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10 Attorneys for Receiver  
11 THOMAS HEBRANK

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

14  
15 SECURITIES AND EXCHANGE  
COMMISSION,

16 Plaintiff,

17 v.

18 PACIFIC WEST CAPITAL GROUP,  
19 INC.; ANDREW B CALHOUN IV;  
PWCG TRUST; BRENDA CHRISTINE  
20 BARRY; BAK WEST, INC.; ANDREW B  
CALHOUN JR.; ERIC CHRISTOPHER  
21 CANNON; CENTURY POINT, LLC;  
MICHAEL WAYNE DOTTA; and  
22 CALEB AUSTIN MOODY (dba SKY  
STONE),

23 Defendants.  
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Case No. 2:15-cv-02563-DDP-FFM

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

Date: April 18, 2022  
Time: 10:00 a.m.  
Ctrm.: 9C  
Judge: Hon. Dean D. Pregerson

1 Allen Matkins Leck Gamble Mallory & Natsis LLP ("Allen Matkins"),  
2 general counsel to Thomas Hebrank ("Receiver"), the Court-appointed receiver for  
3 PWCG Trust, hereby submits this sixteenth interim application for approval and  
4 payment of fees and reimbursement of expenses ("Application"). This Application  
5 covers the period from October 1, 2021, through December 31, 2021 ("Sixteenth  
6 Application Period"), and seeks interim approval of \$44,581.05 in fees and  
7 \$5,798.10 in expenses, and an order authorizing the Receiver to pay, on an interim  
8 basis, 80% of the fees incurred (\$35,664.84) and 100% of expenses incurred.

9 **I. INTRODUCTION**

10 This equity receivership was established pursuant to the Consent of  
11 Defendant PWCG Trust filed on February 12, 2018, and the Judgment as to  
12 Defendant PWCG Trust ("Appointment Order") entered on February 16, 2018. Dkt.  
13 Nos. 143, 145. The Appointment Order confers full powers of an equity receiver,  
14 including full power over all funds, assets, and other property of PWCG Trust, and  
15 including its bank accounts, life insurance policies ("Policies"), books and records,  
16 and all funds and assets controlled or managed by PWCG Trust. The Appointment  
17 Order also authorizes the Receiver to "engage and employ attorneys, accountants,  
18 and other persons" to assist him in the performance of his duties. Dkt. No. 145,  
19 Section III(F).

20 The Receiver promptly determined that his experienced staff at E3 Realty  
21 Advisors, Inc., dba E3 Advisors ("E3"), as well as experienced, qualified counsel  
22 was critical due to the number of people involved, the amount at stake for investors,  
23 the transactional volume, and the complex issues facing PWCG Trust. Accordingly,  
24 the Receiver has cost-effectively used his team at E3 to assist in carrying out  
25 receivership duties, as well as Allen Matkins as his counsel.

26 In an abundance of caution, the Receiver sought specific Court approval of  
27 Allen Matkins' employment, which was approved on April 10, 2018. Dkt. Nos. 150,  
28

1 152. The Court also approved the Receiver's proposal to file reports and fee  
2 applications on a quarterly basis. *Id.*

3 **II. FEE APPLICATION**

4 This fee application should be read in conjunction with the Receiver's  
5 Sixteenth Interim Report ("Sixteenth Report") filed on January 28, 2022 (Dkt.  
6 No. 455), which describes in detail the Receiver's activities during the Sixteenth  
7 Application Period. This Application seeks interim approval of \$44,581.05 in fees  
8 for a total of 73.00 hours worked, and payment on an interim basis of 80% of that  
9 amount, or \$35,664.84. The work performed is described task-by-task on Exhibit A  
10 and is broken down into the following categories:

11

Category	Hours	Amount
Reporting	6.00	\$4,364.10
Third Party Recoveries	0.50	\$314.10
MP&C Litigation	66.50	\$39,902.85
Total	73.00	\$44,581.05

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17 Allen Matkins has worked diligently and efficiently to assist the Receiver to  
18 address legal issues facing the receivership estate. The firm's work has allowed the  
19 Receiver to preserve and protect the substantial value of receivership estate assets.  
20 Allen Matkins' work has assisted the Receiver in carrying out his Court-ordered  
21 duties and the firm should be compensated on an interim basis.

22 **III. SUMMARY OF TASKS PERFORMED AND COSTS INCURRED**

23 **A. Categories and Descriptions of Work**

24 1. Reporting

25 Allen Matkins' time in this category focused on preparing the Receiver's  
26 Fifteenth Interim Report. Dkt. 447. The report contains detailed descriptions of the  
27 Receiver's activities during the third quarter of 2021, policy maturities, investor  
28 communications, pending litigation, tax issues, and post-receivership receipts and

1 disbursements. The report also includes the Receiver's recommendations for the  
2 continued administration of the receivership estate. Attorney David Zaro also  
3 attended the hearing held by the Court on October 18, 2021. The reasonable and  
4 necessary fees for work in this category total \$314.10.

5           2.     Third Party Recoveries

6           Allen Matkins' work in this category focused on assisting the Receiver in  
7 reaching settlements of claims against investors who received a profit from the  
8 fraudulent scheme, which settlements have already generated over \$198,000 in  
9 recoveries for the receivership estate. The reasonable and necessary fees for work in  
10 this category total \$3,469.05.

11           3.     MP&C Litigation<sup>1</sup>

12           The vast majority of Allen Matkins' work during the Sixteenth Application  
13 Period focused on prosecuting the Receiver's claims against Mills Potoczak &  
14 Company ("MPC") on behalf of PWCG Trust (the Receiver's Complaint against  
15 MPC was previously filed on September 3, 2020). The firm assisted the Receiver  
16 with issues relating to written discovery requests propounded in the case (including  
17 Requests for Production of Documents, Interrogatories, and Requests for  
18 Admissions), reviewing MPC's discovery responses, and addressing deficiencies in  
19 MPC's responses, including through meet and confer communications with MPC's  
20 counsel.

21           The Receiver, the investor-plaintiffs and MPC attended mediation with the  
22 Hon. Raymond J. Ikola (Ret.) of JAMS on January 13, 2022 (the prior mediation  
23 date was postponed to give MPC time to work on resolving coverage issues with its  
24 insurance carriers). Allen Matkins has communicated with counsel for MPC and  
25 counsel for the investor-plaintiffs regarding the MPC insurance coverage issues,  
26

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27 <sup>1</sup> Because this matter involves pending litigation, Allen Matkins' time entries have  
28 been redacted so as not to disclose confidential information relating to the  
Receiver's litigation strategy or approach to the case. An unredacted copy can be  
provided to the Court upon request for *in camera* review.

1 settlement, mediation issues, as well as the scheduling of further discovery for after  
2 the mediation. The reasonable and necessary fees for work in this category total  
3 \$39,902.85.

4 **B. Summary of Expenses Requested for Reimbursement**

5 Allen Matkins requests the Court approve reimbursement of \$5,798.10 in out-  
6 of-pocket costs. The itemization of such expenses is summarized below by  
7 category.

8 <b>Category</b>	<b>Total</b>
9 E-Discovery	\$2,518.20
10 Document Searches (incl. PACER, 11 Lexis, Sec. of State)	\$127.70
12 Duplication	\$2.20
13 Mediation Fee (JAMS)	\$3,150.00
14 TOTAL	\$5,798.10

15 **FEES AND COSTS INCURRED AND PAID TO DATE**

16 From inception of the receivership through December 31, 2021, the Receiver  
17 incurred fees and costs of \$512,995.92, of which amount \$96,382.71 is subject to  
18 holdback pending approval of the Receiver's final fee application at the conclusion  
19 of the receivership, \$10,689.00 is awaiting the Court's review and approval, and  
20 \$407,820.24 has been approved by the Court and paid to date. During the same time  
21 period, Allen Matkins has incurred fees and costs of \$1,201,862.53, of which  
22 amount \$235,879.56 is subject to holdback pending approval of Allen Matkins' final  
23 fee application at the conclusion of the receivership, \$50,379.15 is awaiting the  
24 Court's review and approval, and \$924,520.03 has been approved by the Court and  
25 paid to date.

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1 **IV. THE FEES AND COSTS ARE REASONABLE AND SHOULD BE**  
2 **ALLOWED**

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

10 In allowing fees, a court should consider "the time, labor and skill required,  
11 but not necessarily that actually expended, in the proper performance of the duties  
12 imposed by the court upon the receiver[], the fair value of such time, labor and skill  
13 measured by conservative business standards, the degree of activity, integrity and  
14 dispatch with which the work is conducted and the result obtained." *United States v.*  
15 *Code Prods. Corp.*, 362 F. 2d 669, 673 (3d Cir. 1966) (internal quotation marks  
16 omitted). In practical terms, receiver and professional compensation thus ultimately  
17 rests upon the result of an equitable, multi-factor balancing test involving the  
18 "economy of administration, the burden that the estate may be able to bear, the  
19 amount of time required, although not necessarily expended, and the overall value of  
20 the services to the estate." *In re Imperial 400 Nat'l, Inc.*, 432 F.2d 232, 237 (3d Cir.  
21 1970). Regardless of how this balancing test is formulated, no single factor is  
22 determinative and "a reasonable fee is based [upon] all circumstances surrounding  
23 the receivership." *SEC v. W.L. Moody & Co., Bankers (Unincorporated)*,  
24 374 F. Supp. 465, 480 (S.D. Tex. 1974).

25 As a preliminary matter, the Appointment Order confers on the Receiver  
26 substantial duties and powers, including to conduct such investigation and discovery  
27 as is necessary to locate and account for all receivership assets, take such action as is  
28 necessary and appropriate to assume control over and preserve receivership assets,

1 and employ attorneys and others to investigate and, where appropriate, institute,  
2 pursue, and prosecute all claims and causes of action of whatever kind and nature.  
3 *See* Appointment Order, Section III.

4 The Receiver promptly determined that experienced, qualified counsel was  
5 necessary due to the size and complexity of the receivership estate and the Court  
6 agreed, specifically approving Allen Matkins' employment. Dkt. No. 152. The  
7 Court also approved the Receiver's proposal to file interim reports and fee  
8 applications on a quarterly basis. *Id.*

9 Allen Matkins has submitted a detailed fee application which describes the  
10 nature of the services rendered, and the identity and billing rate of each individual  
11 performing each task. *See* Exhibit A. Allen Matkins has endeavored to staff matters  
12 as efficiently as possible, while remaining cognizant of the complexity of issues.  
13 The request for fees is based on Allen Matkins' customary billing rates charged for  
14 comparable services provided in other matters, less a 10% discount. In addition, the  
15 firm has written off and not charged for 1.70 hours of time (\$1,093.95) during the  
16 Sixteenth Application Period.

17 The work performed by Allen Matkins was essential to carrying out the  
18 Receiver's Court-ordered duties. The Receiver and Allen Matkins have worked  
19 diligently since the Receiver's appointment to preserve and protect the assets of the  
20 receivership estate, to investigate potential claims against third parties, and to  
21 maximize the funds available for ultimate distribution to investors. Moreover, Allen  
22 Matkins seeks payment of only 80% of fees incurred on an interim basis in  
23 recognition of the fact that its work in assisting the Receiver is ongoing. Payment of  
24 the proposed 20% holdback will be sought at the conclusion of the receivership.  
25 Allen Matkins' fees are fair and reasonable and should be approved and paid on an  
26 interim basis.

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**V. CONCLUSION**

Allen Matkins therefore respectfully requests this Court enter an Order:

1. Approving Allen Matkins' fees, on an interim basis, of \$44,581.05;
2. Authorizing and directing the Receiver to pay 80% of approved fees, or \$35,664.84, from the assets of the Receivership Entities;
3. Approving Allen Matkins' costs in the amount of \$5,798.10 and authorizing and directing the Receiver to reimburse such costs in full; and
4. For such other and further relief as the Court deems appropriate.

Dated: March 16, 2022

ALLEN MATKINS LECK GAMBLE  
MALLORY & NATSIS LLP

By:           /s/ Edward Fates          

EDWARD G. FATES  
Attorneys for Receiver  
THOMAS HEBRANK



# **EXHIBIT A**

03/01/22 09:47:35 PROFORMA STATEMENT FOR MATTER 377432.00004 (Thomas C. Hebrank, as Receiver for PWCG) (Reporting)

**Preliminary Billing Form**

Billing Atty: 001665 - Fates, Edward (Ted)      Matter #: 377432.00004      Client Name: Thomas C. Hebrank, as Receiver for PWCG  
 Date of Last Billing: 08/20/21      Matter Name: Reporting  
 Proforma Number: 1143317  
 Client/Matter Joint Group # 377432-1      Client Matter Number:

**Fees for Matter 377432.00004.(Reporting)**

Trans Date	Index	Description of Service Rendered	Timekeeper	Hours	Fees	Sum	Circle	Action		
10/05/21	8591578	Work on Receiver's 15th interim report	Fates, Edward (Ted)	1.40	900.90	900.90	WO	HD	TR	_____
10/15/21	8600859	Communications with Receiver re: telephonic hearing on 10/18	Fates, Edward (Ted)	0.20	128.70	1,029.60	WO	HD	TR	_____
10/18/21	8604203	Work on the Receiver's updated reporting and accounting, prepare for hearing on the pending application (.6). Prepare for/attend the hearing on the Receiver/Allen Matkins fees, follow-up regarding same (1.3).	Zaro, David	1.90	1,590.30	2,619.90	WO	HD	TR	_____
10/25/21	8609838	Work on Receiver's 15th interim report, discuss same with Receiver	Fates, Edward (Ted)	0.80	514.80	3,134.70	WO	HD	TR	_____
11/01/21	8621511	Communications with Receiver and counsel for SEC re: meet and confer for 15th interim report	Fates, Edward (Ted)	0.40	257.40	3,392.10	WO	HD	TR	_____
11/09/21	8628191	Communications with SEC counsel re: interim report for third quarter	Fates, Edward (Ted)	0.10	64.35	3,456.45	WO	HD	TR	_____
11/12/21	8635250	Meet and confer communications with SEC counsel re: quarterly interim report, advise Receiver re: same (.2) update and finalize	Fates, Edward (Ted)	0.50	321.75	3,778.20	WO	HD	TR	_____

03/01/22 09:47:35 PROFORMA STATEMENT FOR MATTER 377432.00004 (Thomas C. Hebrank, as Receiver for PWCG) (Reporting)

**Fees for Matter 377432.00004.(Reporting)**

Trans Date	Index	Description of Service Rendered report (.3)	Timekeeper	Hours	Fees	Sum	Circle	Action		
11/19/21	8643049	Several emails and conference with counsel as to the Receiver accounting, address the response to investor as to portfolio and Receiver evaluation (.4). Call with counsel as to the Receiver's cash flow/analysis and valuation (.3).	Zaro, David	0.70	585.90	4,364.10	WO	HD	TR	_____

**Disbursements for Matter 377432.00004 (Reporting)**

Trans Date	Index	Type	Quantity	Amt	Circle	Action		
10/01/21	2736324	EDISC – CS Disco, Inc. - Monthly Hosting for October 2021	0.00	150.00	WO	HD	TR	_____
10/01/21	2736375	EDISC – CS Disco, Inc. - Monthly Hosting for October 2021	0.00	539.40	WO	HD	TR	_____
10/01/21	2736380	EDISC – CS Disco, Inc. - Monthly Hosting for October 2021	0.00	150.00	WO	HD	TR	_____
10/01/21	2746698	DCSRCH – Document Search - - PACER - 7/21 -9/21 Usage	0.00	1.10	WO	HD	TR	_____
10/01/21	2746723	DCSRCH – Document Search - - PACER - 7/21 -9/21 Usage	0.00	0.40	WO	HD	TR	_____
10/01/21	2746764	DCSRCH – Document Search - - PACER - 7/21 -9/21 Usage	0.00	6.20	WO	HD	TR	_____
10/21/21	2737594	BW – Duplication - Black & White Copies	22.00	2.20	WO	HD	TR	_____
11/01/21	2741030	EDISC – CS Disco, Inc. - Monthly Hosting for November 2021	0.00	150.00	WO	HD	TR	_____
11/01/21	2741080	EDISC – CS Disco, Inc. - Monthly Hosting for November 2021	0.00	539.40	WO	HD	TR	_____
11/01/21	2741085	EDISC – CS Disco, Inc. - Monthly Hosting for November 2021	0.00	150.00	WO	HD	TR	_____

03/01/22 09:47:35 PROFORMA STATEMENT FOR MATTER 377432.00004 (Thomas C. Hebrank, as Receiver for PWCG) (Reporting)

**Disbursements for Matter 377432.00004 (Reporting)**

Trans Date	Index	Type	Quantity	Amt	WO	HD	TR	
11/11/21	2741865	DCSRCH – Case Anywhere LLC - System Access Fee (08/01/2021 - 10/31/2021)	0.00	120.00	WO	HD	TR	_____
12/01/21	2745459	EDISC – CS Disco, Inc. - Monthly Hosting for December 2021	0.00	150.00	WO	HD	TR	_____
12/01/21	2745508	EDISC – CS Disco, Inc. - Monthly Hosting for December 2021	0.00	539.40	WO	HD	TR	_____
12/01/21	2745513	EDISC – CS Disco, Inc. - Monthly Hosting for December 2021	0.00	150.00	WO	HD	TR	_____
12/28/21	2746832	STATU – JAMS, Inc. - Deposit for Services with Hon. Raymond J. Ikola	0.00	3,150.00	WO	HD	TR	_____

**Proforma Summary**

**Timekeeper**

Number	Timekeeper	Hours	Rate	Amounts
000313	Zaro, David	2.60	837.00	2,176.20
001665	Fates, Edward (Ted)	3.40	643.50	2,187.90
		<u>6.00</u>		<u>\$4,364.10</u>
Subtotal Fees				\$4,364.10
Discount				0.00
Total Fees				4,364.10
Total Disbursements				5,798.10

**Attorney Billing Instructions**

( )	BILL ALL	( )	Hold
( )	BILL FEES ONLY	( )	Write Off
( )	BILL COST ONLY	( )	<u>Transfer All</u>

**Billing Instructions**

expires 6/30/2022: 10% off standard rates (automatic); no text editing; no conf calls; copies @ .10

**Account Summary – As Of 03/01/22**

Fiscal YTD			Calendar YTD			LTD		
Total	Fees	Disb.	Total	Fees	Disb.	Total	Fees	Disbursements

03/01/22 09:47:35 PROFORMA STATEMENT FOR MATTER 377432.00004 (Thomas C. Hebrank, as Receiver for PWCG) (Reporting)

Worked	12,288.15	12,288.15	0.00	6,315.30	6,315.30	0.00	58,069.20	52,271.10	5,798.10
Unbilled Adj	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
Billed	1,530.00	1,530.00	0.00	0.00	0.00	0.00	39,982.95	39,982.95	0.00
Collected	1,530.00	1,530.00	0.00	0.00	0.00	0.00	39,982.95	39,982.95	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>Costs</b>						
<b>WIP Balance</b>	<b>18,086.25</b>	<b>12,288.15</b>	<b>5,798.10</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>								

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**Billing Address**

Thomas C. Hebrank, as Receiver for PWCG Trust  
 c/o E3 Advisors  
 501 West Broadway, Suite 800  
 San Diego, CA 92101

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03/01/22 09:47:36 PROFORMA STATEMENT FOR MATTER 377432.00007 (Thomas C. Hebrank, as Receiver for PWCG) (Third Party Recoveries)

**Preliminary Billing Form**

Billing Atty: 001665 - Fates, Edward (Ted)      Matter #: 377432.00007      Client Name: Thomas C. Hebrank, as Receiver for PWCG  
 Date of Last Billing: 08/20/21      Matter Name: Third Party Recoveries  
 Proforma Number: 1143317  
 Client/Matter Joint Group # 377432-1      Client Matter Number:

**Fees for Matter 377432.00007.(Third Party Recoveries)**

Trans Date	Index	Description of Service Rendered	Timekeeper	Hours	Fees	Sum	Circle	Action	
10/05/21	8591576	Review and respond to emails regarding inquiry from investor and clawback	Kaup, John	0.20	63.00	63.00	WO	HD	TR
10/05/21	8592120	Email with counsel related to clawback claims and outstanding settlements.	Zaro, David	0.30	251.10	314.10	WO	HD	TR

**Proforma Summary**

Timekeeper Number	Timekeeper	Hours	Rate	Amounts
000313	Zaro, David	0.30	837.00	251.10
000820	Kaup, John	0.20	315.00	63.00
		<u>0.50</u>		<u>\$314.10</u>
Subtotal Fees				\$314.10
Discount				0.00
Total Fees				314.10
Total Disbursements				0.00

**Attorney Billing Instructions**

- |                    |                         |
|--------------------|-------------------------|
| ( ) BILL ALL       | ( ) Hold                |
| ( ) BILL FEES ONLY | ( ) Write Off           |
| ( ) BILL COST ONLY | ( ) <u>Transfer All</u> |

03/01/22 09:47:36 PROFORMA STATEMENT FOR MATTER 377432.00007 (Thomas C. Hebrank, as Receiver for PWCG) (Third Party Recoveries)

**Billing Instructions**

expires 6/30/2022: 10% off standard rates (automatic); no text editing; no conf calls; copies @ .10

**Account Summary – As Of 03/01/22**

	Fiscal YTD			Calendar YTD			LTD		
	Total	Fees	Disb.	Total	Fees	Disb.	Total	Fees	Disbursements
Worked	26,590.50	26,590.50	0.00	21,469.05	21,469.05	0.00	164,624.85	164,624.85	0.00
Unbilled Adj	0.00	0.00	0.00	0.00	0.00	0.00	2.34	2.34	0.00
Billed	6,196.50	6,196.50	0.00	0.00	0.00	0.00	138,032.01	138,032.01	0.00
Collected	6,196.50	6,196.50	0.00	0.00	0.00	0.00	138,032.01	138,032.01	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>Costs</b>						
<b>WIP</b>	<b>26,590.50</b>	<b>26,590.50</b>	<b>0.00</b>						
<b>Balance</b>									
<b>AR Balance</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>						
<b>Unalloc</b>	<b>0.00</b>								
<b>Payment</b>									
<b>Client Trust</b>	<b>0.00</b>								
<b>Balance</b>									

**Billing Address**

Thomas C. Hebrank, as Receiver for PWCG Trust  
 c/o E3 Advisors  
 501 West Broadway, Suite 800  
 San Diego, CA 92101

03/01/22 09:47:38 PROFORMA STATEMENT FOR MATTER 377432.00011 (Thomas C. Hebrank, as Receiver for PWCG) (MP&C Litigation)

**Preliminary Billing Form**

Billing Atty: 001665 - Fates, Edward (Ted)      Matter #: 377432.00011      Client Name: Thomas C. Hebrank, as Receiver for PWCG  
 Date of Last Billing: 10/24/21      Matter Name: MP&C Litigation  
 Proforma Number: 1143317  
 Client/Matter Joint Group # 377432-1      Client Matter Number:

**Fees for Matter 377432.00011.(MP&C Litigation)**

Trans Date	Index	Description of Service Rendered	Timekeeper	Hours	Fees	Sum	Circle Action			_____
							WO	HD	TR	
10/01/21	8590612		Zaro, David	1.10	920.70	920.70	WO	HD	TR	_____
10/01/21	8600564		Villagomez, Stacey	0.60	267.30	1,188.00	WO	HD	TR	_____
10/01/21	8611039		Fates, Edward (Ted)	0.60	386.10	1,574.10	WO	HD	TR	_____
10/05/21	8592118		Zaro, David	0.40	334.80	1,908.90	WO	HD	TR	_____
10/06/21	8600562		Villagomez, Stacey	0.70	311.85	2,220.75	WO	HD	TR	_____



03/01/22 09:47:38 PROFORMA STATEMENT FOR MATTER 377432.00011 (Thomas C. Hebrank, as Receiver for PWCG) (MP&C Litigation)

**Fees for Matter 377432.00011.(MP&C Litigation)**

<b>Trans Date</b>	<b>Index</b>	<b>Description of Service Rendered</b>	<b>Timekeeper</b>	<b>Hours</b>	<b>Fees</b>	<b>Sum</b>	<b>Circle</b>	<b>Action</b>		
10/07/21	8598587		Zaro, David	0.60	502.20	2,722.95	WO	HD	TR	_____
10/07/21	8611083		Fates, Edward (Ted)	1.30	836.55	3,559.50	WO	HD	TR	_____
10/08/21	8598601		Zaro, David	1.10	920.70	4,480.20	WO	HD	TR	_____
10/08/21	8600563		Villagomez, Stacey	0.50	222.75	4,702.95	WO	HD	TR	_____
10/11/21	8611091		Fates, Edward (Ted)	1.10	707.85	5,410.80	WO	HD	TR	_____
10/12/21	8597489		Fates, Edward (Ted)	0.20	128.70	5,539.50	WO	HD	TR	_____
10/13/21	8611095		Fates, Edward (Ted)	1.10	707.85	6,247.35	WO	HD	TR	_____
10/13/21	8616176		Farrell, Michael	0.30	230.85	6,478.20	WO	HD	TR	_____

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**Fees for Matter 377432.00011.(MP&C Litigation)**

<b>Trans Date</b>	<b>Index</b>	<b>Description of Service Rendered</b>	<b>Timekeeper</b>	<b>Hours</b>	<b>Fees</b>	<b>Sum</b>	<b>Circle</b>	<b>Action</b>		
10/14/21	8600565		Villagomez, Stacey	2.00	891.00	7,369.20	WO	HD	TR	_____
10/18/21	8604200		Zaro, David	0.80	669.60	8,038.80	WO	HD	TR	_____
10/18/21	8611110		Fates, Edward (Ted)	1.50	965.25	9,004.05	WO	HD	TR	_____
10/19/21	8605490		Fates, Edward (Ted)	0.80	514.80	9,518.85	WO	HD	TR	_____
10/20/21	8608201		Zaro, David	1.10	920.70	10,439.55	WO	HD	TR	_____
10/20/21	8611116		Fates, Edward (Ted)	0.70	450.45	10,890.00	WO	HD	TR	_____
10/20/21	8617628		Farrell, Michael	0.20	153.90	11,043.90	WO	HD	TR	_____
10/21/21	8606429		Fates, Edward (Ted)	0.60	386.10	11,430.00	WO	HD	TR	_____

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**Fees for Matter 377432.00011.(MP&C Litigation)**

Trans Date	Index	Description of Service Rendered	Timekeeper	Hours	Fees	Sum	Circle	Action		
10/21/21	8607460		Villagomez, Stacey	0.30	133.65	11,563.65	WO	HD	TR	_____
10/21/21	8610231		Zaro, David	0.40	334.80	11,898.45	WO	HD	TR	_____
10/25/21	8612491		Zaro, David	0.40	334.80	12,233.25	WO	HD	TR	_____
10/25/21	8612644		Zaro, David	0.20	167.40	12,400.65	WO	HD	TR	_____
10/26/21	8610932		Fates, Edward (Ted)	0.20	128.70	12,529.35	WO	HD	TR	_____
11/01/21	8623382		Zaro, David	0.60	502.20	13,031.55	WO	HD	TR	_____
11/16/21	8650638		Farrell, Michael	0.30	230.85	13,262.40	WO	HD	TR	_____
11/17/21	8638223		Pham, Matt D.	0.30	124.20	13,386.60	WO	HD	TR	_____
11/17/21	8643043		Zaro, David	1.10	920.70	14,307.30	WO	HD	TR	_____

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**Fees for Matter 377432.00011.(MP&C Litigation)**

<b>Trans Date</b>	<b>Index</b>	<b>Description of Service Rendered</b>	<b>Timekeeper</b>	<b>Hours</b>	<b>Fees</b>	<b>Sum</b>	<b>Circle</b>	<b>Action</b>		
11/17/21	8650702		Farrell, Michael	1.60	1,231.20	15,538.50	WO	HD	TR	_____
11/18/21	8638378	,	Fates, Edward (Ted)	1.20	772.20	16,310.70	WO	HD	TR	_____
11/18/21	8640006		Zaro, David	0.40	334.80	16,645.50	WO	HD	TR	_____
11/18/21	8643963		Pham, Matt D.	1.00	414.00	17,059.50	WO	HD	TR	_____
11/18/21	8650872		Farrell, Michael	1.50	1,154.25	18,213.75	WO	HD	TR	_____
11/19/21	8639622		Fates, Edward (Ted)	1.60	1,029.60	19,243.35	WO	HD	TR	_____
11/19/21	8640641		Villagomez, Stacey	0.10	44.55	19,287.90	WO	HD	TR	_____
11/19/21	8643050		Zaro, David	0.80	669.60	19,957.50	WO	HD	TR	_____

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**Fees for Matter 377432.00011.(MP&C Litigation)**

Trans Date	Index	Description of Service Rendered	Timekeeper	Hours	Fees	Sum	Circle	Action		
11/19/21	8651083		Farrell, Michael	0.80	615.60	20,573.10	WO	HD	TR	_____
11/22/21	8642141		Villagomez, Stacey	0.50	222.75	20,795.85	WO	HD	TR	_____
11/22/21	8642357		Fates, Edward (Ted)	0.70	450.45	21,246.30	WO	HD	TR	_____
11/22/21	8643998		Pham, Matt D.	1.00	414.00	21,660.30	WO	HD	TR	_____
11/22/21	8644000		Pham, Matt D.	0.50	207.00	21,867.30	WO	HD	TR	_____
11/22/21	8644003		Pham, Matt D.	1.10	455.40	22,322.70	WO	HD	TR	_____
11/22/21	8644010		Pham, Matt D.	1.50	621.00	22,943.70	WO	HD	TR	_____
11/22/21	8646330		Zaro, David	0.70	585.90	23,529.60	WO	HD	TR	_____
11/23/21	8646362		Zaro, David	1.10	920.70	24,450.30	WO	HD	TR	_____

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**Fees for Matter 377432.00011.(MP&C Litigation)**

Trans Date	Index	Description of Service Rendered	Timekeeper	Hours	Fees	Sum	Circle	Action		
11/23/21	8651158		Fates, Edward (Ted)	1.20	772.20	25,222.50	WO	HD	TR	_____
11/30/21	8649498		Pham, Matt D.	1.90	786.60	26,009.10	WO	HD	TR	_____
11/30/21	8649500		Pham, Matt D.	1.10	455.40	26,464.50	WO	HD	TR	_____
11/30/21	8650058		Farrell, Michael	0.50	384.75	26,849.25	WO	HD	TR	_____
11/30/21	8650113		Peng, Simona	0.80	252.00	27,101.25	WO	HD	TR	_____
12/01/21	8655178		Zaro, David	0.60	502.20	27,603.45	WO	HD	TR	_____
12/01/21	8667688		Peng, Simona	0.50	157.50	27,760.95	WO	HD	TR	_____
12/02/21	8663275		Zaro, David	0.40	334.80	28,095.75	WO	HD	TR	_____

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**Fees for Matter 377432.00011.(MP&C Litigation)**

Trans Date	Index	Description of Service Rendered	Timekeeper	Hours	Fees	Sum	Circle	Action		
12/02/21	8680145		Farrell, Michael	1.80	1,385.10	29,480.85	WO	HD	TR	_____
12/07/21	8657756		Fates, Edward (Ted)	0.70	450.45	29,931.30	WO	HD	TR	_____
12/07/21	8658804		Zaro, David	0.40	334.80	30,266.10	WO	HD	TR	_____
12/07/21	8659343		Pham, Matt D.	0.40	165.60	30,431.70	WO	HD	TR	_____
12/07/21	8659354		Pham, Matt D.	1.80	745.20	31,176.90	WO	HD	TR	_____
12/07/21	8662875		Neglia, Ross	0.40	126.00	31,302.90	WO	HD	TR	_____
12/07/21	8667740		Peng, Simona	0.10	31.50	31,334.40	WO	HD	TR	_____
12/09/21	8661093		Zaro, David	0.60	502.20	31,836.60	WO	HD	TR	_____

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**Fees for Matter 377432.00011.(MP&C Litigation)**

<b>Trans Date</b>	<b>Index</b>	<b>Description of Service Rendered</b>	<b>Timekeeper</b>	<b>Hours</b>	<b>Fees</b>	<b>Sum</b>	<b>Circle</b>	<b>Action</b>		
12/13/21	8670798		Pham, Matt D.	0.50	207.00	32,043.60	WO	HD	TR	_____
12/13/21	8670801		Pham, Matt D.	0.20	82.80	32,126.40	WO	HD	TR	_____
12/14/21	8664507		Fates, Edward (Ted)	0.30	193.05	32,319.45	WO	HD	TR	_____
12/14/21	8665980		Zaro, David	0.60	502.20	32,821.65	WO	HD	TR	_____
12/15/21	8670824		Pham, Matt D.	1.80	745.20	33,566.85	WO	HD	TR	_____
12/15/21	8670825		Pham, Matt D.	1.70	703.80	34,270.65	WO	HD	TR	_____
12/15/21	8670834		Pham, Matt D.	1.00	414.00	34,684.65	WO	HD	TR	_____
12/16/21	8669753		Zaro, David	0.60	502.20	35,186.85	WO	HD	TR	_____
12/20/21	8670866		Pham, Matt D.	0.10	41.40	35,228.25	WO	HD	TR	_____



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**Fees for Matter 377432.00011.(MP&C Litigation)**

Trans Date	Index	Description of Service Rendered	Timekeeper	Hours	Fees	Sum	Circle	Action		
12/22/21	8672354		Fates, Edward (Ted)	0.20	128.70	35,356.95	WO	HD	TR	_____
12/22/21	8675283		Farrell, Michael	0.40	307.80	35,664.75	WO	HD	TR	_____
12/22/21	8676081		Zaro, David	0.60	502.20	36,166.95	WO	HD	TR	_____
12/30/21	8680038		Zaro, David	0.40	334.80	36,501.75	WO	HD	TR	_____
12/30/21	8681015		Farrell, Michael	0.60	461.70	36,963.45	WO	HD	TR	_____
12/30/21	8682124		Pham, Matt D.	1.70	703.80	37,667.25	WO	HD	TR	_____
12/30/21	8682127		Pham, Matt D.	0.50	207.00	37,874.25	WO	HD	TR	_____
12/30/21	8682134		Pham, Matt D.	1.90	786.60	38,660.85	WO	HD	TR	_____
12/30/21	8682138		Pham, Matt D.	1.20	496.80	39,157.65	WO	HD	TR	_____
12/30/21	8682141		Pham, Matt D.	1.80	745.20	39,902.85	WO	HD	TR	_____

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**Proforma Summary**

**Timekeeper**

Number	Timekeeper	Hours	Rate	Amounts
000313	Zaro, David	15.00	837.00	12,555.00
000739	Farrell, Michael	8.00	769.50	6,156.00
001665	Fates, Edward (Ted)	14.00	643.50	9,009.00
002307	Peng, Simona	1.40	315.00	441.00
002336	Villagomez, Stacey	4.70	445.50	2,093.85
002448	Neglia, Ross	0.40	315.00	126.00
002510	Pham, Matt D.	23.00	414.00	9,522.00
		<u>66.50</u>		<u>\$39,902.85</u>
Subtotal Fees				\$39,902.85
Discount				0.00
Total Fees				39,902.85
Total Disbursements				0.00

**Attorney Billing Instructions**

<input type="checkbox"/> BILL ALL	<input type="checkbox"/> Hold
<input type="checkbox"/> BILL FEES ONLY	<input type="checkbox"/> Write Off
<input type="checkbox"/> BILL COST ONLY	<input type="checkbox"/> Transfer All

**Billing Instructions**

expires 6/30/2022: 10% off standard rates (automatic); no text editing; no conf calls; copies @ .10

**Account Summary – As Of 03/01/22**

	Fiscal YTD			Calendar YTD			LTD		
	Total	Fees	Disb.	Total	Fees	Disb.	Total	Fees	Disbursements
Worked	136,608.30	136,608.30	0.00	56,961.90	56,961.90	0.00	273,627.45	273,627.45	0.00
Unbilled Adj	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
Billed	56,113.65	56,113.65	0.00	0.00	0.00	0.00	137,019.15	137,019.15	0.00
Collected	56,113.65	56,113.65	0.00	0.00	0.00	0.00	137,019.15	137,019.15	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>Costs</b>						
<b>WIP Balance</b>	<b>137,091.10</b>	<b>136,608.30</b>	<b>482.80</b>						
<b>AR Balance</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>						

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<b>Unalloc</b>	<b>0.00</b>
<b>Payment</b>	
<b>Client Trust</b>	<b>0.00</b>
<b>Balance</b>	

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**Billing Address**

Thomas C. Hebrank, as Receiver for PWCG Trust  
c/o E3 Advisors  
501 West Broadway, Suite 800  
San Diego, CA 92101

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