forensics: Piercing Through the Deception in a Commercial Fraud Case*, co-author (American Bankruptcy Institute 2015)
- › *The Depths Of Deepening Insolvency: Damage Exposure For Officers, Directors and Others*, co-authored with Prof. Jack F. Williams (American Bankruptcy Institute 2013)
- › Author of *The Ponzi Scheme Blog* at theponziscHEMEblog.com
- › *In Pari Delicto: Solutions to an Inequity Plaguing Bankruptcy Trustees and Innocent Creditors*, co-author, published in *Norton Annual Survey of Bankruptcy Law*(West 2015)
- › *Equity Receivers and the In Pari Delicto Defense*, published by the American Bar Association in the May 2014 volume of *The Business Lawyer*.
- › *Handling Claims in Ponzi Scheme Bankruptcy and Receivership Cases*, 42 Golden Gate U. L. Rev. 567 (2012)
- › *What Do You Do When the Feds Come For Your Assets? Third-Party Claims in Forfeiture Proceedings*, American Bar Association Business Law Section's Online Resource, *Business Law Today* (June 21, 2012)
- › *Liability of Professionals and Insiders in Ponzi Schemes*, 27 CEB Cal. Bus. L. Prac. 22 (Winter 2012)
- › *Emergence of Mareva by Letter: Banks' Liability to Non-Customer Victims of Fraud*, *Business Law International*, Vol. 12 No. 2 (May 2011)

PROFESSIONAL AFFILIATION



- › National Association of Federal Equity Receivers
- › Board of Directors, 2012 – 2014, October 2016 to present
- › Secretary, 2019 to present
- › Co-Chair, Conference Committee, 2012 to 2020, presently a member
- › Chair, Judicial Outreach Committee, 2016 to 2019, presently a member
- › Member, Nominating Committee, 2016 to 2019
- › Member, Regional Dinner Committee, 2017 to present
- › California Receivers Forum, Los Angeles/Orange County Chapter
- › Editor in Chief of *Receivership News*, 2012 to present
- › Secretary, 2010 – 2012
- › Board of Directors, 2010 to present
- › American Bankruptcy Institute
- › Board of Directors, 2017 to 2020
- › Member, Publications Committee, 2017 – 2019
- › Co-Chair of Commercial Fraud Committee, April 2015 to 2017
- › Special Task Director of Commercial Fraud Committee, 2013-2015
- › American College of Bankruptcy
- › Fellow, Class of 2016
- › Co-Chair of Ninth Circuit Distinguished Law Student Award Committee, 2017 to present
- › Member, Finance Committee, 2018 to present
- › Member, International Chamber of Commerce FraudNet global network, 2012-2015, icc-fraudnet.org
- › American Bar Association, White Collar Crime, Asset Forfeiture and Business Bankruptcy Subcommittee focused on parallel insolvency and criminal proceedings, 2012 to 2018
- › National Association of Bankruptcy Trustees, Member
- › Armenian Bar Association, Member
- › Los Angeles Bankruptcy Forum, Member

INSIGHTS



- › [Kathy Bazoian Phelps Quoted in Washington Examiner Article on Campaigns that Donate Contributions Received from Sam Bankman-Fried](#)
- › [Kathy Bazoian Phelps Quoted in Washington Examiner on FTX Collapse](#)
- › [Kathy Bazoian Phelps Quoted in San Diego Tribune on Gina Champion-Cain's \\$400M Ponzi scheme](#)
- › [Kathy Bazoian Phelps Named to Daily Journal's 2022 Top Bankruptcy Lawyers List](#)
- › [Seven Robert Feldman Attorneys Named to 2023 Best Lawyers Guide](#)

- › [How to Spot a Psychopath](#)
 - › [Raines Feldman Attorneys Recognized in 2022 Edition of Best Lawyers in America](#)
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EXHIBIT 3

Raines Feldman

Billing Rate Listing

as of 09/14/23

Name	Prof Type	Office	Practice Group	2023 Rate
Andrew Raines	Partner	Century City	General Real Estate	840.00
Andrew Tavel	Partner	New York	Entertainment Law	775.00
Alexander T. Edmondson	Partner	Chicago	Wealth Preservation, Tax and Succession	595.00
Ayal Bainvoll	Partner	Century City	General Real Estate	675.00
Bambi Clark	Paralegal	Century City	Bankruptcy	400.00
Beth Schroeder	Partner	Century City	Employment	750.00
Camilla Chan	Partner	Century City	Complex Litigation	725.00
Carolynn H.G. Callari	Partner	New York	Bankruptcy	895.00
Carly Feldman	Paralegal	New York	Complex Litigation	280.00
Christina McPhaul	Associate	New York	Receivership and Fiduciary Representation	550.00
Christopher J. Horvay	Counsel	Chicago	Bankruptcy	730.00
Clare T. McKeown	Associate	Chicago	Wealth Preservation, Tax and Succession	500.00
Clif McFarland	Partner	Century City	Environmental	705.00
Daniel Avalos	Associate	Century City	Corporate	450.00
D. Matthew Richardson	Counsel	Century City	Corporate	920.00
Dana Newman	Counsel	Century City	Corporate	525.00
David C. Klein	Partner	Century City	General Real Estate	650.00
David Forsh	Partner	New York	Bankruptcy	750.00
David M. Madden	Counsel	Chicago	Bankruptcy	540.00
David Schwartz	Partner	Century City	IP	740.00
Deanna Whitestone	Counsel	Century City	Corporate	650.00
Debra Best	Partner	Century City	General Real Estate	610.00
Derek Dundas	Partner	Irvine	Corporate	890.00
Donna Mo	Associate	Century City	General Real Estate	550.00
Douglas J. Antonio	Counsel	Chicago	General Real Estate	845.00
Duccio Mortillaro	Partner	Century City	Corporate	815.00
Eric B. Blum	Partner	Century City	General Real Estate	750.00
Eric J. Peterman	Counsel	Chicago	Corporate	635.00
Erik Grubbs	Administrator	Century City	IT	275.00
Freda Tjoarman	Associate	Century City	Employment	550.00
Gianluigi Esposito	Partner	New York	Corporate	825.00
Gregg B. Shulklapper	Partner	New York	Corporate	825.00
Hamid R. Rafatjoo	Partner	Irvine	Bankruptcy	1,050.00
Howard K. Alperin	Partner	Century City	Complex Litigation	735.00
Howad M. Helsingier	Partner	Chicago	Wealth Preservation, Tax and Succession	735.00
Ira S. Neiman	Counsel	Chicago	Wealth Preservation, Tax and Succession	725.00
Jacqueline D. Gibson	Associate	Chicago	General Real Estate	300.00
Jennifer L. Sherpan	Paralegal	Chicago	General Real Estate	315.00
Jessica Lee	Counsel	Century City	General Real Estate	625.00
John C. Martin	Partner	Chicago	Complex Litigation	630.00
John S. Cha	Partner	Irvine	Complex Litigation	775.00
Johnathan Jianu	Associate	Century City	Corporate	550.00
Jonathan Littrell	Partner	Century City	Corporate	890.00
Jonathan Richter	Partner	Century City	Corporate	750.00

Joshua C. Williams	Associate	Century City	Complex Litigation	500.00
Kathryn C. Nadro	Partner	Chicago	Complex Litigation	555.00
Kathy B. Phelps	Partner	Century City	Receivership and Fiduciary Representation	760.00
Kelly D. DeBari	Paralegal	Chicago	Wealth Preservation, Tax and Succession	315.00
Laith D. Mosely	Partner	Century City	Complex Litigation	725.00
Laura Brant	Counsel	Remote	General Real Estate	750.00
Lauren Moeis	Paralegal	Century City	Employment	300.00
Lauren J. Katunich	Partner	Century City	Employment	650.00
Lauren Woods	Paralegal	Century City	Corporate	425.00
Leticia M. Kimble	Partner	Century City	Complex Litigation	575.00
Manuel A. Valle	Associate	New York	Corporate	480.00
Mark S. Melikian	Partner	Chicago	Bankruptcy	735.00
Marshal P. Wilke	Counsel	Century City	General Real Estate	610.00
Matthew B. Schiff	Partner	Chicago	Employment	680.00
Matthew Connor	Associate	Century City	Complex Litigation	375.00
Matthew Pate	Associate	Century City	Employment	525.00
Michael Gould	Partner	Century City	Corporate	800.00
Michelle M. Huhnke	Partner	Chicago	Wealth Preservation, Tax and Succession	725.00
Miles Feldman	Partner	Century City	Complex Litigation	850.00
Mitchell Cohen	Partner	Century City	Corporate	890.00
Nathan M. Carle	Partner	Irvine	Complex Litigation	600.00
Nicole Kardassakis	Associate	Century City	Employment	535.00
Nicole L. Halle	Counsel	Century City	General Real Estate	600.00
Norman B. Newman	Counsel	Chicago	Bankruptcy	740.00
Phillip R. Maltin	Partner	Century City	Commercial & Employment Risk Control	800.00
Rachael Berman	Partner	Century City	Complex Litigation	640.00
Rami Yanni	Partner	Century City	IP	750.00
Rebecca A. Foley	Partner	New York	Complex Litigation	700.00
Rebecca Dominici	Secretary	Chicago		290.00
Richard A. Sugar	Partner	Chicago	Wealth Preservation, Tax and Succession	845.00
Robert M. Shore	Partner	Century City	Complex Litigation	725.00
Ronald B. Grais	Counsel	Chicago	General Real Estate	850.00
Ronald E. Altman	Partner	Century City	General Real Estate	650.00
Russell Morris	Counsel	Remote	Complex Litigation	725.00
Sami I. Kazi	Associate	Century City	Corporate	450.00
Shaun O. Kwon	Partner	Century City	General Real Estate	680.00
Sheila Blake	Paralegal	Century City	Employment	225.00
Simon Miller	Partner	New York	Complex Litigation	895.00
Stacie R. Smiley	Counsel	Century City	General Real Estate	625.00
Steven A. Felsenthal	Partner	Chicago	Wealth Preservation, Tax and Succession	845.00
Steven G. Wolff	Partner	Century City	General Real Estate	695.00
Sydni Wynter	Clerk	Century City	Summer Clerk	150.00
Tammy D. Lorenzetti	Paralegal	Chicago	Employment	280.00
William Hochberg	Partner	Century City	Entertainment Law	690.00
William F. McGuinn	Partner	Chicago	General Real Estate	690.00
William Rollins	Counsel	Remote	Complex Litigation	675.00
Yael Harstein	Counsel	Century City	General Real Estate	600.00

EXHIBIT 4



1900 Avenue of the Stars, 19th Floor
 Los Angeles, CA 90067
 (310) 440-4100
 www.raineslaw.com
 Federal Tax ID: 20-4515337

Invoice Date: 10/4/2023
Invoice Number: 112223

Stapleton Group Inc.
 David Stapleton, Receiver, Receiver
 515 South Flower Street
 18th Floor
 Los Angeles, CA 90071

7232-001 / Automators LLC receivership

Professional Services			Hours	Rate	Amount
09/19/2023	KBP	Tel conf with Receiver's team re records, immediate action items	0.40	646.00	258.40
09/19/2023	KBP	Review and respond to emails re document and asset issues	0.30	646.00	193.80
09/19/2023	KBP	Review former receiver's report	0.50	646.00	323.00
09/19/2023	KBP	Review email and documents re recording real property notice	0.20	646.00	129.20
09/19/2023	KBP	Review and revise demand letters for records	0.40	646.00	258.40
09/20/2023	KBP	Review and respond to emails re document production	0.20	646.00	129.20
09/20/2023	KBP	Tel conf with K. Johnson and J. Diiorio re meeting with Chapman counsel, records	0.30	646.00	193.80
09/20/2023	KBP	Review emails re inspection of house	0.10	646.00	64.60
09/20/2023	KBP	Prepare Notice of Pendency of Receivership for recording to preserve property	0.40	646.00	258.40
09/20/2023	KBP	Draft memo re disposition of property	0.10	646.00	64.60
09/20/2023	KBP	Review and revise letters re demand for documents, former receiver	0.50	646.00	323.00
09/21/2023	KBP	Meeting with Receiver team and Chapman's counsel re records, house	0.80	646.00	516.80
09/21/2023	KBP	Meeting with J. Diiori and K. Johnson re pending matters, strategy	0.30	646.00	193.80
09/21/2023	KBP	Review LLC Enterprises litigation, pending motion	0.20	646.00	129.20
09/21/2023	KBP	Review information re Henry v Cresto, draft memo re stay	0.20	646.00	129.20
09/21/2023	KBP	Review email re receivership website, defendants position re documents	0.10	646.00	64.60

09/21/2023	KBP	Review email re property expenses	0.10	646.00	64.60
09/21/2023	KBP	Review information re Gaviota property, expenses	0.30	646.00	193.80
09/21/2023	KBP	Review lender information, draft stay letter	0.30	646.00	193.80
09/22/2023	KBP	Telephone conference with D. Stapleton regarding status of case, various issues	0.10	646.00	64.60
09/22/2023	KBP	Review and respond to email regarding redaction request for website	0.10	646.00	64.60
09/22/2023	KBP	Emails regarding rejection of recording regarding real property	0.20	646.00	129.20
09/22/2023	KBP	Review documents and draft email regarding notice of stay	0.20	646.00	129.20
09/25/2023	KBP	Meeting with Receiver team and CFTC team re pending matters	1.20	646.00	775.20
09/25/2023	KBP	Draft letter to lender regarding stay	0.30	646.00	193.80
09/25/2023	KBP	Prepare Notice of Stay regarding Cohen	0.30	646.00	193.80
09/25/2023	KBP	Meeting with Receiver team, M. Dunn and C. Hawkins	0.80	646.00	516.80
09/25/2023	KBP	Review documentation regarding assignments	0.40	646.00	258.40
09/25/2023	KBP	Review Cohen litigation, draft email to Assignee regarding sales agreement	0.30	646.00	193.80
09/25/2023	KBP	Draft punch list of immediate legal matters	0.30	646.00	193.80
09/25/2023	KBP	Communications with J. Danner re loan	0.10	646.00	64.60
09/25/2023	KBP	Telephone conference with K. Johnson regarding recording of notice of receivership	0.10	646.00	64.60
09/25/2023	KBP	Review loan documents, prepare for meeting with lender	0.40	646.00	258.40
09/26/2023	KBP	Meeting regarding Florida ABC, meeting with Receiver team	1.30	646.00	839.80
09/26/2023	KBP	Telephone conf with J Danner regarding loan, stay against property	0.40	646.00	258.40
09/26/2023	KBP	Telephone conf with Barbara regarding Gaviota loan, review loan documents	0.50	646.00	323.00
09/26/2023	KBP	Revise notice of receivership to record	0.30	646.00	193.80
09/26/2023	KBP	Draft memo regarding discussions with lender and assistant regarding loan	0.40	646.00	258.40
09/26/2023	KBP	Draft letter to Ascend regarding return of funds	0.30	646.00	193.80
09/27/2023	CRM	Conducted research on ABC statute in Florida; drafted memo and sent to K. Phelps	5.20	467.50	2,431.00
09/27/2023	KBP	Review correspondence regarding stock purchase agreement regarding D. Cohen	0.20	646.00	129.20
09/27/2023	KBP	Telephone conf with J. Feldman regarding fraudulent transfer actions	0.30	646.00	193.80
09/27/2023	KBP	Review and have notarized notice of receivership for recording	0.20	646.00	129.20

09/27/2023	KBP	Draft memo to client regarding pending matters, documents needed	0.40	646.00	258.40
09/27/2023	KBP	Draft email to defendants' counsel regarding Cohen purchase agreement	0.20	646.00	129.20
09/27/2023	KBP	Review research regarding ABC, draft follow up memo	0.50	646.00	323.00
09/28/2023	CRM	Reviewed email from K. Phelps regarding Florida ABC law; conducted research and responded to email	0.40	467.50	187.00
09/28/2023	KBP	Research regarding Florida ABC, review memo and statute	1.50	646.00	969.00
09/28/2023	KBP	Telephone conference with D.Talerico regarding D. Baldastraus	0.30	646.00	193.80
09/28/2023	KBP	Draft notes regarding D. Baldastraus	0.10	646.00	64.60
09/28/2023	KBP	Review and forward notice regarding no recording of notice of receivership	0.10	646.00	64.60
09/28/2023	KBP	Telephone conference with K Johnson regarding recording of notice of receivership	0.10	646.00	64.60
09/28/2023	KBP	Review and forward email from FTC taint team regarding privilege review	0.10	646.00	64.60
09/28/2023	KBP	Draft memo regarding ABC options	1.30	646.00	839.80
09/28/2023	KBP	Initial review of privilege log, memo to client	0.30	646.00	193.80
09/28/2023	KBP	Draft email to M. Zweiback regarding D. Cohen purchase agreement	0.10	646.00	64.60
09/29/2023	CRM	Revised memo to client; conducted research; sent comments to K. Phelps	2.50	467.50	1,168.75
09/29/2023	KBP	Revise Notice of Pendency of Action for recording	0.20	646.00	129.20
09/29/2023	KBP	Review and respond to emails regarding bond	0.10	646.00	64.60
09/29/2023	KBP	Meeting with J. Diiorio and K. Johnson re pending matters	0.90	646.00	581.40
09/29/2023	KBP	Draft email to Cohen counsel, notice of stay	0.20	646.00	129.20
09/29/2023	KBP	Review and respond to emails regarding privilege log	0.10	646.00	64.60
09/29/2023	KBP	Review and respond to letter from K. Marcus regarding documents produced, stay	0.10	646.00	64.60
09/29/2023	KBP	Draft memo regarding filing notice of pendency of action	0.10	646.00	64.60
09/30/2023	KBP	Review pleadings, documents, to identify legal action required	2.20	646.00	1,421.20
09/30/2023	KBP	Revise memo regarding ABCs, draft memo to client re pending matters	1.60	646.00	1,033.60

19,872.15

Sub-total Fees: \$19,872.15

Rate Summary

Christina McPhaul	8.10 hours at \$467.50/hr	\$3,786.75
Kathy B. Phelps	24.90 hours at \$646.00/hr	\$16,085.40

Total hours: 33.00 \$19,872.15

Total Current Billing: \$19,872.15
Total Now Due: \$19,872.15

Payment Terms: Due Upon Receipt

Payment Options:

Pay Online:

Bill.com: <https://app.bill.com/p/rainesfeldmanllp>

Credit Card: <https://secure.lawpay.com/pages/rainesfeldman/operating>

Pay by Wire/ACH:

Citibank, N.A.
Routing No.: 321171184
Account No.: 208211219
BIC/Swift Code: CITI US 33
Account Title: Raines Feldman LLP
Client Name & Invoice #

Pay by Check via Mail:

Raines Feldman Littrell LLP
File 2549
1801 W Olympic Blvd
Pasadena, CA 91199-2549



1900 Avenue of the Stars, 19th Floor
Los Angeles, CA 90067
(310) 440-4100
www.raineslaw.com
Federal Tax ID: 20-4515337

Invoice Date: 11/6/2023
Invoice Number: 112958

Stapleton Group Inc.
David Stapleton, Receiver, Receiver
515 South Flower Street
18th Floor
Los Angeles, CA 90071

7232-001 / Automators LLC receivership

Professional Services			Hours	Rate	Amount
10/01/2023	KBP	Review emails from Receiver team re assignments, Cohen, documentation	0.20	646.00	129.20
10/02/2023	CRM	Reviewed email communications and client memo regarding case status and next steps	0.20	467.50	93.50
10/02/2023	KBP	Review email regarding taint team review of documents	0.10	646.00	64.60
10/02/2023	KBP	Review communications with FTC regarding property, recorded order	0.20	646.00	129.20
10/02/2023	KBP	Research regarding filing lis pendens, review notice of filing	0.20	646.00	129.20
10/02/2023	KBP	Draft email regarding notice of stay	0.10	646.00	64.60
10/02/2023	KBP	Telephone conference with counsel for D. Cohen regarding litigation, ABCs	0.30	646.00	193.80
10/02/2023	KBP	Review documentation regarding potential claims and assets	0.20	646.00	129.20
10/02/2023	KBP	Draft memo to client regarding D. Cohen, ABCs	0.20	646.00	129.20
10/02/2023	KBP	Review and respond to email regarding accounting of cash transfers, property purchase	0.20	646.00	129.20
10/02/2023	KBP	Review and respond to email regarding notice of pendency of action	0.10	646.00	64.60
10/03/2023	CRM	Reviewed emails between K. Phelps and client regarding update after call with counsel and next steps	0.10	467.50	46.75
10/03/2023	CRM	Signed into Sharefile and downloaded bank statements	0.10	467.50	46.75
10/04/2023	KBP	Meeting with Receiver team regarding pending matters, ABCs, property	0.70	646.00	452.20
10/04/2023	KBP	Review and revise notices of stay for ABCs	0.20	646.00	129.20

10/04/2023	KBP	Telephone conference with J. Diiori, revise letter regarding use of property	0.50	646.00	323.00
10/04/2023	KBP	Review and forward notice in Cohen case regarding vacated CMC	0.10	646.00	64.60
10/04/2023	KBP	Draft letter to K. Marcus regarding Via Gaviota, emails to Receiver re property expenses	0.30	646.00	193.80
10/05/2023	KBP	Review and respond to email from K. Marcus re meeting on Via Gaviota	0.10	646.00	64.60
10/05/2023	KBP	Meeting with Receiver team and FTC regarding pending issues, prepare notes	0.90	646.00	581.40
10/05/2023	KBP	Draft email to Assignee counsel regarding ABCs, stay	0.20	646.00	129.20
10/06/2023	KBP	Review and forward updated privilege log	0.20	646.00	129.20
10/06/2023	KBP	Review and forward email regarding request for stay in Henry case	0.10	646.00	64.60
10/06/2023	KBP	Emails regarding Florida notices of stay, prepare revised notices	0.20	646.00	129.20
10/06/2023	KBP	Draft response to request regarding stay of Henry case	0.30	646.00	193.80
10/09/2023	KBP	Meeting with Chapman lawyers re use of Gaviota house	0.30	646.00	193.80
10/09/2023	KBP	Email re notices of stay in ABC	0.10	646.00	64.60
10/09/2023	KBP	Review email from K Marcus, respond re furnishings at property	0.20	646.00	129.20
10/09/2023	KBP	Review email regarding personal property at Gaviota	0.10	646.00	64.60
10/10/2023	KBP	Review and respond to emails regarding ABCs, records	0.20	646.00	129.20
10/11/2023	KBP	Draft email to J. Feldman regarding open issues regarding ABCs	0.10	646.00	64.60
10/11/2023	KBP	Telephone conference with Jake Diiori regarding turnover of house	0.30	646.00	193.80
10/11/2023	KBP	Draft email to K. Marcus regarding issues regarding Via Gaviota property	0.20	646.00	129.20
10/13/2023	KBP	Review and respond to emails regarding turnover of property	0.20	646.00	129.20
10/15/2023	KBP	Review email to FTC regarding storage unit, review and respond to K. Marcus email regarding storage	0.20	646.00	129.20
10/16/2023	KBP	Review email regarding storage, draft email to K. Marcus	0.20	646.00	129.20
10/16/2023	KBP	Telephone conference with Receiver, draft email to FTC regarding personal property of Chapmans	0.20	646.00	129.20
10/16/2023	KBP	Meeting with K. Johnson to discuss ABCs with J. Feldman (no show)	0.20	646.00	129.20
10/17/2023	KBP	Review email from FTC re personal property	0.10	646.00	64.60
10/17/2023	KBP	Draft email to J Feldman re documentation, ABCs	0.20	646.00	129.20
10/17/2023	KBP	Review Notice of transfer of case	0.10	646.00	64.60
10/17/2023	KBP	Draft email to K. Marcus regarding move out from property, review email from Receiver	0.20	646.00	129.20

10/17/2023	KBP	Review and respond to emails regarding storage facility	0.20	646.00	129.20
10/18/2023	KBP	Review email from J. Feldman regarding ABCs, documents	0.10	646.00	64.60
10/19/2023	KBP	Review and revise stipulation regarding personal property	0.40	646.00	258.40
10/20/2023	KBP	Initial review of documents from J. Feldman	0.60	646.00	387.60
10/22/2023	KBP	Review email from K. Marcus, revise order, draft email to FTC regarding stipulation re personal property	0.30	646.00	193.80
10/23/2023	KBP	Review email from FTC, revise stipulation regarding storage, draft email to K. Marcus	0.30	646.00	193.80
10/23/2023	KBP	Review modified join motion, send email to K Marcus regarding storage motion	0.10	646.00	64.60
10/25/2023	KBP	Review and forward order regarding storage	0.10	646.00	64.60
10/25/2023	KBP	Review and forward emails and notices regarding Via Gaviota property	0.20	646.00	129.20
10/25/2023	KBP	Review and send emails regarding vacating property, outstanding bills, information needed from former receiver	0.50	646.00	323.00
10/26/2023	DMM	Telephone conference and email with Kathy Bazoian Phelps regarding asset purchase agreement (0.1).	0.30	459.00	137.70
10/26/2023	KBP	Review order staying Cohen case	0.10	646.00	64.60
10/26/2023	KBP	Review emails regarding document production, ABCs	0.20	646.00	129.20
10/26/2023	KBP	Review and respond to emails regarding move out, loan proceeds accounting	0.40	646.00	258.40
10/26/2023	KBP	Telephone conference with D Madden, draft memo regarding agreement with ABCs	0.40	646.00	258.40
10/26/2023	KBP	Meeting with Receiver regarding house, pending matters	0.50	646.00	323.00
10/26/2023	KBP	Emails regarding APA with ABCs	0.20	646.00	129.20
10/27/2023	DMM	Drafting of asset purchase agreement (3.5).	3.50	459.00	1,606.50
10/27/2023	KBP	Review emails re privilege review	0.20	646.00	129.20
10/30/2023	DMM	Complete draft asset purchase agreement; email to Kathy Bazoian Phelps regarding same	1.90	459.00	872.10
10/30/2023	KBP	Review and forward email re move out date	0.10	646.00	64.60
10/30/2023	KBP	Review and respond to email from K. Johnson re move out protocol	0.10	646.00	64.60
10/30/2023	KBP	Review email regarding landscape work	0.10	646.00	64.60
10/31/2023	KBP	Review and respond to emails regarding move out, ABCs	0.20	646.00	129.20
10/31/2023	KBP	Review and comment on draft APA	1.00	646.00	646.00
					12,493.30
				Sub-total Fees:	\$12,493.30

Rate Summary

David M. Madden	5.70 hours at \$459.00/hr	\$2,616.30
Christina McPhaul	0.40 hours at \$467.50/hr	\$187.00
Kathy B. Phelps	15.00 hours at \$646.00/hr	\$9,690.00
Total hours:	<u>21.10</u>	<u>\$12,493.30</u>

Expenses

	Amount
10/01/2023 First Legal Network: SAN DIEGO CO. RECORDER; RECORDING FEE; Job Date: 09/29/2023; Order No. 5460447; Inv. #10674389	281.00
10/01/2023 First Legal Network: Raines Feldman LLP; RESEARCH-BRANCH SAME DAY; Job Date: 09/19/2023; Order No. 5447587; Inv. #10674389	139.96
10/01/2023 First Legal Network: SAN DIEGO CO. RECORDER; eFILING RUSH; Job Date: 09/27/2023; Order No. 5457060; Inv. #10674389	74.00
10/01/2023 First Legal Network: Raines Feldman LLP; COPY FEE; Job Date: 09/19/2023; Order No. 5447587; Inv. #10674389	28.00
10/01/2023 First Legal Network: SAN DIEGO CO. RECORDER; eFILING RUSH; Job Date: 09/29/2023; Order No. 5460447; Inv. #10674389	74.00
10/01/2023 First Legal Network: SAN DIEGO CO. RECORDER; eFILING IMMEDIATE; Job Date: 09/21/2023; Order No. 5450768; Inv. #10674389	110.25
10/04/2023 Capital One, N.A.: 9/21/2023 - LASC Transaction Search for Case Number by Name: CRESTO, ROMAN	1.00
10/04/2023 Capital One, N.A.: 9/21/2023 - LASC Transaction Search for Case Number by Name: HENRY, LAMONT	1.00
10/04/2023 Capital One, N.A.: 9/21/2023 - LASC Transaction Search for Case Number by Name: CRESTO, JOHN	1.00
10/15/2023 First Legal Network: 17TH JUDICIAL CIRCUIT BROWARD COUNT; FILING-FWD PDF SAME DAY; Job Date: 10/09/2023; Order No. 5470656; Inv. #10680657	212.22
10/15/2023 First Legal Network: 17TH JUDICIAL CIRCUIT BROWARD COUNT; FILING-FWD PDF SAME DAY; Job Date: 10/09/2023; Order No. 5470644; Inv. #10680657	212.22
Sub-total Expenses:	<u>\$1,134.65</u>
Total Current Billing:	\$13,627.95
Previous Balance Due:	\$19,872.15
Total Now Due:	<u>\$33,500.10</u>

Payment Terms: Due Upon Receipt

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