

1 **Guttilla & Murphy, PC**
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COPY

4 Attorneys for the Receiver

5 IN THE SUPERIOR COURT OF THE STATE OF ARIZONA

6 IN AND FOR MARICOPA COUNTY

7 Arizona Corporation Commission,
Plaintiff,

Cause No. CV 2002-020878

8 v.

9 One Vision Children's Foundation, Inc.,
an Arizona non-profit corporation;
10 Hollister M. Marx, an individual; Wealth
Management Resources, Inc., an Arizona
corporation; Michael B. and Betty
11 Maksudian, husband and wife; Michael
A. and Lorrina Diaz, husband and wife,
Defendants.

PETITION NO. 13

PETITION FOR ORDER APPROVING
FEES AND COSTS INCURRED BY THE
RECEIVER; GUTTILLA & MURPHY, PC;
AND DAVID M. REAVES PC

(Assigned to Judge Kenneth L. Fields)

14 Lawrence J. Warfield, as the court appointed Receiver, respectfully petitions the Court
15 as follows:

16 1. On October 28, 2002, this Court entered its *Order Appointing Receiver*, which
17 appointed Lawrence J. Warfield as Receiver of all of the assets of One Vision Children's
18 Foundation, Inc. and Wealth Management Resources, Inc. ("Receivership Order").

19 2. Pursuant to *Order Re: Petition No. 1* the Court approved the Receiver's
20 compensation at the rate of \$150.00 per hour together with all reasonable costs and expenses
21

1 incurred relating to these services as Receiver. These services are billed by and paid to the
2 Receiver's firm, Warfield & Company.

3 3. Pursuant to this Court's Order Re: Petition No. 1, the Receiver has engaged the
4 services of the law firm of Guttilla & Murphy, PC, of Phoenix, Arizona, and the Receiver has
5 agreed to pay the law firm compensation at agreed hourly rates for the services of the firm
6 together with all reasonable costs and expenses incurred on behalf of the Receiver.

7 4. Pursuant to this Court's Receivership Order, the Receiver has engaged the
8 services of the law firm of David M. Reaves PC, of Phoenix, Arizona, and the Receiver has
9 agreed to pay the law firm compensation at agreed hourly rates for the services of the firm
10 together with all reasonable costs and expenses incurred on behalf of the Receiver.

11 5. Pursuant to the Court's *Order Re: Petition No. 2* the Court authorized the
12 Receiver and the Law Firm of Guttilla & Murphy, P.C. to file pay petitions without including
13 as exhibits the itemized statements of services rendered to, and costs incurred or expended on
14 behalf of, the Receivership, provided that the pay petition includes a statement that anyone
15 desiring additional information concerning the services and costs to be paid under the pay
16 petition may obtain such information from the Receiver by delivering to the Receiver and the
17 Receiver's counsel, Guttilla & Murphy, a written request specifying the additional
18 information requested at least three days prior to the date set for hearing on the pay petition.
19 Upon request of the Court, the Receiver shall make available for 'in camera' review by the
20 Court, the itemized statements and supporting documentation for the services and costs to be
21 paid under the pay petition.

1 6. The Receiver has submitted an itemized statement for services rendered to this
2 Receivership and for reimbursable costs incurred or paid during the period from September 1,
3 2003 through September 30, 2003. The total amount requested for payment by the Receiver
4 is \$1,365.97. The Receiver believes that this amount is reasonable and should be paid from
5 the Receivership Assets.

6 7. The law firm of Guttilla & Murphy, PC, has submitted an itemized statement
7 for services rendered to this Receivership and for reimbursable costs incurred or paid during
8 the period from September 1, 2003 through September 30, 2003. The total amount requested
9 for payment by the law firm of Guttilla & Murphy, PC is \$2,526.63. The Receiver believes
10 that this amount is reasonable and should be paid from the Receivership Assets and has
11 therefore approved this statement for payment.

12 8. The law firm of David M. Reaves PC, has submitted an itemized statement for
13 services rendered to this Receivership and for reimbursable costs incurred or paid during the
14 period from September 1, 2003 through September 30, 2003. The total amount requested for
15 payment by the law firm of David M. Reaves PC is \$1,072.23. The Receiver believes that
16 this amount is reasonable and should be paid from the Receivership Assets and has therefore
17 approved this statement for payment.

18 WHEREFORE, the Receiver respectfully requests that the Court enter an order
19 authorizing the Receiver to pay from Receivership Assets:

20 1. The amount of \$1,365.97 to Warfield & Company for services rendered and
21 costs incurred or paid during the period September 1, 2003 through September 30, 2003;

