

**ROBB EVANS OF
ROBB EVANS & ASSOCIATES LLC
Receiver of I Works, Inc., et al. and
the Assets of Jeremy Johnson**

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**Federal Trade Commission v. Jeremy Johnson, I Works, Inc., et al.
CASE No. 2:10-CV-02203-MMD-GWF**

Notice of Filing of Motion for Order:

- (1) Approving and Authorizing Payment of Receiver's and Professionals' Fees and Expenses from August 1, 2017 Through June 30, 2018; and**
- (2) Granting Relief from Local Rule 66-5 Pertaining to Notice to Creditors**

Filed October 9, 2018

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12 UNITED STATES DISTRICT COURT
13 DISTRICT OF NEVADA
14

15 FEDERAL TRADE COMMISSION,

16 Plaintiff,

17 v.

18 JEREMY JOHNSON, individually, as officer
of Defendants I Works, Inc., etc., et al.,

20 Defendants.
21

Case No. 2:10-CV-02203-MMD-GWF

**NOTICE OF FILING OF MOTION FOR
ORDER (1) APPROVING AND
AUTHORIZING PAYMENT OF
RECEIVER’S AND PROFESSIONALS’
FEES AND COSTS FROM AUGUST 1, 2017
THROUGH JUNE 30, 2018;
AND (2) GRANTING RELIEF FROM
LOCAL RULE 66-5 PERTAINING TO
NOTICE TO CREDITORS**

22 PLEASE TAKE NOTICE that Robb Evans of Robb Evans & Associates LLC
23 (“Receiver”), the Receiver pursuant to the Court’s Preliminary Injunction Order issued
24 February 10, 2011, has filed his Notice of Motion and Motion for Order (1) Approving and
25 Authorizing Payment of Receiver’s and Professionals Fees and Costs from August 1, 2017
26 Through June 30, 2018; and Granting Relief from Local Rule 66-5 Pertaining to Notice to
27 Creditors (“Fee Motion”). Pursuant to the Fee Motion, the Receiver moves the Court for an order
28 for the following relief:

1 1. An order approving and authorizing payment of receivership fees and costs
2 incurred for the eleven-month period from August 1, 2017 through June 30, 2018 (“Expense
3 Period”), including payment of the fees of the Receiver, the Receiver’s deputies, agents, staff and
4 professionals, and reimbursement of costs incurred during the Expense Period in the total sum of
5 \$163,424.70, comprised of the following: (1) the fees of the Receiver, his deputies, agents and
6 staff of \$52,301.83, and the Receiver’s costs incurred during the Expense Period of \$17,222.21,
7 **for a total of \$69,524.04 for the Receiver’s fees and costs;** (2) the Receiver’s legal fees and
8 costs during the Expense Period, including (a) fees of \$28,639.80 and costs of \$1,211.48, **for a**
9 **total of \$29,851.28 for Receiver’s former lead counsel Diamond McCarthy LLP,** (b) fees of
10 \$21,598.20 and costs of \$324.87, **for a total of \$21,923.07 for the Receiver’s lead counsel**
11 **Barnes & Thornburg LLP,** (c) fees of \$2,082.50 and costs of \$1,585.91, **for a total of**
12 **\$3,668.41 for the Receiver’s local counsel, Kolesar & Leatham, Chtd.,** and (d) fees of
13 \$36,924.00 and costs of \$1,533.90 **for a total of \$38,457.90 for the Receiver’s special real**
14 **estate foreclosure counsel in Utah, Hatch, James & Dodge, A Professional Corporation;** and

15 2. An order deeming notice of the Fee Motion to be sufficient under Local Civil Rule
16 66- 5 based on the service of this notice of the filing of the Fee Motion and the Fee Motion on all
17 parties and service of this notice of the filing of the Fee Motion on all known non-consumer
18 creditors of the estate concurrent with the filing of the Fee Motion with the Court, but not the tens
19 of thousands of potential consumer creditors of the estate.

20 3. The Fee Motion is made pursuant to Local Civil Rules 7-2 and 66-5 and is based
21 upon this separate notice of filing of the Fee Motion, the Fee Motion, the accompanying
22 memorandum of points and authorities and the Declarations of Brick Kane and Gary Owen Caris
23 in support thereof, the separate Appendix of Exhibits filed concurrently therewith in support
24 thereof, the proposed order on the Fee Motion submitted concurrently therewith, upon the
25 pleadings, files and records of the Court in this case of which the Receiver requests the Court take
26 judicial notice, including without limitation the Report of Temporary Receiver’s Activities filed
27 February 8, 2011 (Doc. No. 127) and the Report of Receiver’s Financial Reconstruction dated
28 January 31, 2012 and four volumes of supporting Appendices filed on February 3, 2012 (Doc.

1 Nos. 464, 465-468), the Order Granting Motion for Order Clarifying Preliminary Injunction
2 Order and for Further Instructions Regarding Scope of Receivership Defendants under
3 Preliminary Injunction Order and Report of Receiver's Financial Reconstruction and Granting
4 Relief from Local Rule 66-5 Pertaining to Notice to Creditors After Hearing ("Clarifying Order")
5 entered March 25, 2013 and upon all other pleadings and documentary evidence as may be
6 presented to the Court by the Receiver. A copy of the Fee Motion, without the voluminous
7 Appendix of Exhibits, will be posted on the Receiver's website for the case at
8 www.robbevans.com.

9 Dated: October 8, 2018

BART K. LARSEN
SCOTT D. FLEMING
KOLESAR & LEATHAM, CHTD.

GARY OWEN CARIS
BARNES & THORNBURG LLP

14 By: /s/ Gary Owen Caris
15 Gary Owen Caris
16 Attorneys for Receiver
17 ROBB EVANS of ROBB EVANS &
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