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Attorneys for Receiver  
 KRISTA L. FREITAG

UNITED STATES DISTRICT COURT  
 CENTRAL DISTRICT OF CALIFORNIA

FEDERAL TRADE COMMISSION,  
 Plaintiff,  
 vs.

IMPETUS ENTERPRISE, INC., a  
 California corporation, also d/b/a Aiding  
 Student Relief, Aiding Students &  
 Teachers, Aidnest, Avec Staffing, and  
 National Education Student and Teacher;  
 FIG TREE & CO., LLC, a California  
 limited liability company, also d/b/a  
 Aiding Student Relief, Aiding Students  
 & Teacher, and Aiding Students &  
 Teachers; TUAN DINH DUONG, a/k/a  
 Thomas Duong, a/k/a Thomas Dinh,  
 individually and as an officer of  
 IMPETUS ENTERPRISE, INC.;  
 BRENDA AVITIA-PENA, individually  
 and as an officer of IMPETUS  
 ENTERPRISE, INC. and FIG TREE &  
 CO., LLC; and BRIAN COLOMBANA  
 d/b/a FUTERO, individually and as an  
 officer of FIG TREE & CO., LLC,

Defendants,  
 NOEL SOLUTIONS, LLC, a Wyoming  
 limited liability company,  
 Relief Defendant.

Case No. 8:18-cv-01987-JLS-KES

**THIRD INTERIM FEE  
 APPLICATION OF ALLEN  
 MATKINS LECK GAMBLE  
 MALLORY & NATSIS LLP,  
 GENERAL COUNSEL TO THE  
 RECEIVER FOR PAYMENT OF  
 FEES AND REIMBURSEMENT OF  
 EXPENSES**

Date: September 27, 2019  
 Time: 10:30 a.m.  
 Ctrm.: 10A  
 Judge: Hon. Josephine L. Staton

1 Allen Matkins Leck Gamble Mallory & Natsis LLP ("Allen Matkins"),  
 2 general counsel to Krista L. Freitag ("Receiver"), the Court-appointed receiver for  
 3 Impetus Enterprise, Inc. ("Impetus") and Fig Tree & Co., LLC ("Fig Tree"), each of  
 4 their subsidiaries, affiliates, successors and assigns, including but not limited to  
 5 Capital Sun Investments, LLC (d/b/a Studora) and Premier Capital Investments,  
 6 LLC ("Receivership Entities"), hereby submits this third interim application for  
 7 approval and payment of fees and reimbursement of expenses ("Application"). This  
 8 Application covers the period from April 1, 2019, through June 30, 2019 ("Third  
 9 Application Period"), and seeks interim approval of \$12,224.25 in fees and \$812.65  
 10 in expenses, and an order authorizing the Receiver to pay, on an interim basis, 80%  
 11 of the fees incurred (\$9,779.40) and 100% of the expenses incurred. As it has  
 12 throughout this case, Allen Matkins has discounted its customary hourly rates by  
 13 10%.

## 14 I. INTRODUCTION

15 This equity receivership arises from the Complaint for Permanent Injunction  
 16 and Other Equitable Relief ("Complaint") (Dkt. No. 2) filed on November 6, 2018,  
 17 by the Federal Trade Commission ("FTC"). The Appointment Order confers full  
 18 powers of an equity receiver, including full power over all funds, assets, books,  
 19 records, and other real or personal property of the Receivership Entities. The  
 20 Appointment Order also authorizes the Receiver to "engage and employ attorneys,  
 21 accountants, appraisers, and other technical specialists" to assist her in the  
 22 performance of her duties. Dkt. 38, Section XIV(F).

23 The Receiver promptly determined that her experienced staff at E3 Realty  
 24 Advisors, Inc., dba E3 Advisors ("E3"), as well as experienced, qualified counsel  
 25 was critical due to the number of people involved, the transactional volume, and  
 26 complex issues facing the receivership estate. Accordingly, the Receiver has cost-  
 27 effectively used her team at E3 to assist in carrying out receivership duties and  
 28 engaged Allen Matkins to act as her counsel.

## II. FEE APPLICATION

This fee application should be read in conjunction with the Receiver's Fourth Interim Report ("Fourth Report") filed on July 31, 2019 (Dkt. No. 111), which describes in detail the Receiver's activities during the Third Application Period. This Application seeks interim approval of \$12,224.25 in fees for a total of 23.8 hours worked and payment on an interim basis of 80% of that amount, or \$9,779.40. The work performed is described task-by-task on Exhibit A and is broken down into the following categories:

Category	Hours	Amount
General Receivership	9.1	\$5,118.75
Asset Investigation & Recovery	12.3	\$5,755.50
Reporting	2.2	1,237.50
Claims & Distributions	0.2	\$112.50
Total Fees	23.80	\$12,224.25

Allen Matkins has worked diligently and efficiently to assist the Receiver with urgent legal issues facing the receivership estate. Allen Matkins' work has assisted the Receiver in carrying out her Court-ordered duties and the firm should be compensated on an interim basis.

## III. SUMMARY OF TASKS PERFORMED AND COSTS INCURRED

### A. Categories and Descriptions of Work

#### 1. General Receivership

This category includes Allen Matkins' work to advise the Receiver regarding developments in the ongoing litigation between the FTC and Defendants, and responses to inquiries and requests from the FTC and Defendants. The firm also advised the Receiver on the terms of the Superseding Second Preliminary Injunction Order (Dkt. 68) and assisted in preparing the Receiver's Statement of Qualification

1 and Rates pursuant to the Order. Dkt. 74. The reasonable and necessary fees for  
2 work in this category total \$5,118.75.

## 3 **2. Asset Investigation & Recovery**

4 Allen Matkins' time in this category focused on assisting the Receiver in  
5 investigating assets of the Receivership Entities, taking control of such assets, and  
6 gathering information on the identities of consumer victims of the Defendants'  
7 alleged misconduct, including issuing subpoenas for the production of documents  
8 and communicating with subpoena recipients to ensure their timely compliance.  
9 The reasonable and necessary fees for work in this category total \$5,755.50.

## 10 **3. Reporting**

11 Allen Matkins' time in this category focused on preparing the Receiver's  
12 Third Interim Report ("Third Report"), which was filed on April 29, 2019. Dkt.  
13 No. 87. The Third Report contains a detailed description of the Receiver's actions to  
14 implement the Court's orders, including cash recovered, a preliminary assessment of  
15 the Receivership Entities' operations, the scope of the enterprise, pending litigation  
16 matters, and consumer communications. The report also includes the Receiver's  
17 recommendations for the continued administration of the receivership estate. The  
18 reasonable and necessary fees for this work total \$1,237.50.

## 19 **4. Claims and Distributions**

20 Allen Matkins' time in this category focused on assisting the Receiver in  
21 preparing updates to the receivership website for the benefit of consumers. The  
22 reasonable and necessary fees for work in this category total \$112.50.

## 23 **B. Summary of Expenses Requested for Reimbursement**

24 Allen Matkins requests the Court approve reimbursement of \$812.65 in out-  
25 of-pocket costs. The itemization of such expenses is summarized below by  
26 category. The costs incurred by Allen Matkins during the Third Application Period  
27 are broken down by category as follows:  
28

Category	Total
Service of Process	\$607.75
Court Filing Fees/Recorder Fees/Secretary of State Fees (including associated messenger fees for delivery of documents)	\$203.90
Document Searches (incl. PACER, Lexis, Sec. of State)	\$1.00
<b>TOTAL</b>	<b>\$ 812.65</b>

#### IV. EVIDENCE OF RATES FOR RECEIVER'S COUNSEL

As part of its Superseding Second Preliminary Injunction entered on April 2, 2019, the Court directed the Receiver's counsel to provide competent evidence supporting the rates billed for its time. Dkt. 68, Part XX. Accordingly, the following chart reflects rates charged by counsel for receivers in federal receivership cases in this District and the Southern District of California that have been approved after application to the Court:

Case	Court and Case No.	Receiver's Counsel	Hourly Rates	Docket Nos.
SEC v. Lambert Van Tuig, et al.	U.S.D.C., Central District of California, Case No. 8:06-cv-00172-AHS-MLG	Sheppard, Mullin, Richter & Hampton LLP	\$195 to \$520	844 and 864
SEC v. Newpoint Financial Services, Inc., et al.	U.S.D.C., Central District of California, Case No 2:10-cv-00124-DDP-JEM	Ervin Cohen & Jessup LLP	\$220 to \$500	535 and 540
SEC v. Learn Waterhouse, Inc., et al.	U.S.D.C., Southern District of California, Case No, 3:04-cv-02037-W-DHB	Ervin Cohen & Jessup LLP	\$235 to \$575	729 and 732

1 2 3 4	FTC v. American Tax Relief LLC, et al.	U.S.D.C., Central District of California, Case No 2:11-cv- 06397-DSF-E	Loeb & Loeb	\$435 to \$650	480 and 495
5 6 7 8 9	SEC v. Titanium Blockchain Infrastructure Services Inc., et al.	U.S.D.C., Central District of California, 2:18-cv-04315-DSF- JPR	Holland & Knight	\$276.25 to \$722.50	76 and 80

10 Accordingly, Allen Matkins' hourly rates, which range from \$351.00 to  
11 \$562.50, with a blended hourly rate of \$513.62 for this fee application, are fair and  
12 reasonable in relation to the rates approved for receiver's counsel in similar matters  
13 in Southern California. Moreover, as the bills attached as Exhibit A reflect, less  
14 complex tasks such as issuing subpoenas and ensuring compliance therewith were  
15 delegated to a junior associate (Norman Aspis).

16 **V. THE FEES AND COSTS ARE REASONABLE**  
17 **AND SHOULD BE ALLOWED**

18 "As a general rule, the expenses and fees of a receivership are a charge upon  
19 the property administered." *Gaskill v. Gordon*, 27 F.3d 248, 251 (7th Cir. 1994).  
20 These expenses include the fees and expenses of this Receiver and his professionals,  
21 including Allen Matkins. Decisions regarding the timing and amount of an award of  
22 fees and costs to the Receiver and his Professionals are committed to the sound  
23 discretion of the Court. See *SEC v. Elliot*, 953 F.2d 1560, 1577 (11th Cir. 1992)  
24 (rev'd in part on other grounds, 998 F.2d 922 (11th Cir. 1993)).

25 In allowing fees, a court should consider "the time, labor and skill required,  
26 but not necessarily that actually expended, in the proper performance of the duties  
27 imposed by the court upon the receiver[], the fair value of such time, labor and skill  
28 measured by conservative business standards, the degree of activity, integrity and

1 dispatch with which the work is conducted and the result obtained." *United States v.*  
2 *Code Prods. Corp.*, 362 F. 2d 669, 673 (3d Cir. 1966) (internal quotation marks  
3 omitted). In practical terms, receiver and professional compensation thus ultimately  
4 rests upon the result of an equitable, multi-factor balancing test involving the  
5 "economy of administration, the burden that the estate may be able to bear, the  
6 amount of time required, although not necessarily expended, and the overall value of  
7 the services to the estate." *In re Imperial 400 Nat'l, Inc.*, 432 F.2d 232, 237 (3d Cir.  
8 1970). Regardless of how this balancing test is formulated, no single factor is  
9 determinative and "a reasonable fee is based [upon] all circumstances surrounding  
10 the receivership." *SEC v. W.L. Moody & Co., Bankers (Unincorporated)*,  
11 374 F. Supp. 465, 480 (S.D. Tex. 1974).

12 As a preliminary matter, the Appointment Order confers on the Receiver  
13 substantial duties and powers, including to conduct such investigation and discovery  
14 as is necessary to locate and account for all receivership assets, take such action as is  
15 necessary and appropriate to assume control over and preserve receivership assets,  
16 and employ attorneys and others to investigate and, where appropriate, institute,  
17 pursue, and prosecute all claims and causes of action of whatever kind and nature.  
18 *See* Appointment Order, Section III. The Receiver promptly determined that  
19 experienced, qualified counsel was necessary due to the complexity of legal issues  
20 facing the receivership estate.

21 Allen Matkins has submitted a detailed fee application, which describes the  
22 nature of the services rendered, and the identity and billing rate of each individual  
23 performing each task. *See* Exhibit A. Allen Matkins has endeavored to staff matters  
24 as efficiently as possible while remaining cognizant of the complexity of issues.  
25 The request for fees is based on Allen Matkins' customary billing rates charged for  
26 comparable services provided in other matters, less a 10% discount.

27 The work performed by Allen Matkins was essential to carrying out the  
28 Receiver's Court-ordered duties. The Receiver and Allen Matkins have worked



1 diligently since the Receiver's appointment to preserve and protect the assets of the  
 2 receivership estate and to investigate and recover sums held by or transferred to  
 3 third parties. Moreover, Allen Matkins seeks payment of only 80% of fees incurred  
 4 on an interim basis in recognition of the fact that its work in assisting the Receiver is  
 5 ongoing. Payment of the proposed 20% holdback will be sought at the conclusion  
 6 of the receivership. Allen Matkins' fees are fair and reasonable and should be  
 7 approved and paid on an interim basis.

## 8 VI. CONCLUSION

9 Allen Matkins therefore respectfully requests this Court enter an Order:

- 10 1. Approving Allen Matkins' fees, on an interim basis, of \$12,224.25;
- 11 2. Authorizing and directing the Receiver to pay 80% of approved fees, or
- 12 \$9,779.40, from the assets of the Receivership Entities;
- 13 3. Approving Allen Matkins' costs in the amount of \$812.65 and
- 14 authorizing and directing the Receiver to reimburse such costs in full; and
- 15 4. For such other and further relief as the Court deems appropriate.

16  
 17 Dated: July 31, 2019

ALLEN MATKINS LECK GAMBLE  
 MALLORY & NATSIS LLP

18 By: /s/ Edward Fates

19 EDWARD G. FATES  
 Attorneys for Receiver  
 KRISTA L. FREITAG  
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# EXHIBIT A

07/23/19 16:56:16 PROFORMA STATEMENT FOR MATTER 378119-00002 (Krista Freitag, as Receiver for Impetus Enterprise, Inc.) (General Receivership)

### ***Preliminary Billing Form***

Billing Atty: 001665 - Edward Fates

Matter #: 378119-00002

Matter Name: General Receivership

Date of Last Billing: 06-20-2019

Client Name: Krista Freitag, as Receiver for Impetus Enterprise, Inc.

Proforma Number 1422234

Client/Matter Joint Group # 378119-1

#### **Fees for Matter 378119-00002 (General Receivership)**

Trans Date	Index	Description of Service Rendered	Timekeeper	Hours	Fees	Sum	Circle Action
04/03/19	7799205	Review changes to superseding PI Order made by Court and advise Receiver regarding same (.3); work on statement of Receiver qualifications and rates and supporting declaration (1.1); discuss same with Receiver (.3); meet and confer with FTC counsel regarding same (.2); communications with counsel for J. Calderon, discuss same with Receiver (.2).	Fates, Edward	2.1	1,181.25	1,181.25	WO HD TR_____
04/05/19	7801554	Finalize statement of receiver's qualification and rates, supporting declaration and exhibit.	Fates, Edward	0.3	168.75	1,350.00	WO HD TR_____
04/15/19	7809655	Review FTC non-opposition to Receiver's permanent appointment and advise Receiver regarding same.	Fates, Edward	0.2	112.50	1,462.50	WO HD TR_____
04/16/19	7811068	Discuss FTC inquiries regarding IP addresses and Premier Capital with Receiver (.3); conference call with Receiver and FTC counsel (.4).	Fates, Edward	0.7	393.75	1,856.25	WO HD TR_____
04/25/19	7818909	Review proposed protective order and communications with Receiver	Fates, Edward	1.3	731.25	2,587.50	WO HD TR_____

Trans Date	Index	Description of Service Rendered	Timekeeper	Hours	Fees	Sum	Circle	Action
		and counsel for FTC regarding same (.5); advise Receiver on response to correspondence from B. Colombana regarding information on web domains (.4); communications with Receiver and counsel for FTC regarding potential settlement with J. Calderon and termination of receivership as to Capital Sun (.4).						
04/29/19	7821007	Communications with Receiver and FTC counsel re: Calderon/Capital Sun settlement and issues re: termination of receivership over Capital Sun.	Fates, Edward	0.4	225.00	2,812.50	WO HD	TR_____
04/30/19	7823373	Review FTC/Calderon joint stipulation to stay case as to Calderon pending FTC approval of tentative settlement, advise Receiver re: same	Fates, Edward	0.2	112.50	2,925.00	WO HD	TR_____
05/07/19	7831442	Analyze issues regarding FTC document production to defendants and advise Receiver regarding same.	Fates, Edward	0.4	225.00	3,150.00	WO HD	TR_____
05/10/19	7835183	Communications with counsel for FTC and counsel for Defendants regarding stipulation for entry of protective order.	Fates, Edward	0.2	112.50	3,262.50	WO HD	TR_____
05/13/19	7836442	Review FTC status report and advise Receiver regarding same (.2).analyze stipulation for entry of modified permanent injunction, monetary relief, etc. between FTC and Duong, advise Receiver regarding same (.4).	Fates, Edward	0.6	337.50	3,600.00	WO HD	TR_____
05/16/19	7840195	Communications with counsel for FTC and Receiver regarding stipulated protective order and FTC document	Fates, Edward	0.3	168.75	3,768.75	WO HD	TR_____

Trans Date	Index	Description of Service Rendered	Timekeeper	Hours	Fees	Sum	Circle Action
		production pursuant thereto.					
05/17/19	7841601	Review notice of entry of default against entity defendants and update Receiver regarding same (.2); address correspondence from defendant B. Colombana (.3).	Fates, Edward	0.5	281.25	4,050.00	WO HD TR_____
05/30/19	7851685	Review stipulations dismissing Impetus from related contempt action and dismissing Duong from receivership action, advise Receiver regarding same.	Fates, Edward	0.4	225.00	4,275.00	WO HD TR_____
06/11/19	7866534	Discuss response to FTC request for company data and searches regarding same with Receiver (.4); communications with FTC counsel regarding scheduling conference (.1); review stipulation regarding permanent injunction as to Capital Sun and B. Calderon, advise Receiver regarding same (.2).	Fates, Edward	0.7	393.75	4,668.75	WO HD TR_____
06/18/19	7872163	Review stipulation to stay case as to B. Avitia-Pena, advise Receiver regarding same (.2); review stipulated permanent injunction and monetary judgment against Capital Sun and J. Calderon, advise Receiver regarding same and timing of termination receivership as to Capital Sun (.4).	Fates, Edward	0.6	337.50	5,006.25	WO HD TR_____
06/28/19	7882185	Review amended Rule 26(f); report and advise Receiver regarding same.	Fates, Edward	0.2	112.50	5,118.75	WO HD TR_____

**Disbursements for Matter 378119-00002 (General Receivership)**

Trans Date	Index	Type	Quantity	Amt	Circle	Action
04/01/19	2521140	Filing Fees - - Nationwide Legal, LLC, USDC Central District, Ntc of Filing of Receiver's Bond 12/4/18	1.00	67.50	WO	HD TR_____
04/05/19	2515840	Messenger -- Federal Express Invoice No: 651984352 2369 Ship To: Compliance Dept	1.00	17.69	WO	HD TR_____
04/05/19	2519691	Messenger - - Nationwide Legal, LLC, U.S. DISTRICT COURT, CENTRAL DISTRICT OF CA, STATEMENT OF RECEIVER'S QUALIFICATIONS AND RATES^9338	1.00	30.00	WO	HD TR_____
04/10/19	2527940	Document Search - - PACER Service Center, 1/01/2019-3/31/2019^44 06104-Q12019^4406104Q12019B	1.00	1.00	WO	HD TR_____
04/17/19	2520017	Messenger -- Federal Express Invoice No: 653451960 2369 Ship To: Admin Legal Dept	1.00	20.10	WO	HD TR_____
04/18/19	2520018	Messenger -- Federal Express Invoice No: 653451960 2369 Ship To: Cox Communications	1.00	20.91	WO	HD TR_____
05/01/19	2528649	Service of Process - - Nationwide Legal, LLC, CHARTER COMMUNICATIONS, SUBPOENA^193559	1.00	185.00	WO	HD TR_____
05/01/19	2528650	Service of Process - - Nationwide Legal, LLC, COX COMMUNICATIONS, SUBPOENA^193559	1.00	347.75	WO	HD TR_____
05/02/19	2528648	Messenger - - Nationwide Legal, LLC, USDC/SANTA ANA, DELIVER COURTESY^193559	1.00	47.70	WO	HD TR_____
05/10/19	2528651	Service of Process - - Nationwide Legal, LLC, JP MORGAN CHASE, SUBPOENA^193559	1.00	75.00	WO	HD TR_____

## Proforma Summary

Timekeeper Number	Timekeeper	Hours	Rate	Amounts
001665	Edward Fates	9.1	562.50	5,118.75
		9.1		5,118.75
Total Fees				5,118.75
Total Disbursements				812.65

## Attorney Billing Instructions

( )	BILL ALL	( )	Hold
( )	BILL FEES ONLY	( )	Write Off
( )	BILL COST ONLY	( )	Transfer All

## Billing Instructions

EXPIRES 12/31/2019: 10% OFF STANDARD RATES; NO TEXT EDITING; COPIES .10; NO CONFERENCE CALLS

## Account Summary- As Of 06/30/2019

Fiscal YTD				Calendar YTD			LTD		
	Total	Fees	Disbursement	Total	Fees	Disbursement	Total	Fees	Disbursement
Worked	17,177.36	15,285.60	1,891.76	8,007.76	7,087.50	920.26	17,177.36	15,285.60	1,891.76
Unbilled Adj	(67.50)	0.00	(67.50)	(67.50)	0.00	(67.50)	(67.50)	0.00	(67.50)
Billed	11,178.46	10,166.85	1,011.61	11,178.46	10,166.85	1,011.61	11,178.46	10,166.85	1,011.61
Collected	11,178.46	10,166.85	1,011.61	11,178.46	10,166.85	1,011.61	11,178.46	10,166.85	1,011.61
AR Write Off	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
<b>WIP Balance</b>	<b>6,050.20</b>	<b>5,237.55</b>	<b>812.65</b>						
<b>AR Balance</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>						
<b>Unalloc Payment</b>	<b>0.00</b>								
<b>Client Trust Balance</b>	<b>0.00</b>								

## Billing Address

Krista Freitag, as Receiver for Impetus Enterprise, Inc.  
E3 Advisors  
401 W. 'A' Street, Suite 1830  
San Diego, CA 92101  
ATTN:

07/23/19 16:56:16 PROFORMA STATEMENT FOR MATTER 378119-00003 (#2698) Krista Freitag, as Receiver for Impetus Enterprise, Inc.) (Asset Investigation & Recovery)

### **Preliminary Billing Form**

Billing Atty: 001665 - Edward Fates

Matter #: 378119-00003

Matter Name: Asset Investigation & Recovery

Date of Last Billing: 06-20-2019

Client Name: Krista Freitag, as Receiver for Impetus Enterprise, Inc.

Proforma Number 1422239

Client/Matter Joint Group # 378119-1

#### **Fees for Matter 378119-00003 (Asset Investigation & Recovery)**

Trans Date	Index	Description of Service Rendered	Timekeeper	Hours	Fees	Sum	Circle Action
04/03/19	7799397	Discuss issues with US Debt Relief website and superseding PI Order with Receiver.	Fates, Edward	0.4	225.00	225.00	WO HD TR_____
04/04/19	7801124	Advise Receiver on issues regarding schedule of known creditors (.2); revisions to demand letter to GoDaddy regarding control of US Debt Relief domain (.3).	Fates, Edward	0.5	281.25	506.25	WO HD TR_____
04/04/19	7801379	Draft demand letter to GoDaddy regarding usdebtrelief.us.	Aspis, Norman	0.4	140.40	646.65	WO HD TR_____
04/15/19	7823108	Correspond with GoDaddy regarding domain U.S. Debt Relief in order to obtain control over domain.	Aspis, Norman	0.3	105.30	751.95	WO HD TR_____
04/16/19	7811066	Discuss issues regarding control of US Debt Relief website with Receiver (.2); advise on next steps regarding same (.2).	Fates, Edward	0.4	225.00	976.95	WO HD TR_____
04/17/19	7812029	Advise on letters to internet service provider requesting IP address information for Impetus and Capital Sun (.4); revisions to same (.3); address inquiry from GoDaddy regarding transition of US Debt Relief	Fates, Edward	0.9	506.25	1,483.20	WO HD TR_____



Trans Date	Index	Description of Service Rendered	Timekeeper	Hours	Fees	Sum	Circle Action
		domain to Receiver (.2).					
04/17/19	7823162	Draft letters requesting IP addresses from Spectrum and Cox Communications for Capital Sun Investments, LLC and Impetus Enterprise, Inc., respectively, and transmit same.	Aspis, Norman	0.5	175.50	1,658.70	WO HD TR_____
04/18/19	7813587	Communications with Receiver regarding change in control of US Debt Relief domain.	Fates, Edward	0.2	112.50	1,771.20	WO HD TR_____
04/26/19	7820367	Follow up concerning requests for IP addresses issued to internet service providers.	Fates, Edward	0.2	112.50	1,883.70	WO HD TR_____
04/29/19	7822023	Follow up regarding requests for IP addresses to Cox Communications and Spectrum.	Aspis, Norman	0.4	140.40	2,024.10	WO HD TR_____
05/01/19	7826951	Revisions to document subpoenas to Cox Communications and Charter.	Fates, Edward	0.5	281.25	2,305.35	WO HD TR_____
05/01/19	7856836	Draft subpoena to Cox Communications and prepare the same for transmission.	Aspis, Norman	0.4	140.40	2,445.75	WO HD TR_____
05/10/19	7835715	Communications with L. Ryan regarding document subpoena needed for bank records, work on same (.8); follow up regarding document subpoenas to Cox and Spectrum (.3).	Fates, Edward	1.1	618.75	3,064.50	WO HD TR_____
05/10/19	7855766	Draft subpoena to J.P. Morgan Chase and confer with counsel regarding transmission.	Aspis, Norman	0.6	210.60	3,275.10	WO HD TR_____
05/14/19	7837932	Review IP address data received from Cox pursuant to subpoena and	Fates, Edward	0.6	337.50	3,612.60	WO HD TR_____

Trans Date	Index	Description of Service Rendered	Timekeeper	Hours	Fees	Sum	Circle	Action
		discuss same with Receiver.						
05/14/19	7855473	Follow up on subpoenas to Cox and Charter (.3); review and transmit production from Cox (.2).	Aspis, Norman	0.5	175.50	3,788.10	WO HD	TR_____
05/16/19	7839917	Check status and determine next steps regarding subpoena to Charter relating to IP addresses.	Fates, Edward	0.2	112.50	3,900.60	WO HD	TR_____
05/17/19	7841516	Advise on next steps regarding lack of response for Charter subpoena.	Fates, Edward	0.2	112.50	4,013.10	WO HD	TR_____
05/17/19	7855236	Confer with counsel regarding subpoena to Charter Communications and correspond with Charter Communications regarding the same.	Aspis, Norman	0.3	105.30	4,118.40	WO HD	TR_____
05/20/19	7842874	Advise on response from JP Morgan Chase to document subpoena and strategy/next steps.	Fates, Edward	0.3	168.75	4,287.15	WO HD	TR_____
05/20/19	7843613	Follow up on subpoena to JP Morgan Chase (.5); and follow up on subpoena to Charter Communications (.4).	Aspis, Norman	0.9	315.90	4,603.05	WO HD	TR_____
05/22/19	7844762	Communications with Receiver regarding additional information needed for document subpoena to JP Morgan Chase.	Fates, Edward	0.2	112.50	4,715.55	WO HD	TR_____
05/22/19	7854581	Correspond with J.P. Morgan Chase and Charter Communications regarding subpoena responses (.4); confer with counsel regarding the same (.1).	Aspis, Norman	0.5	175.50	4,891.05	WO HD	TR_____
05/23/19	7846545	Discuss status regarding outstanding document subpoenas with Receiver.	Fates, Edward	0.2	112.50	5,003.55	WO HD	TR_____

Trans Date	Index	Description of Service Rendered	Timekeeper	Hours	Fees	Sum	Circle Action
05/23/19	7854565	Confer with Charter Communications regarding its subpoena response (.3); and confer with J.P. Morgan Chase regarding its subpoena response (.2).	Aspis, Norman	0.5	175.50	5,179.05	WO HD TR_____
05/24/19	7847551	Review Charter document production and advise Receiver regarding same.	Fates, Edward	0.3	168.75	5,347.80	WO HD TR_____
05/30/19	7851758	Advise on issues with subpoena for bank records and next steps, review records produced and advise Receiver regarding same.	Fates, Edward	0.6	337.50	5,685.30	WO HD TR_____
05/30/19	7854300	Review and transmit response to subpoena from J.P. Morgan Chase.	Aspis, Norman	0.2	70.20	5,755.50	WO HD TR_____

#### Proforma Summary

Timekeeper Number	Timekeeper	Hours	Rate	Amounts
001665	Edward Fates	6.8	562.50	3,825.00
002369	Norman Aspis	5.5	351.00	1,930.50
		12.3		5,755.50
Total Fees				5,755.50
Total Disbursements				0.00

#### Attorney Billing Instructions

( )	BILL ALL	( )	Hold
( )	BILL FEES ONLY	( )	Write Off
( )	BILL COST ONLY	( )	Transfer All

#### Billing Instructions

EXPIRES 12/31/2019: 10% OFF STANDARD RATES; NO TEXT EDITING; COPIES .10; NO CONFERENCE CALLS

#### Account Summary- As Of 06/30/2019

Fiscal YTD				Calendar YTD			LTD		
	Total	Fees	Disbursement	Total	Fees	Disbursement	Total	Fees	Disbursement
Worked	13,740.39	13,740.39	0.00	7,387.02	7,387.02	0.00	13,740.39	13,740.39	0.00
Unbilled Adj	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
Billed	7,984.89	7,984.89	0.00	7,984.89	7,984.89	0.00	7,984.89	7,984.89	0.00
Collected	7,984.89	7,984.89	0.00	7,984.89	7,984.89	0.00	7,984.89	7,984.89	0.00
AR Write Off	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
<b>WIP Balance</b>	<b>5,755.50</b>	<b>5,755.50</b>	<b>0.00</b>						
<b>AR Balance</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>						
<b>Unalloc Payment</b>	<b>0.00</b>								
<b>Client Trust Balance</b>	<b>0.00</b>								

### Billing Address

Krista Freitag, as Receiver for Impetus Enterprise, Inc.  
E3 Advisors  
401 W. 'A' Street, Suite 1830  
San Diego, CA 92101  
ATTN:

07/23/19 16:56:16 PROFORMA STATEMENT FOR MATTER 378119-00004 (Krista Freitag, as Receiver for Impetus Enterprise, Inc.) (Reporting)

**Preliminary Billing Form**

Billing Atty: 001665 - Edward Fates

Matter #: 378119-00004

Matter Name: Reporting

Date of Last Billing: 06-20-2019

Client Name: Krista Freitag, as Receiver for Impetus Enterprise, Inc.

Proforma Number 1422243

Client/Matter Joint Group # 378119-1

**Fees for Matter 378119-00004 (Reporting)**

Trans Date	Index	Description of Service Rendered	Timekeeper	Hours	Fees	Sum	Circle Action
04/18/19	7812812	Discuss content for 3rd interim report with Receiver.	Fates, Edward	0.3	168.75	168.75	WO HD TR_____
04/29/19	7820962	Work on Receiver's 3rd interim report, discuss same with Receiver (1.8); meet and confer communications with FTC counsel (.1).	Fates, Edward	1.9	1,068.75	1,237.50	WO HD TR_____

**Proforma Summary**

Timekeeper Number	Timekeeper	Hours	Rate	Amounts
001665	Edward Fates	2.2	562.50	1,237.50
		2.2		1,237.50
Total Fees				1,237.50
Total Disbursements				0.00

**Attorney Billing Instructions**

( )	BILL ALL	( )	Hold
( )	BILL FEES ONLY	( )	Write Off
( )	BILL COST ONLY	( )	Transfer All

**Billing Instructions**

EXPIRES 12/31/2019: 10% OFF STANDARD RATES; NO TEXT EDITING; COPIES .10; NO CONFERENCE CALLS

## Account Summary- As Of 06/30/2019

Fiscal YTD				Calendar YTD			LTD		
	Total	Fees	Disbursement	Total	Fees	Disbursement	Total	Fees	Disbursement
Worked	5,850.00	5,850.00	0.00	2,981.25	2,981.25	0.00	5,850.00	5,850.00	0.00
Unbilled Adj	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
Billed	4,612.50	4,612.50	0.00	4,612.50	4,612.50	0.00	4,612.50	4,612.50	0.00
Collected	4,612.50	4,612.50	0.00	4,612.50	4,612.50	0.00	4,612.50	4,612.50	0.00
AR Write Off	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
	<b>Total</b>	<b>Fees</b>	<b>Cost</b>						
<b>WIP Balance</b>	<b>1,237.50</b>	<b>1,237.50</b>	<b>0.00</b>						
<b>AR Balance</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>						
<b>Unalloc Payment</b>	<b>0.00</b>								
<b>Client Trust Balance</b>	<b>0.00</b>								

## Billing Address

Krista Freitag, as Receiver for Impetus Enterprise, Inc.  
E3 Advisors  
401 W. 'A' Street, Suite 1830  
San Diego, CA 92101  
ATTN:

07/23/19 16:56:16 PROFORMA STATEMENT FOR MATTER 378119-00006 (#2705) Krista Freitag, as Receiver for Impetus Enterprise, Inc.) (Claims & Distributions)

### Preliminary Billing Form

Billing Atty: 001665 - Edward Fates

Matter #: 378119-00006

Matter Name: Claims & Distributions

Date of Last Billing: 06-20-2019

Client Name: Krista Freitag, as Receiver for Impetus Enterprise, Inc.

Proforma Number 1422246

Client/Matter Joint Group # 378119-1

### Fees for Matter 378119-00006 (Claims & Distributions)

Trans Date	Index	Description of Service Rendered	Timekeeper	Hours	Fees	Sum	Circle Action
04/29/19	7821221	Advise Receiver on updates to receivership website.	Fates, Edward	0.2	112.50	112.50	WO HD TR

### Proforma Summary

Timekeeper Number	Timekeeper	Hours	Rate	Amounts
001665	Edward Fates	0.2	562.50	112.50
		0.2		112.50
Total Fees				112.50
Total Disbursements				0.00

### Attorney Billing Instructions

( )	BILL ALL	( )	Hold
( )	BILL FEES ONLY	( )	Write Off
( )	BILL COST ONLY	( )	Transfer All

### Billing Instructions

EXPIRES 12/31/2019: 10% OFF STANDARD RATES; NO TEXT EDITING; COPIES .10; NO CONFERENCE CALLS

### Account Summary- As Of 06/30/2019

Fiscal YTD

Calendar YTD

LTD



	Total	Fees	Disbursement	Total	Fees	Disbursement	Total	Fees	Disbursement
Worked	1,743.75	1,743.75	0.00	225.00	225.00	0.00	1,743.75	1,743.75	0.00
Unbilled Adj	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
Billed	1,631.25	1,631.25	0.00	1,631.25	1,631.25	0.00	1,631.25	1,631.25	0.00
Collected	1,631.25	1,631.25	0.00	1,631.25	1,631.25	0.00	1,631.25	1,631.25	0.00
AR Write Off	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
	<b>Total</b>	<b>Fees</b>	<b>Cost</b>						
<b>WIP Balance</b>	<b>112.50</b>	<b>112.50</b>	<b>0.00</b>						
<b>AR Balance</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>						
<b>Unalloc Payment</b>	<b>0.00</b>								
<b>Client Trust Balance</b>	<b>0.00</b>								

### Billing Address

Krista Freitag, as Receiver for Impetus Enterprise, Inc.  
E3 Advisors  
401 W. 'A' Street, Suite 1830  
San Diego, CA 92101  
ATTN: