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ROBB EVANS & ASSOCIATES LLC

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8 UNITED STATES DISTRICT COURT
9 CENTRAL DISTRICT OF CALIFORNIA

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11 NATIONSTAR MORTGAGE LLC,
12 Plaintiff,
13 v.
14 PATRICK JOSEPH SORIA, et al.,
15 Defendants.

Case No. 2:18-cv-03041 DSF (RAOx)
**STATUS REPORT REGARDING
BRETT WOLCOTT'S NON-
COMPLIANCE WITH COURT'S
ORDERS**

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18 Robb Evans & Associates LLC, Permanent Receiver (“Receiver”) submits
19 this Status Report which summarizes Brett Wolcott’s¹ complete non-compliance
20 with the Court’s Orders as follows:

21 On December 10, 2018, the Court issued its Supplemental Order in Support
22 of the Court’s Preliminary Injunction Order and Order Appointing Permanent
23 Receiver (Doc. 329) (“Supplemental Order”). In the Supplemental Order, among
24 other things, the Court ordered Brett Wolcott (“Wolcott”) to disclose to the
25 Receiver any money he has received from Patrick Soria (“Soria”) or any of the
26 Receivership Defendants since January 1, 2018; any money he has received as part

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28 ¹ The Receiver is advised that Plaintiff is separately updating the Court regarding Garson Silvers’
compliance with the Orders discussed herein.

1 of, or proceeds of, any transaction involving Soria or any of the Receivership
2 Defendants since that date; and to the degree he has knowledge, the location of any
3 assets of Soria or any of the Receivership Defendants. The Plaintiff served Wolcott
4 with the Supplemental Order at his home address on December 12, 2018. The
5 Supplemental Order was also sent via overnight mail on December 11, 2018 to
6 Wolcott at his home address by the Plaintiff. (Nationstar’s Status Report Re:
7 Service of Supplemental Order (Dkt. 329) on Third Parties (Doc. 333)).

8 John Edwards called counsel for the Receiver on December 17, 2018 and left
9 a voicemail message that has been saved by the Receiver’s counsel.² In the
10 message, he stated that he was helping Brett Wolcott on the Court Order to give the
11 Receiver’s counsel certain information; that they were in the process of putting that
12 in writing, but that it may not be out before business hours that day; that it should
13 be done before the next day and they would call Receiver’s counsel to check and
14 make sure it was received. Despite the promises in Mr. Edwards’ voicemail
15 message, nothing was ever sent to the Receiver by Wolcott or Edwards in response
16 to the Supplemental Order or otherwise.

17 On February 22, 2019, the Court issued its Order to Show Cause re Contempt
18 of Court (Doc. 370) (“OSC re Contempt”) which provided, among other things, that
19 Wolcott was ordered to show cause, in writing, no later than Marcy 4, 2019, how he
20 has complied with the Supplemental Order or provide good cause for the failure to
21 comply. The response was to be supported by a declaration under penalty of
22 perjury. If Wolcott failed to demonstrate compliance or good cause for the failure
23 to comply, he was to be held in civil contempt and ordered to pay \$1,000 per day
24 until the Court is satisfied that he has complied or shown good cause for the failure
25 to comply. On February 26, 2019, Plaintiff served Catherine Wolcott, his spouse,
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27 ² Edwards previously spoke with Receiver’s counsel on September 21, 2018 purporting to speak
28 on behalf of Wolcott about a subpoena the Receiver issued to Wolcott, even though Edwards is
not a lawyer.

1 with the OSC re Contempt, at the same address where Wolcott was served with the
2 Supplemental Order. (Proof of Service (Doc. 382)). Catherine Wolcott told the
3 process server that Wolcott was out of town until March 10, 2019.

4 The Receiver’s counsel has reviewed the case docket and regularly reviews
5 all of the electronic filings on this case. Based on this review, the Receiver submits
6 that Wolcott has never filed a response to the OSC re Contempt.

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Respectfully submitted,

Dated: April 12, 2019

BARNES & THORNBURG LLP

By: /s/ Gary Owen Caris
Gary Owen Caris
Attorneys for Permanent Receiver
ROBB EVANS & ASSOCIATES
LLC

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