

ROBB EVANS
Receiver of
Assets of James P. Lewis, Jr.,
Financial Advisory Consultants,
Income Fund Ltd. &
Growth Fund Ltd.

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Securities and Exchange Commission v. James P. Lewis, Jr., et al.
CASE No. CV 03-9354 ABC (VBKx)

Report of Receiver's Activities
July 1, 2005 Through December 31, 2005

Filed February 3, 2006

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8 **UNITED STATES DISTRICT COURT**
9 **CENTRAL DISTRICT OF CALIFORNIA, WESTERN DIVISION**

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11 SECURITIES AND EXCHANGE
12 COMMISSION,

13 Plaintiff,

14 v.

15 JAMES P. LEWIS, JR., individually
and doing business as FINANCIAL
16 ADVISORY CONSULTANTS,
INCOME FUND, LTD. AND
17 GROWTH FUND, LTD.,

18 Defendants.

CASE NO. CV 03-9354 ABC (VBKx)

**REPORT OF RECEIVER'S
ACTIVITIES JULY 1, 2005
THROUGH DECEMBER 31, 2005**

[NO HEARING REQUIRED]

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22 TO THE HONORABLE AUDREY B. COLLINS, UNITED STATES
23 DISTRICT JUDGE:

24 Robb Evans, Receiver of the assets of James P. Lewis, Jr., individually and
25 doing business as Financial Advisory Consultants, Income Fund, Ltd. and Growth

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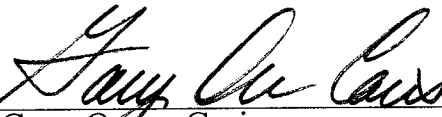
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1 Fund, Ltd., herewith submits his Report of Receiver's Activities for the period from
2 July 1, 2005 through December 31, 2005, constituting the fifth report to the Court.

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Dated: February 3, 2006

Respectfully submitted,
MCKENNA LONG & ALDRIDGE LLP

By: 

Gary Owen Caris
Lesley Anne Hawes

Attorneys for Receiver
ROBB EVANS

ROBB EVANS
Receiver of the
Assets of James P. Lewis, Jr. individually and DBA
Financial Advisory Consultants, Income Fund, Ltd. &
Growth Fund, Ltd.

REPORT OF RECEIVER'S ACTIVITIES
JULY 1, 2005 THROUGH DECEMBER 31, 2005

This is the fifth report to the Court. The purpose of this report is to update the Court on the progress of the receivership. This report does not constitute an audit of the financial condition of the receivership; it is intended only for the information of the Court and should not be relied upon for other purposes.

Status of Assets

Properties held jointly by James P. Lewis, Jr. and Sally Lewis

As previously reported, the Receiver developed a disposition strategy for each of the four real properties in conformance with the criteria and procedures approved by the Court.

The residential properties in San Diego and Palm Desert, and the commercial office condominium located on El Toro Road have been sold pursuant to Court approval.

The property in Laguna Niguel is currently under contract and in escrow. The due diligence period has expired and the earnest money deposit has been released to the Receiver. Subsequent to the date of this report, the motion for sale approval was submitted to the Court and the hearing date is set for January 30, 2006.

Property held jointly by Lewis and Blakney Boggs

The Court approved the settlement agreement between Blakney Boggs and the Receiver for the sale of the residential property and the furnishings in the Villa Park property. After analysis of the appraisals and broker's opinions of value, a listing price was determined and the property was listed for sale. This property is currently under contract and in escrow. The due diligence period has expired and the earnest money deposit has been released to the Receiver. The motion for sale approval is in the process of being filed.

Property held jointly by Lewis and Sharon Lefevers

As previously reported, the Receiver has been in communication with counsel for Sharon Lefevers (Lefevers), who is listed as a co-owner of the house in Greenwich, Connecticut. To date, the Receiver has been unable to negotiate a settlement with Lefevers.

Other Assets

In the fourth report, the Receiver advised the Court of the sales status of the seven automobiles owned by Lewis. All of the automobiles have been sold in conformance with procedures approved by this Court, resulting in net proceeds of approximately \$122,700.

Investor Issues

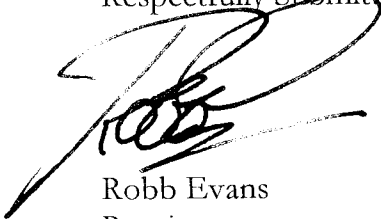
Claims Against the "Winning" Investors

As previously reported, the Receiver has made demand on over 400 investors to return amounts received that were in excess of their investment. While it is still too early in the process to predict how much the estate will ultimately recover from the winning investors, significant progress has been made. To date, the Receiver has negotiated settlements of about \$2.5 million which have been approved by the Court. Additional settlements totaling about \$1.8 million are pending Court approval. Negotiations with many other winning investors are ongoing.

Investor Distribution

On November 16, 2005 this Court approved a pro rata distribution to Approved Claims of investors and non-investor creditors. On December 2, 2005 the Receiver distributed \$3 million or approximately 3.2% of Approved Claims.

Respectfully Submitted,



Robb Evans
Receiver

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PROOF OF SERVICE BY MAIL

STATE OF CALIFORNIA, COUNTY OF LOS ANGELES

I am employed in the aforesaid county, State of California; I am over the age of 18 years and not a party to the within action; my business address is **444 South Flower Street, Los Angeles, California 90071.**

On February 6, 2006, I served the **REPORT OF RECEIVER'S ACTIVITIES JULY 1, 2005 THROUGH DECEMBER 31, 2005** on the interested parties in this action by placing the **true copy/original** thereof, enclosed in a sealed envelope, postage prepaid, addressed as follows:

SEE ATTACHED SERVICE LIST.

I am readily familiar with the business practice of my place of employment in respect to the collection and processing of correspondence, pleadings and notices for mailing with United States Postal Service.

The foregoing sealed envelope was placed for collection and mailing this date consistent with the ordinary business practice of my place of employment, so that it will be picked up this date with postage thereon fully prepaid at Los Angeles, California, in the ordinary course of such business.

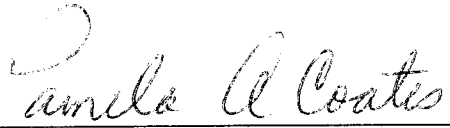
(STATE)

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

(FEDERAL)

I declare under penalty of perjury that the foregoing is true and correct, and that I am employed at the office of a member of the bar of this Court at whose direction the service was made.

Executed on February 6, 2006 at Los Angeles, California.



Signature

Pamela A. Coates

Print Name

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