

FILED

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4 Los Angeles, CA 90071  
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2006 MAY 22 PM 2:12  
U.S. DISTRICT COURT  
CENTRAL DISTRICT  
LOS ANGELES

6 Attorneys for Permanent Receiver,  
**ROBB EVANS**

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

11 FEDERAL TRADE COMMISSION,  
12 Plaintiff,  
13 v.  
14 TREK ALLIANCE, INC., et al.,  
15 Defendants.

CASE NO. CV 02-9270 DSF (AJWx)

**NOTICE OF HEARING ON MOTION FOR ORDER: (1) APPROVING AND AUTHORIZING RECEIVER'S FEES AND COSTS FROM NOVEMBER 1, 2003 THROUGH TERMINATION OF RECEIVERSHIP; (2) AUTHORIZING PAYMENT TO CLOSE AND SETTLE AFFAIRS OF ESTATE; AND (3) GRANTING RELIEF FROM LOCAL RULE 66-7 PERTAINING TO NOTICE TO CERTAIN CREDITORS**

DATE: June 12, 2006  
TIME: 1:30 p.m.  
PLACE: Courtroom 840  
Roybal Federal Building

21 PLEASE TAKE NOTICE that on June 12, 2006, at 1:30 p.m., or as soon  
22 thereafter as counsel may be heard in Courtroom 840 of the above-referenced Court  
23 located at 255 East Temple Street, Los Angeles, California, permanent receiver  
24 Robb Evans ("Receiver") will move this Court for an order: (1) approving and  
25 authorizing payment of receivership expenses incurred for the period from  
26 November 1, 2003 through the close and termination of the receivership ("Expense  
27 Period"), including payment of the fees of the Receiver, the Receiver's deputies,  
28 agents, staff and professionals, and reimbursement of costs incurred during the

MCKENNA LONG &  
ALDRIDGE LLP  
ATTORNEYS AT LAW  
LOS ANGELES

NOTICE OF HEARING ON MOTION FOR ORDER  
APPROVING RECEIVER'S FEES AND COSTS

1 Expense Period in the total sum of \$63,406.84; (2) authorizing a payment of  
2 \$15,844 to close and settle the affairs of the Estate, including fees and expenses  
3 incurred for the period from April 1, 2006; and (3) granting relief from Local Rule  
4 66-7 pertaining to the giving of notice to certain creditors of the receivership estate,  
5 whereby written notice to potential consumer claimants need not be given. The  
6 fees and expenses of the Receiver and his staff total \$23,561.57 during the Expense  
7 Period and his legal fees and expenses, including both his in-house and outside  
8 counsel, total \$39,845.27 during the Expense Period.

9 The Motion is made pursuant to Local Civil Rule L.R. 66-7 of the United  
10 States District Court for the Central District of California. It is based on the notice  
11 of motion, memorandum of points and authorities, and declarations of Kenton  
12 Johnson and Gary Owen Caris, which are being filed concurrently with the Motion,  
13 and upon all documents, records and files in this action, and such oral and  
14 documentary evidence as may be presented at or before the time of the hearing on  
15 the Motion.

16 PLEASE TAKE FURTHER NOTICE that a copy of the Motion is posted on  
17 the Receiver's website at [www.robbevans.com/html/trekalliance.html](http://www.robbevans.com/html/trekalliance.html), where it may  
18 be reviewed in its entirety. Copies of the Motion will be provided to any interested  
19 party upon receipt of a written request which may be sent to: Robb Evans &  
20 Associates LLC, Attn: Cherrie Eustaquio, 11450 Sheldon Street, Sun Valley, CA  
21 91352-1121; Telephone (818) 768-8100; Facsimile: (818) 768-8802.

22  
23 Dated: May 18, 2006

Respectfully submitted,

MCKENNA LONG & ALDRIDGE LLP

25  
26 By:   
Gary Owen Caris

27 Attorneys for Permanent Receiver,  
28 **ROBB EVANS**

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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 May 19, 2006, I served the **NOTICE OF HEARING ON MOTION FOR ORDER: (1) APPROVING AND AUTHORIZING RECEIVER'S FEES AND COSTS FROM NOVEMBER 1, 2003 THROUGH TERMINATION OF RECEIVERSHIP; (2) AUTHORIZING PAYMENT TO CLOSE AND SETTLE AFFAIRS OF ESTATE; AND (3) GRANTING RELIEF FROM LOCAL RULE 66-7 PERTAINING TO NOTICE TO CERTAIN CREDITORS** 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 May 19, 2006 at Los Angeles, California.

  
\_\_\_\_\_  
Signature

*Pamela A. Coates*  
\_\_\_\_\_  
Print Name

## SERVICE LIST

*Robb Evans & Associates LLC – Trek Alliance, Inc., et al.*

R.M. Owens  
Operations Manager. Collections  
INTERNAL REVENUE SERVICE  
ACS Support - Stop 8130  
P.O. Box 145566  
Cincinnati, OH 45250-5566

City of Boulder Sales Tax Division  
P.O. Box 791  
Boulder, CO 80306-0791

ABC Distributing, Inc.  
P. O. Box 619000  
North Miami, FL 33261-9000

Accessline Communications  
11201 SE 8th Street  
Suite 200  
Bellevue, WA 98004

Adam's Mark  
Fourth & Chestnut  
St. Louis, MO 63102

Advanta Leasing Services  
P. O. Box 41598  
Philadelphia, PA 19101-1598

American Express  
P. O. Box 27057  
Greensboro, NC 27425-7057

AT&T Wireless  
P. O. Box 78110  
Phoenix, AZ 85062-8110

Authorize.Net  
915 South 500 East  
Suite 200  
American Fork, UT 84003

Boise Cascade Office Products  
File 42256  
Los Angeles, CA 90074-2256

Buchalter, Nemer, Fields & Younger  
601 South Figueroa Street  
Suite 2400  
Los Angeles, CA 90017-5704

Burton, Bartlett & Glogovac  
50 West Liberty Street  
Suite 650  
Reno, NV 89501

Calvey Nevada Packaging  
4999 Aircenter Circle  
Reno, NV 89502

Caselle Label Company  
1147 Gator Way  
Sparks, NV 89431

CCH Incorporated  
P. O. Box 4307  
Carol Stream, IL 60197-4307

CDI Media  
2323 South 3600 West  
Salt Lake City, UT 84119

CP Industries  
560 North 500 West  
Salt Lake City, UT 84116

Deluxe Business Checks  
P. O. Box 742572  
Cincinnati, OH 45274-2572

Department of the Treasury  
Internal Revenue Service  
Ogden, UT 84201-0039

DynaGraphic Printing  
2001 Timber Way  
Reno, NV 89512

Eschelon Telecom. Inc.  
36397 Treasury Center  
Chicago, IL 60694-6300

Expanets Inc.  
Dept #1261  
Denver, CO 80271-1261

1 **SERVICE LIST (cont'd)**

2 **Robb Evans & Associates LLC – Trek Alliance, Inc., et al.**

3 FedEx  
4 P. O. Box 1140  
5 Memphis, TN 38101-1140

FedEx Freight West  
Dept CH  
P. O. Box 10306  
Palatine, IL 60055-0306

6 Floralstuff.com  
7 10660 Kinghurst Drive  
8 Houston, TX 77099

Foxhollow Herb Farm  
180 Harbern Way  
Hollister, CA 95023

9 FranklinCovey Co.  
10 2200 West Parkway Blvd.  
11 Salt Lake City, UT 84119-2099

G. Neil Direct Mail, Inc.  
P. O Box 451179  
Sunrise, FL 33345-1179

12 Giclee Limited Editions, LLC  
13 907 West Moana Lane  
14 Reno, NV 89509

Grimes & Reese  
1270 South Woodruff Avenue  
Idaho Falls, ID 83404-5544

15 HealthTech International, Inc.  
16 1198 W. 1130 N.  
17 St. George, UT 84770

Henry's Cleaning Service  
P. O. Box 9056  
Incline Village, NV 89452

18 Ikon Office Solutions  
19 P. O. Box 7420  
20 Pasadena, CA 91109-7420

Industrial Container & Supply Company  
P. O. Box 26668  
Salt Lake City, UT 84126-0668

21 Kinko's Inc.  
22 P. O. Box 8033  
23 Ventura, CA 93002-8033

Kinko's Inc.  
P. O. Box 8033  
Ventura, CA 93002-8033

24 Labelsmith, Inc.  
25 1147 Gator Way  
26 Sparks, NV 89431

Law Offices of Howard S. Fredman, Esq.  
1875 Century Park East  
Suite 2200  
Los Angeles, CA 90067-2523

27 Moore North America  
28 135 South LaSalle  
Dept. 4904  
Chicago, IL 60674-4904

Motor Cargo  
P. O. Box 2351  
Salt Lake City, UT 84110

Michael David Myers, Esq.  
Myers & Parker, P.L.L.C.  
1809 7th Ave, Suite 700  
Seattle, WA 98101

Nevada Association of Employers  
P. O. Box 7515  
Reno, NV 89510

Nevada Bell  
P. O. Box 989045  
West Sacramento, CA 95798-9045

North Shore Agency, Inc.  
751 Summa Avenue  
Westbury, NY 11590

OSI Collection Services, Inc.  
P. O. Box 965  
Brookfield, WI 53008

Panda Inc.  
2695 Mill Street  
Reno, NV 89502-2102

1 **SERVICE LIST (cont'd)**

2 *Robb Evans & Associates LLC - Trek Alliance, Inc., et al.*

3 Paper Direct  
4 P. O. Box 2933  
Colorado Springs, CO 80901-2933

Paul Brown Hawaii  
9200 Mason Avenue  
Chatsworth, CA 91311

5 Pechiney Plastic Packagin, Inc.  
6 23069 Network Place  
Chicago, IL 60673-1069

Pitney Bowes  
P. O. Box 856390  
Louisville, KY 40285-6390

7 Pitney Bowes Credit Corporation  
8 P. O. Box 856460  
Louisville, KY 40285-6460

Qwest  
P. O. Box 856169  
Louisville, KY 40285-6169

9 Rainbow Printing & Office Supply  
10 33159 Camino Capistrano  
Suite E  
San Juan Capistrano, CA 92675

Rizzoli Inc. Trash Hauling  
250 Arletta Street  
Reno, NV 89503-5107

11 Ross Delivery Service, Inc.  
12 9600 Comanche Moon Dr.  
Reno, NV 89521

Sierra Spring Water Company  
Dept 262  
Denver, CO 80271-0262

13 Sitkoff/O'Neil Accountancy Corp.  
14 P. O. Box 6299  
Tahoe City, CA 96145

Southwest Gas Corporation  
P. O. Box 98890  
Las Vegas, NV 89150-0101

15 Sprint  
16 P. O. Box 930331  
Atlanta, GA 31193-0331

Taste of Home Books  
P. O. Box 5226  
Clifton, NJ 07015-5226

17 Terminex International  
18 5655 Riggins Court  
Suite 1  
19 Reno, NV 89502

Terry's Village  
P. O. Box 2049  
Omaha, NE 68103

20 Thor Incorporated  
21 12820 West 2550 South  
Ogden, UT 84401

Transpay, Inc. d/b/a TransPay Processing  
74900 Highway 111  
Suite 121  
Indian Wells, CA 92210

22 Ultima Networks  
23 P. O. Box 10549  
Salinas, CA 93912-7549

United Parcel Service  
P. O. Box 894820  
Los Angeles, CA 90189-4820

24 Valley Insurance Company  
25 P. O. Box 1119  
Albany, OR 97321-0421

Venus Laboratories  
P. O. Box 607  
Wood Dale, IL 60191

26 Voice Text.Com  
27 702 Colorado Street  
Suite 2600  
28 Austin, TX 78701

Woodburn & Wedge  
6100 Neil Road  
Suite 500  
Reno, NV 89511

1 **SERVICE LIST (cont'd)**

2 **Robb Evans & Associates LLC – Trek Alliance, Inc., et al.**

3 Alabama Department of Revenue  
4 Sales, Use & Business Tax Division  
5 P. O. Box 327900  
6 Montgomery, AL 36132-7900

Alatax  
Sales Tax Division  
P. O. Box 830725  
Birmingham, AL 35283-0725

7 Arizona Department of Revenue  
8 P. O. Box 29010  
9 Phoenix, AZ 85038-9010

Board of Equalization  
P. O. Box 942879  
Sacramento, CA 94279-8022

10 City & County of Broomfield  
11 Sales Tax Administration  
12 P. O. Box 407  
13 Broomfield, CO 80038-0407

City and County of Denver  
Department of Revenue  
P. O. Box 17430  
Denver, CO 80217-0430

14 City of Arvada  
15 Sales Tax Division  
16 P. O. Box 8101  
17 Arvada, CO 80001-8101

City of Aurora  
Dept. 800  
Denver, CO 80291-0800

18 City of Avondale  
19 Sales Tax Department  
20 114 E. Western Avenue  
21 Avondale, AZ 85323-2316

City of Boulder  
Department of Finance  
P. O. Box 1316  
Boulder, CO 80306-1316

22 City of Bremerton  
23 Tax and License Division  
24 239 Fourth Street  
25 Bremerton, WA 98337

City of Brighton  
Sales Tax Return  
22 So. 4th Avenue  
Brighton, CO 80601

26 City of Chandler  
27 Sales Tax - Mail Stop 701  
28 P. O. Box 15001  
Chandler, AZ 85244-5001

City of Colorado Springs  
P. O. Box 2408  
Colorado Springs, CO 80901

City of Commerce City  
Department of Finance  
5291 East 60th Avenue  
Commerce City, CO 80022-3203

City of Durango  
Finance Department  
949 E 2nd Avenue  
Durango, CO 813.01

City of Englewood Sales Tax  
P. O. Box 2900  
Englewood, CO 80150-2900

City of Federal Heights  
Sales Tax Return  
2380 W. 90th Avenue  
Federal Heights, CO 80260

City of Fort Collins  
Department of Finance  
P. O. Box 580  
Fort Collins, CO 80522

City of Glendale  
P. O. Box 800  
Glendale, AZ 85311-0800

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**SERVICE LIST (cont'd)**

*Robb Evans & Associates LLC - Trek Alliance, Inc., et al.*

City of Golden  
911 10th Street  
Golden, CO 80401

City of Lafayette  
1290 S. Public Road  
Lafayette, CO 80026

City of Louisville  
Sales Tax Division  
749 Main Street  
Louisville, CO 80027

City of Loveland  
Sales Tax Administration  
P. O. Box 0845  
Loveland, CO 80539-0845

City of Mesa  
P. O. Box 16350  
Mesa, AZ 85211-6350

City of Phoenix, Arizona  
Attn: Privilege License Tax  
P. O. Box 29690  
Phoenix, AZ 85038-9690

City of Prescott  
Sales Tax Department  
P. O. Box 2077  
Prescott, AZ 86302-2077

City of Pueblo  
Pueblo-Finance Dept/Sales Tax  
P. O. Box 1427  
Pueblo, CO 81002

City of Reno  
Business License Renewals  
P. O. Box 7  
Reno, NV 89501

City of Rifle  
P. O. Box 1908  
Rifle, CO 81650

City of Scottsdale  
P. O. Box 1949  
Scottsdale, AZ 85252-1949

City of Tacoma  
Department of Finance  
P. O. Box 11640  
Tacoma, WA 98411-6640

City of Tempe  
Tax and License Office  
P. O. Box 29618  
Phoenix, AZ 85038-9618

City of Thornton  
Sales Tax Division  
Dept. 222  
Denver, CO 80291-0222

City of Tucson  
Finance Department  
255 W. Alameda  
Tucson, AZ 85701

City of Woodland Park  
Revenue Department  
P. O. Box 9045  
Woodland Park, CO 80866-9045

Commonwealth of Kentucky  
Revenue Cabinet  
P. O. Box 491  
Frankfort, KY 40602

Commonwealth of Massachusetts  
P. O. Box 7072  
Boston, MA 2204

Commonwealth of Pennsylvania  
Bureau of Compliance  
Dept. 280946  
Harrisburg, PA 17128-0946

Commonwealth of Virginia  
Department of Taxation  
Richmond, VA 23282

1 **SERVICE LIST (cont'd)**

2 **Robb Evans & Associates LLC – Trek Alliance, Inc., et al.**

3 Comptroller of Maryland  
4 110 Carroll Street  
4 Annapolis, MD 21411-0001

Comptroller of Public Accounts  
111 E. 17th Street  
Austin, TX 78774-0100

5 Department of Revenue Services  
6 State of Connecticut  
6 P. O. Box 5030  
7 Hartford, CT 06102-5030

Employment Department  
P. O. Box 2170  
Oregon City, OR 97045-5070

8 Florida Department of Revenue  
8 5050 West Tennessee Street  
9 Tallahassee, FL 32399-0128

Franchise Tax Board  
P. O. Box 942840  
Sacramento, CA 94240-0040

10 Georgia Department of Revenue  
10 Sales and Use Tax Division  
11 P. O. Box 105296  
11 Atlanta, GA 30348-5296

Idaho State Tax Commission  
P. O. Box 36  
Boise, ID 83722-0410

12 Illinois Department of Corrections  
12 P. O. Box 518  
13 Kewanee, IL 61443-0518

Illinois Department of Revenue  
Retailers Occupation Tax  
Springfield, IL 62796-0001

14 Indiana Department of Revenue  
14 P. O. Box 7218  
15 Indianapolis, IN 46207-7218

Internal Revenue Service  
Ogden, UT 84201

16 Kansas Department of Revenue  
16 Sales & Excise Tax  
17 915 SW Harrison Street  
18 Topeka, KS 66625-5000

Kentucky Revenue Cabinet  
Sales and Use Tax Section  
P. O. Box 181, Section 53  
Frankfort, KY 40602-0181

19 Louisiana Department of Revenue  
19 P. O. Box 201  
20 Baton Rouge, LA 70821-0201

Maine Revenue Services  
Sales/Excise Tax Division  
P. O. Box 1065  
Augusta, ME 04332-1065

21 Michigan Department of Treasury  
21 Dept. 77003  
22 Detroit, MI 48277-0003

Minnesota Department of Revenue  
P. O. Box 64447 - REO  
Saint Paul, MN 55164-0447

23 Missouri Department of Revenue  
23 Division of Taxation and Collection  
24 P. O. Box 840  
25 Jefferson City, MO 65105-0840

Nevada Department of Taxation  
P. O. Box 98560  
Las Vegas, NV 89193-8560

26 New York State Department  
26 JAF Building  
27 P. O. Box 1207  
27 New York, NY 10116-1207

North Carolina Department of Revenue  
P. O. Box 25000  
Raleigh, NC 27640-0700

1 **SERVICE LIST (cont'd)**

2 **Robb Evans & Associates LLC – Trek Alliance, Inc., et al.**

3 Office of the Attorney General  
4 Ronald R. Del Vento  
5 P. O. Box 12548  
6 Austin, TX 78711-2548

Office of State Tax Commissioner  
State Capitol  
600 E. Boulevard Ave. Dept. 127  
Bismarck, ND 58505-0553

7 Ohio Department of Taxation  
8 P. O. Box 2678  
9 Columbus, OH 43216-2678

Oklahoma Tax Division  
P. O. Box 26850  
Oklahoma City, OK 73126-0850

10 Patricia Berger-County Clerk  
11 Lake County  
12 P. O. Box 917  
13 Leadville, CO 80416

Pennsylvania Department of Revenue  
Dept 280420  
Harrisburg, PA 17128-0420

14 Pennsylvania Department of Revenue  
15 Dept 280406  
16 Harrisburg, PA 17128-0406

Rhode Island Division of Taxation  
One Capitol Hill  
Providence, RI 02908-5812

17 South Dakota State Treasurer  
18 Department of Revenue-Remittance Center  
19 P. O. Box 5055  
20 Sioux Falls, SD 57117-5055

State of Alabama  
Department of Revenue  
P. O. Box 327710  
Montgomery, AL 36132-7710

21 State of Arkansas  
22 Revenue Division  
23 P. O. Box 1272  
24 Little Rock, AR 72203-1272

State of California  
Employment Development Dept.  
P. O. Box 19009  
San Bernardino, CA 92423-9009

25 State of California  
26 Franchise Tax Board  
27 P. O. Box 419001  
28 Rancho Cordova, CA 95741-9001

State of Colorado  
Department of Revenue  
Denver, CO 80261-0013

State of Hawaii  
Department of Taxation  
P. O. Box 1425  
Honolulu, HI 96806-1425

State of Maine  
Maine Revenue Services  
P. O. Box 1065  
Augusta, ME 04332-1065

State of Missouri  
Department of Revenue  
P. O. Box 3380  
Jefferson City, MO 65105-3380

State of Nevada  
Department of Employment Security  
500 East Third Street  
Carson City, NV 89713-0030

State of Nevada  
Secretary of State  
202 N. Carson Street  
Carson City, NV 89701-4201

State of Ohio  
Office of the Attorney General  
30 E. Broad Street  
Columbus, OH 43215-3400

1 **SERVICE LIST (cont'd)**

2 **Robb Evans & Associates LLC – Trek Alliance, Inc., et al.**

3 State of South Carolina  
4 SC Department of Revenue  
5 P. O. Box 125  
6 Columbia, SC 29214

State of Washington  
Department of Revenue  
P. O. Box 34052  
Seattle, WA 98124-1052

7 State of Wyoming  
8 Department of Revenue  
9 Herschler Building  
10 Cheyenne, KY 82002-0110

Tennessee Department of Revenue  
Andrew Jackson State Office Bldg.  
500 Deaderick Street  
Nashville, TN 37242

11 The Town of Erie  
12 P. O. Box 750  
13 Erie, CO 80516

Town of Breckenridge  
Department of Finance  
P. O. Box 1237  
Breckenridge, CO 80424

14 Treasurer-State of Iowa  
15 Iowa Dept. of Revenue and Finance  
16 P. O. Box 10412  
17 Des Moines, IA 50306-0412

Utah State Tax Commission  
Sales Tax  
210 N. 1950 W  
Salt Lake City, UT 84134-0400

18 Vermont Department of Taxes  
19 P. O. Box 588  
20 Montpelier, VT 05601-0588

Washoe County Treasurer  
P. O. Box 30039  
Reno, NV 89520-3039

21 Wisconsin Department of Revenue  
22 Box 93389  
23 Milwaukee, WI 52393-0389

Wyoming Department of Revenue  
Herschler Bldg.  
122 West 25th Street  
Cheyenne, WY 82002-0110

24 John D. Jacobs, Esq.  
25 Federal Trade Commission  
26 10877 Wilshire Boulevard, Suite 700  
27 Los Angeles, CA 90024

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Federal Trade Commission  
Division of Marketing Practices  
600 Pennsylvania Ave., N.W. – H-238  
Washington, D.C. 20580

28 Marilyn E. Kerst, Esq.  
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Denver, CO 80265

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Nampa, ID 83651