

**ROBB EVANS &  
ROBB EVANS & ASSOCIATES, LLC  
Temporary Receiver of  
Fortune Hi-Tech Marketing, Inc., et al.**

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**Federal Trade Commission, State of Illinois,  
Commonwealth of Kentucky and State of North Carolina**

**v.**

**Fortune Hi-Tech Marketing, Inc., et al.**

**CASE No. 5:13-CV-123 KSF**

**Notice of Filing Receiver's Motion for Approval and Authorization  
for Payment of Receiver's and Professionals' Fees and Expenses for the  
Period from the March 1, 2013 Through August 31, 2013**

**Filed October 1, 2013**

**UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF KENTUCKY**

FEDERAL TRADE COMMISSION,  
STATE OF ILLINOIS,  
COMMONWEALTH OF KENTUCKY, and  
STATE OF NORTH CAROLINA,

Plaintiffs

v.

FORTUNE HI-TECH MARKETING, INC.,  
a Kentucky corporation, *et al.*,

Defendants.

No. 5:13-cv-123-KSF

**NOTICE OF FILING OF RECEIVER'S MOTION FOR APPROVAL  
AND AUTHORIZATION FOR PAYMENT OF RECEIVER'S AND  
PROFESSIONALS' FEES AND EXPENSES FOR THE PERIOD  
FROM MARCH 1, 2013 THROUGH AUGUST 31, 2013**

**PLEASE TAKE NOTICE** that the Receiver, Robb Evans and Robb Evans & Associates LLC ("Receiver"), has filed with the above-referenced Court the Receiver's Motion for Approval and Authorization for Payment of Receiver's and Professionals' Fees and Expenses for the Period From March 1, 2013 Through August 31, 2013 ("Motion"). Pursuant to the Motion, the Receiver moves the Court for an order approving and authorizing payment of the Receiver's and professionals' fees and expenses incurred in the six-month period from March 1, 2013 through and including August 31, 2013 ("Expense Period"), including the following:

A. Fees and expenses of the Receiver, including Receiver's fees, Senior Staff fees, and Support Staff fees totaling \$89,280.40, and Receiver's expenses totaling \$38,726.16, including \$24,093.27 in accountant fees and costs for the preparation of tax returns, for a total of \$128,006.56;

B. Attorneys' fees in the amount of \$115,348.95 and costs of \$587.11 incurred to the Receiver's lead counsel, McKenna Long & Aldridge LLP, for a total of \$115,936.06;

C. Attorneys' fees in the sum of \$34,398.00 and costs of \$2,917.35 incurred to the Receiver's local counsel in Lexington, Kentucky, Wyatt Tarrant & Combs, LLP, for a total of \$37,315.35;

D. Attorneys' fees in the sum of \$2,058.00 and costs of \$972.95 incurred to the Receiver's prior local counsel in Chicago, Illinois, Barnes & Thornburg LLP, for a total of \$3,030.95;

E. Attorneys' fees of \$6,245.50 (Canadian) and costs of \$4,264.08 (Canadian) incurred to the Receiver's counsel in Canada, Gowling Lafleur Henderson LLP, for a total sum of \$10,509.58 (Canadian); and

F. Costs in the sum of \$325 for the services of McGuire Woods in connection with a filing fee concerning certain trademarks.

The Receiver further moves the Court for an order approving notice of the Motion as sufficient based on (a) service of the Motion and all supporting papers on the parties to this action; (b) service of this Notice of Filing of the Motion on all known non-consumer, non-employee creditors of the receivership estate with the Receiver offering to provide a complete copy of the Motion to any interested party upon written request; and (c) posting of the Motion and supporting pleadings, exclusive of time and billing records, on the Receiver's web site for this case.

**PLEASE TAKE FURTHER NOTICE** that the Motion is made pursuant to Local Civil Rule 7.1 and the Stipulated Preliminary Injunction filed May 28, 2013 (Doc. No. 134) and is made and based on this separate Notice of Filing of the Motion, the Motion, the memorandum of points and authorities and declarations of Brick Kane and Gary Owen Caris and proposed order granting the Motion filed with the Court concurrently herewith, the other pleadings, records and files of the Court in this case of which the Receiver requests the Court take judicial notice, and

on such further oral and documentary evidence and arguments of counsel as may be presented at any hearing that may hereafter be set on the Motion.

**PLEASE TAKE FURTHER NOTICE** that any interested party may request a complete copy of the Motion and all supporting pleadings and papers in writing directed to the Receiver as follows: Robb Evans & Associates LLC, ATTN.: Cherrie Eustaquio, 11450 Sheldon Street, Sun Valley, CA 91352.

DATED: October 1, 2013

Respectfully submitted,

McKENNA LONG & ALDRIDGE LLP

By: /s/ Gary Owen Caris  
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DATED: October 1, 2013

WYATT, TARRANT & COMBS, LLP

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