

ROBB EVANS & ASSOCIATES LLC

Receiver of

The Rodis Law Group, Inc.

America's Law Group

The Financial Group, Inc. dba Tax Relief ASAP

Federal Trade Commission v. Data Medical Capital, Inc, et al.

CASE No. SA-CV-99-1266 AHS (EEx)

Notice of Hearing on Motion for Order:

- (1) Approving Report of Temporary Receiver's Activities;**
- (2) Approving and Authorizing Payment of Receiver's Fees and Expenses and Attorneys' Fees and Expenses from Inception Through June 30, 2009;**
- (3) Granting Relief from Local rule 66-7 Pertaining to Notice to Creditors**

Filed August 19, 2009

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ROBB EVANS & ASSOCIATES LLC
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8 UNITED STATES DISTRICT COURT
9 CENTRAL DISTRICT OF CALIFORNIA
10 SOUTHERN DIVISION
11

12 FEDERAL TRADE COMMISSION,

13 Plaintiff,

14 v.

15 DATA MEDICAL CAPITAL, INC.,
16 *et al.*,

17 Defendants.
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Case No. 8:99-cv-01266 AHS (EEx)

**NOTICE OF HEARING ON
MOTION FOR ORDER: (1)
APPROVING REPORT OF
TEMPORARY RECEIVER'S
ACTIVITIES; (2) APPROVING
AND AUTHORIZING PAYMENT
OF RECEIVER'S FEES AND
EXPENSES AND ATTORNEYS'
FEES AND EXPENSES FROM
INCEPTION THROUGH JUNE 30,
2009; (3) GRANTING RELIEF
FROM LOCAL RULE 66-7
PERTAINING TO NOTICE TO
CREDITORS**

DATE: September 21, 2009

TIME: 10:00 a.m.

PLACE: Courtroom 10A

24
25 PLEASE TAKE NOTICE that on September 21, 2009 commencing at 10:00
26 a.m., or as soon thereafter as the parties may be heard in Courtroom 10A of the
27 above-entitled Court located at 411 West Fourth Street, Santa Ana, California,
28

1 Robb Evans & Associates LLC, as permanent Receiver (“Receiver”), will and does
2 hereby move the Court for an order:

3 1. Approving the Report of Temporary Receiver’s Activities covering the
4 period of May 27, 2009 through June 12, 2009 filed with the Court on June 16,
5 2009, and confirming all activities of the Receiver as described therein;

6 2. Approving and authorizing payment of the Receiver’s fees and
7 expenses and attorneys’ fees and expenses for the period from the inception of the
8 receivership on May 27, 2009 through June 30, 2009, comprised of fees of the
9 Receiver and its staff of \$151,951.30 and Receiver’s costs of \$9,377.31, and
10 attorneys’ fees of \$34,051.50 and costs of \$350.31 incurred by the Receiver’s
11 counsel, for a total of \$195,730.42; and

12 3. Granting relief from Local Rule 66-7 pertaining to the giving of notice
13 to all creditors of the receivership estate and finding that notice of the Motion is
14 sufficient if the Motion and supporting papers are served on the parties to this
15 action, the Motion and supporting papers but exclusive of voluminous exhibits is
16 posted on the Receiver’s website, and a notice of hearing is served on the known
17 non-investor creditors of the Receivership Entities.

18 PLEASE TAKE FURTHER NOTICE that the Motion is made pursuant to
19 Local Rule 66-7(c) and (f), and is based upon the Notice of Motion and Motion, the
20 memorandum of points and authorities and declarations of Brick Kane and Gary
21 Owen Caris filed in support thereof, upon the pleadings, records and files of this
22 case of which the Receiver requests the Court take judicial notice, this separate
23 Notice of Hearing, and upon all other further pleadings, oral and documentary
24 evidence and argument of counsel as may be presented by the Receiver at or before
25 the time of the hearing on the Motion.

26 PLEASE TAKE FURTHER NOTICE that a copy of the Motion, exclusive of
27 voluminous exhibits, is posted on the Receiver’s website at
28 www.robbevans.com/html/dmedcap.html, where it may be reviewed in its entirety.

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Copies of the Motion will be provided to any interested party upon receipt of a written request which may be sent to: Robb Evans & Associates LLC, Attn: Cherrie Eustaquio, 11450 Sheldon Street, Sun Valley, CA 91352-1121; Facsimile: (818) 768-8802.

Dated: August 19, 2009

MCKENNA LONG & ALDRIDGE LLP
Gary Owen Caris
Lesley Anne Hawes

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

