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18 Attorneys for Temporary Court-Appointed Receiver
19 KRISTA L. FREITAG

20 UNITED STATES DISTRICT COURT
21 CENTRAL DISTRICT OF CALIFORNIA

22 FEDERAL TRADE COMMISSION,
23 Plaintiff,

24 vs.

25 IMPETUS ENTERPRISE, INC., a
26 California corporation, also d/b/a Aiding
27 Student Relief, Aiding Students &
28 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

**STATEMENT OF RECEIVER'S
QUALIFICATIONS AND RATES;
SUPPORTING DECLARATION OF
KRISTA L. FREITAG**

Ctrm: 10A

Judge: Hon. Josephine L. Staton

1 Pursuant to Section XIII of the Superseding Second Preliminary Injunction
2 with Asset Freeze, Appointment of Receiver, and Other Equitable Relief (Dkt.
3 No. 68), Krista L. Freitag ("Receiver"), the Court-appointed receiver for Impetus
4 Enterprise, Inc., Fig Tree & Co., LLC, and Capital Sun Investments, LLC, and each
5 of their subsidiaries, affiliates, successors, and assigns, including but not limited to
6 Premier Capital Investments, LLC ("Receivership Entities"), hereby submits her
7 (1) statement of qualifications and rates and (2) competent evidence thereof.

8 Attached as Exhibit A to the Declaration of Krista L. Freitag below ("Freitag
9 Decl.") is the letter of interest and qualifications the Receiver submitted to counsel
10 for the Federal Trade Commission at their request prior to this case being filed
11 ("Receiver Qualifications and Rates"). The Receiver Qualifications and Rates
12 includes the Receiver's proposed team and approach to this receivership,
13 descriptions of prior federal regulatory receivership matters she and her company E3
14 Realty Advisors, Inc. have handled, her CV, hourly rate, and the hourly rates of her
15 staff and legal counsel. The proposal was also attached to the Federal Trade
16 Commission's Receiver Recommendation filed on November 6, 2018. Dkt. No. 7.

17 In the Freitag Decl., the Receiver attests to the truth and accuracy of the
18 information contained in the Receiver Qualifications and Rates to be best of her
19 knowledge. If the Court would like the Receiver to provide any additional
20 information relevant to her qualifications or services as Court-appointed receiver,
21 she will gladly do so.

22
23 Dated: April 3, 2019

ALLEN MATKINS LECK GAMBLE
MALLORY & NATSIS LLP

By: /s/ Edward Fates

EDWARD G. FATES
Attorneys for Temporary Court-
Appointed Receiver
KRISTA L. FREITAG

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DECLARATION OF KRISTA L. FREITAG

I, Krista L. Freitag, hereby declare:

1. I am the Court-appointed receiver for Impetus Enterprise, Inc., Fig Tree & Co., LLC, and Capital Sun Investments, LLC, and each of their subsidiaries, affiliates, successors, and assigns, including but not limited to Premier Capital Investments, LLC ("Receivership Entities"). I have personal knowledge of the facts set forth herein and, if called as a witness, could and would testify to such facts under oath.

2. Attached hereto as Exhibit A is a true and correct copy of the letter of interest and qualifications I submitted to counsel for the Federal Trade Commission at their request prior to this being filed. Notably, my company and I have handled 10 other federal regulatory receivership or monitorship matters and numerous other state court receivership matters throughout the country. The information contained in the letter of interest and qualifications is true and accurate to the best of my knowledge.

I declare under penalty of perjury under the laws of the United States that the foregoing is true and correct.

Executed this 4th day of April, 2019, at Los Angeles, California.



KRISTA L. FREITAG

TABLE OF EXHIBITS

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<u>Exhibit</u>	<u>Description</u>	<u>Page No.</u>
Exhibit A	Letter of interest and qualifications submitted to counsel for the Federal Trade Commission	5 - 16