

1 ALLEN MATKINS LECK GAMBLE
MALLORY & NATSIS LLP
2 DAVID R. ZARO (BAR NO. 124334)
865 South Figueroa Street, Suite 2800
3 Los Angeles, California 90017-2543
Phone: (213) 622-5555
4 Fax: (213) 620-8816
E-Mail: dzaro@allenmatkins.com

5 ALLEN MATKINS LECK GAMBLE
MALLORY & NATSIS LLP
6 EDWARD G. FATES (BAR NO. 227809)
One America Plaza
7 600 West Broadway, 27th Floor
8 San Diego, California 92101-0903
Phone: (619) 233-1155
9 Fax: (619) 233-1158
E-Mail: tfates@allenmatkins.com

10 Attorneys for Receiver
11 THOMAS C. HEBRANK

12 **UNITED STATES DISTRICT COURT**
13 **SOUTHERN DISTRICT OF CALIFORNIA**

14
15 SECURITIES AND EXCHANGE
COMMISSION,

16 Plaintiff,

17 v.

18 LOUIS V. SCHOOLER and FIRST
19 FINANCIAL PLANNING
CORPORATION d/b/a WESTERN
20 FINANCIAL PLANNING
CORPORATION,

21 Defendants.
22

Case No. 3:12-cv-02164-GPC-JMA

**NOTICE OF HEARING ON FINAL
APPLICATIONS FOR APPROVAL
AND PAYMENT OF
COMPENSATION TO THE
RECEIVER AND HIS
PROFESSIONALS**

Date: October 1, 2021
Time: 1:30 p.m.
Ctm: 2D
Judge: Hon. Gonzalo P. Curiel

1 **PLEASE TAKE NOTICE** that on October 1, 2021, at 1:30 p.m. in
2 Courtroom 2D of the United States District Court, Southern District of California,
3 located at 221 West Broadway, San Diego, California 92101, the Court will consider
4 the final fee applications of Thomas C. Hebrank ("Receiver"), Court-appointed
5 receiver for First Financial Planning Corporation d/b/a Western Financial Planning
6 Corporation ("Western"), its subsidiaries and other specifically listed entities, his
7 general counsel, Allen Matkins Leck Gamble Mallory & Natsis LLP ("Allen
8 Matkins"), and his Certified Public Accountant, Duffy Kruspondin LLP ("Duffy
9 Kruspondin"), for approval and payment of fees and expenses ("Applications")

10 The Receiver seeks approval of the total fees and costs incurred for the
11 receivership in the amount of \$2,644,257.27, which includes the following:

- 12 • Approval and payment of fees and costs incurred during the five-month
13 period from January 1, 2021, through May 31, 2021 ("Final Application
14 Period") of \$30,659.85 and \$100.23;
- 15 • Final approval of the thirty-four interim fee applications¹ file by the
16 Receiver and of the \$1,997,247.88 (\$1,966,257.99 of fees and
17 \$30,989.39 of expenses) previously paid in connection with those
18 applications;
- 19 • Approval and payment of fees held back from the Receiver's thirty-four
20 interim fee applications in the total amount of \$487,976.31 ("Holdback
21 Amount"); and
- 22 • Approval of estimated fees and costs of up to \$128,273.00 for remaining
23 work to conclude the receivership.

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27 ¹ Receiver's thirty-four interim fee applications, along with bills reflecting the work
performed during each period can be found at Dkt. Nos. 63, 175, 197, 477, 525,
566, 600, 818, 961, 1091, 1096, 1126, 1153, 1327, 1329, 1385, 1433, 1464, 1489,
28 1521, 1558, 1596, 1619, 1653, 1690, 1709, 1731, 1743, 1750, 1758, 1772, 1786,
1792 and 1804 and are incorporated herein by this reference.

1 Allen Matkins seeks approval of the total fees and costs incurred by the firm
2 for the receivership in the amount of \$1,940,546.66, which includes the following:

- 3 • Approval and payment of fees and costs incurred during the five-month
4 period from January 1, 2021, through May 31, 2021 ("Final Application
5 Period") of \$21,297.00 and \$954.46;
- 6 • Final approval of the firm's thirty-four interim fee applications² and of
7 the \$1,502,667.50 (\$1,471,904.21 of fees and \$30,763.29 of expenses)
8 previously paid in connection with those applications;
- 9 • Approval and payment of fees held back from Allen Matkins' thirty-four
10 interim fee applications in the total amount of \$385,627.70 ("Holdback
11 Amount"); and
- 12 • Approval of estimated fees and costs of up to \$30,000 for remaining
13 legal work to conclude the receivership.

14 Duffy seeks approval of the total fees and costs incurred for the receivership in
15 the amount of \$1,010,536.47, which includes the following:

- 16 • Approval and payment of fees incurred during the period from
17 January 1, 2020, through May 31, 2021 ("Final Application Period") of
18 \$8,666.30;
- 19 • Final approval of Duffy's eleven interim fee applications³ and of the
20 \$982,620.17 (\$910,926.87 of fees and \$71,693.30 of expenses)
21 previously paid in connection with those applications; and

24 _____
25 ² Allen Matkins' thirty-four interim fee applications, along with bills reflecting the
26 work performed during each period can be found at Dkt. Nos. 64, 176, 198, 478,
27 526, 567, 601, 819, 962, 1092, 1097, 1127, 1154, 1328, 1330, 1386, 1434, 1465,
28 1490, 1522, 1559, 1597, 1620, 1654, 1691, 1710, 1732, 1744, 1751, 1759, 1773,
1787, 1793, and 1806 and are incorporated herein by this reference.

³ Duffy's eleven interim fee applications, along with bills reflecting the work
performed during each period can be found at Dkt. Nos. 202, 568, 820, 1098,
1128, 1331, 1523, 1560, 1655, 1692, and 1760 and are incorporated herein by this
reference.

- 1 • Approval of estimated fees and costs of up to \$19,250 for remaining tax
- 2 work to conclude the receivership.

3 This notice along with the full fee applications are posted on the Receiver's
 4 website, www.ethreadvisors.com (see the "SEC Case Docs" tab). A hard copy of
 5 the applications can also be obtained by emailing a request to the Receiver through
 6 the website or by sending a written request to the Receiver at 401 West A Street,
 7 Suite 1830, San Diego, California 92101.

8 If you oppose the Fee Applications, you are required to file your written
 9 opposition with the Office of the Clerk, United States District Court, Southern
 10 District of California, 333 West Broadway, Suite 420, San Diego, California 92101,
 11 and serve the same on the undersigned no later than 14 calendar days prior to the
 12 hearing date.

13
 14 Dated: July 19, 2021

ALLEN MATKINS LECK GAMBLE
 MALLORY & NATSIS LLP

By: /s/ Edward Fates
 EDWARD G. FATES
 Attorneys for Receiver
 THOMAS C. HEBRANK

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