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10 **ROBB EVANS & ASSOCIATES LLC**

11 UNITED STATES DISTRICT COURT  
12 DISTRICT OF NEVADA

13 FEDERAL TRADE COMMISSION,  
14 Plaintiff,

15 v.

16 AWS, LLC, et al.,  
17 Defendants.

Case No. 2:18-cv-00442-JCM-BNW

**ORDER GRANTING MOTION FOR  
ORDER APPROVING FINAL REPORT  
AND ACCOUNTING; FINAL REQUEST  
FOR APPROVAL AND PAYMENT OF  
RECEIVER’S AND PROFESSIONALS’  
FEES AND COSTS FROM MAY 1, 2018  
THROUGH CLOSING; FOR DISCHARGE  
AND EXONERATION OF BOND AND  
RELATED RELIEF; AND GRANTING  
RELIEF FROM LOCAL RULE 66-5  
PERTAINING TO NOTICE TO  
CREDITORS**

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24 The Motion for Order Approving Final Report and Accounting; Final Request for  
25 Approval and Payment of Receiver’s and Professionals’ Fees and Costs From May 1, 2018  
26 Through Closing; For Discharge and Exoneration of Bond and Related Relief; and Granting  
27 Relief from Local Rule 66-5 Pertaining to Notice to Creditors (“Wind Up Motion”) filed by Robb  
28 Evans & Associates LLC (“Receiver”) came on regularly before this Court for determination.

1 The Court, having read and considered the Wind Up Motion and all pleadings and evidence filed  
2 in support thereof, and opposition or other responses to the Wind Up Motion, if any, and good  
3 cause appearing therefore, it is

4 ORDERED that:

5 1. The Wind Up Motion and all relief sought therein is granted;

6 2. Without limiting the generality of the foregoing:

7 A. The Receiver's Final Report, which is a part of the Memorandum of Points  
8 and Authorities submitted in support of the Wind Up Motion, and the Receiver's Final  
9 Accounting, which is attached to the accompanying declaration of Brick Kane as Exhibit 1, are  
10 hereby approved in their entirety;

11 B. The Receiver is authorized to wind up the receivership estate created in this  
12 action pursuant to the Stipulated Order for Permanent Injunction and Monetary Judgment as to  
13 Defendants AWS, LLC, FBA Distributors, LLC, FBA Stores, LLC, Info Pros, LLC, Info  
14 Solutions, LLC, Online Auction Learning Center, Inc. (Mass Corp.), Online Auction Learning  
15 Center Inc. (Nev. Corp.), Christopher F. Boswer, Adam S. Bowser and Jody L. Marshall ("AWS  
16 Judgment") and the Stipulated Order for Permanent Injunction and Monetary Judgment as to  
17 Defendants Adams Consulting, LLC, Global Marketing Services L.L.C., and Jeffrey A. Gomez  
18 ("Adams Consulting Judgment") (collectively, the "Stipulated Judgments") and this Order;

19 C. All actions and activities taken by or on behalf of the Receiver and all  
20 proposed actions to be taken, and all payments made by the Receiver and all proposed payments  
21 to be made in connection with the administration of the receivership estate are hereby approved  
22 and confirmed;

23 D. The Court hereby approves and authorizes for payment the receivership  
24 fees and costs incurred for the period from May 1, 2018 through the closing of the receivership  
25 estate ("Final Expense Period"), including payment of the fees of the Receiver, the Receiver's  
26 members, staff and professionals, and reimbursement of costs, comprised of: (a) Receiver's fees,  
27 including the Receiver's members and staff, of \$71,113.05 and Receiver's costs of \$20,311.67,  
28 for the period from May 1, 2018 through August 31, 2019, plus estimated Receiver's fees of

1 \$16,243.50 and costs of \$27,071.04, for the period from September 1, 2019 through closing of the  
2 estate, for total fees of \$87,356.55 and costs of \$47,382.71, for a total of \$134,739.26 for the  
3 Receiver; (b) legal fees of the Receiver's lead counsel, Barnes & Thornburg LLP ("Barnes &  
4 Thornburg") of \$114,372.97 and costs of \$3,215.28, for the period from May 1, 2018 through  
5 August 31, 2019, plus estimated legal fees of \$28,000.00 and costs of \$2,000.00, for the period  
6 from September 1, 2019 through closing of the estate, for total fees of \$142,372.97 and costs of  
7 \$5,215.28, for a total of 147,588.25 for Barnes & Thornburg; (c) legal fees of the Receiver's local  
8 counsel, Lynch Law Practice, PLLC ("Lynch") of \$20,275.65 and costs of \$527.60, for the period  
9 from May 1, 2018 through August 31, 2019, plus estimated legal fees of \$3,062.10 for the period  
10 from September 1, 2019 through closing of the estate, for total fees of 23,337.75 and costs of  
11 \$527.60, for a total of \$23,865.35 for Lynch; and (d) legal fees of the Receiver's special litigation  
12 counsel Diamond McCarthy LLP ("Diamond") of \$22,448.10 and costs of \$81.72 for the period  
13 from September 1, 2018 through July 31, 2019, for a total of \$22,529.82 for Diamond, all as set  
14 forth in the Final Accounting, Exhibit 1 to the Declaration of Brick Kane, in addition to *de*  
15 *minimis* amounts incurred above the estimated amounts to be paid without further notice, hearing  
16 or Court order. Actual amounts incurred which are less than the amounts set forth herein shall be  
17 distributed as set forth in the following paragraph E;

18 E. After the payment of administrative expenses, the Receiver is authorized to  
19 distribute the remaining assets of the receivership estate held by the Receiver, estimated to be  
20 \$7,139,698.84, to the Federal Trade Commission ("FTC") or its designated agent, in accordance  
21 with Section VII of the Adams Consulting Judgment;

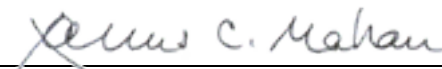
22 F. The Receiver is authorized to destroy all records of the Receivership  
23 Entities, as defined in the Memorandum of Points and Authorities, in the Receiver's possession,  
24 custody or control within 30 days after the Receiver serves written notice on the FTC of the  
25 Receiver's intention to destroy such records, unless the FTC requests possession of the records or  
26 another government agency issues a subpoena for such records, in which case the Receiver is  
27 authorized to turn over the records to the FTC or to the government agency which issued the  
28 subpoena;

1           G.     Effective upon the completion of the administration of the receivership  
 2 estate as described in the Final Report and the distribution of the remaining funds in the  
 3 Receiver’s possession and custody to the FTC or its agent, (a) neither the Receiver nor any agent,  
 4 employee, member, officer, independent contractor, attorney, accountant or representative of the  
 5 Receiver shall have any liability to any person or entity for any action taken or not taken in  
 6 connection with carrying out the Receiver’s administration of the receivership estate, and the  
 7 exercise of any powers, duties and responsibilities in connection therewith; and (b) the Receiver,  
 8 its agents, employees, members, officers, independent contractors, attorneys, accountants and  
 9 representatives are discharged, released from all claims and liabilities arising out of and/or  
 10 pertaining to the receivership, and relieved of all duties and responsibilities pertaining to the  
 11 receivership;

12           H.     The bond posted by the Receiver in this case shall be exonerated, effective  
 13 upon completion of the administration of the receivership estate and distribution of the remaining  
 14 funds in the Receiver’s possession and custody to the FTC or its agent; and

15           I.     Notice of this Motion is hereby deemed to be sufficient based on the  
 16 service of notice of the filing of the Wind Up Motion on all parties and all known non-consumer  
 17 creditors of the estate and service of the Wind Up Motion and all supporting papers on all parties,  
 18 but not serving the thousands of potential consumer creditors of the estate.

20 Dated: November 15, 2019.

  
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 JAMES C. MAHAN  
 UNITED STATES DISTRICT JUDGE

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