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10 Attorneys for Receiver
11 KRISTA L. FREITAG

12 UNITED STATES DISTRICT COURT
13 CENTRAL DISTRICT OF CALIFORNIA

14 FEDERAL TRADE COMMISSION,
15 Plaintiff,

16 vs.

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

26 Defendants,

27 NOEL SOLUTIONS, LLC, a Wyoming
limited liability company,

28 Relief Defendant.

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

**NOTICE OF HEARING ON FINAL
FEE APPLICATIONS OF KRISTA L.
FREITAG, RECEIVER AND HER
PROFESSIONALS FOR PAYMENT
OF FEES AND REIMBURSEMENT
OF EXPENSES**

Date: October 23, 2020
Time: 10:30 a.m.
Ctrm.: 10A
Judge: Hon. Josephine L. Staton

1 **TO ALL INTERESTED PARTIES:**

2 **PLEASE TAKE NOTICE** that on October 23, 2020, at 10:30 a.m. in
3 Courtroom 10A of the above-entitled Court, located at 411 West Fourth Street,
4 Santa Ana, California 92701-4516, the Court will consider the interim applications
5 of Krista L. Freitag ("Receiver"), the Court-appointed permanent receiver for
6 Impetus Enterprise, Inc. ("Impetus") and Fig Tree & Co., LLC ("Fig Tree"), each of
7 their subsidiaries, affiliates, successors and assigns, and any other entity that has
8 conducted any business related to Defendants' student debt relief enterprise,
9 including but not limited to Capital Sun Investments, LLC (d/b/a Studora) or
10 Premier Capital Investments, LLC, and Jimmy Calderon (when conducting activities
11 in relation to any of the foregoing entities) (the "Receivership Entities"), and her
12 general counsel, Allen Matkins Leck Gamble Mallory & Natsis LLP ("Allen
13 Matkins"), for approval and payment of fees and expenses ("Applications").

14 The Receiver seeks approval of \$100,588.22, which is composed of the
15 following:

- 16 • \$4,415.43 (\$3,950.55 in fees and \$464.88 costs) incurred from July 1,
17 2019 through June 26, 2020, but not yet paid;
- 18 • \$75,912.44 of fees and costs paid on an interim basis;
- 19 • \$16,660.35, as the 20% hold back from the Receiver's three interim fee
20 applications;
- 21 • \$3,600 in projected fees and costs to complete the remaining tasks to
22 conclude the receivership.

23 Allen Matkins seeks approval of \$58,128.91, which includes the following:

- 24 • \$8,617.85 (\$8,558.55 in fees and \$59.30 in costs) incurred from July 1,
25 2019 through June 26, 2020, but not yet paid;
- 26 • \$37,573.70 (\$35,749.44 of fees and \$1,824.26 of costs) paid to Allen
27 Matkins pursuant to its three interim fee applications;
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- \$8,937.36, as the 20% hold back from Allen Matkins' three interim fee applications;
- \$3,000 in projected fees and costs to complete the remaining legal tasks to conclude the receivership.

Procedural Requirements: If you oppose these Applications, you are required to file your written opposition with the Office of the Clerk, United States District Court, 411 West Fourth Street, Santa Ana, California 92701-4516 and serve the same on the undersigned not later than 21 calendar days prior to the hearing.

IF YOU FAIL TO FILE AND SERVE A WRITTEN OPPOSITION by the above date, the Court may grant the requested relief without further notice.

Dated: June 29, 2020

ALLEN MATKINS LECK GAMBLE
MALLORY & NATSIS LLP

By: /s/ Edward Fates

EDWARD G. FATES
Attorneys for Receiver
KRISTA L. FREITAG