

**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 and Authorizing Payment of Receiver's Fees and Expenses and Attorneys' Fees and Expenses from July 1, 2009 Through October 31, 2009;**
- (2) Granting Relief from Local rule 66-7 Pertaining to Notice to Creditors**

**Filed February 5, 2010**

1 GARY OWEN CARIS (SBN 088918)  
 gcaris@mckennalong.com  
 2 LESLEY ANNE HAWES (SBN 117101)  
 lhawes@mckennalong.com  
 3 MCKENNA LONG & ALDRIDGE LLP  
 300 South Grand Avenue, 14th Floor  
 4 Los Angeles, CA 90071-3124  
 Telephone: (213) 688-1000  
 5 Facsimile: (213) 243-6330  
 6 Attorneys for Permanent Receiver  
 ROBB EVANS & ASSOCIATES LLC  
 7

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.  
 18  
 19  
 20  
 21

Case No. 8:99-cv-01266 AHS (EEEx)

**NOTICE OF HEARING ON  
 MOTION FOR ORDER: (1)  
 APPROVING AND AUTHORIZING  
 PAYMENT OF RECEIVER'S FEES  
 AND EXPENSES AND  
 ATTORNEYS' FEES AND  
 EXPENSES FROM JULY 1, 2009  
 THROUGH OCTOBER 31, 2009;  
 AND (2) GRANTING RELIEF  
 FROM LOCAL RULE 66-7  
 PERTAINING TO NOTICE TO  
 CREDITORS**

DATE: March 8, 2010  
 TIME: 10:00 a.m.  
 PLACE: Courtroom 10A

22  
 23 PLEASE TAKE NOTICE that on March 8, 2010 commencing at 10:00 a.m.,  
 24 or as soon thereafter as the parties may be heard in Courtroom 10A of the above-  
 25 entitled Court located at 411 West Fourth Street, Santa Ana, California, Robb  
 26 Evans & Associates LLC, as permanent Receiver ("Receiver"), will and does  
 27 hereby move the Court for an order:  
 28

1 1. Approving and authorizing payment of the Receiver’s fees and  
2 expenses and attorneys’ fees and expenses for the period of July 1, 2009 through  
3 October 31, 2009, comprised of fees of the Receiver and its staff of \$54,139.21 and  
4 Receiver’s costs of \$7,578.89, and attorneys’ fees of \$70,888.95 and costs of  
5 \$2,062.81 incurred by the Receiver’s counsel, for a total of \$134,669.86; and

6 2. Granting relief from Local Rule 66-7 pertaining to the giving of notice  
7 to all creditors of the receivership estate and finding that notice of the motion is  
8 sufficient if the motion and supporting papers are served on the parties to this  
9 action, the motion and supporting papers but exclusive of voluminous exhibits is  
10 posted on the Receiver’s website, and a notice of hearing is served on the known  
11 non-investor creditors of the Receivership Entities.

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

20 PLEASE TAKE FURTHER NOTICE that a copy of the motion, exclusive of  
21 voluminous exhibits, is posted on the Receiver’s website at  
22 [www.robbevans.com/html/dmedcap.html](http://www.robbevans.com/html/dmedcap.html), where it may be reviewed in its entirety.

23 Copies of the motion will be provided to any interested party upon receipt of a  
24 written request which may be sent to: Robb Evans & Associates LLC, Attn:

25 ///  
26 ///  
27 ///  
28 ///

1 Cherrie Eustaquio, 11450 Sheldon Street, Sun Valley, CA 91352-1121; Facsimile:  
2 (818) 768-8802.

3  
4 Dated: February 5, 2010

MCKENNA LONG & ALDRIDGE LLP  
Gary Owen Caris  
Lesley Anne Hawes

5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

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