

ROBB EVANS & ASSOCIATES LLC

Receiver of

**Homeland Financial Services, National Support Services, LLC, United Debt Recovery, LLC,
Freedom First Financial, LLC, Prosper Financial Solutions,
USA Debt Co, LLC, aka USADEBT.CO.COM and
Monitor of Nationwide Support Services, Inc.**

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**Federal Trade Commission v. Dennis Connelly, et al.
CASE No. SACV 06-701 DOC (RNBx)**

Notice of Hearing on Motion for Order:

- (1) Approving Receiver's Final Report and Accounting;**
- (2) Approving Distribution to Non-Consumer Creditors;**
- (3) Approving Receiver's and Attorneys' Fees and Expenses From
September 1, 2007 Through Closing;**
- (4) Discharging Receiver;**
- (5) Relieving Receiver of All Duties and Liabilities;**
- (6) Exonerating Receiver's Bond;**
- (7) Authorizing Destruction of Records and Wind-Up of Receivership
Estate; and**
- (8) Approving Limited Notice of Motion under Local Civil Rule 66-7**

Filed March 20, 2009

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8 UNITED STATES DISTRICT COURT
9 CENTRAL DISTRICT OF CALIFORNIA

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FEDERAL TRADE COMMISSION,
Plaintiff,
v.
DENNIS CONNELLY, et al.,
Defendants.

CASE NO. SACV-06-701 DOC (RNBx)

NOTICE OF HEARING ON MOTION FOR ORDER (1) APPROVING RECEIVER'S FINAL REPORT AND ACCOUNTING; (2) APPROVING DISTRIBUTION TO NON-CONSUMER CREDITORS; (3) APPROVING RECEIVER'S AND ATTORNEYS' FEES AND EXPENSES FROM SEPTEMBER 1, 2007 THROUGH CLOSING; (4) DISCHARGING RECEIVER; (5) RELIEVING RECEIVER OF ALL DUTIES AND LIABILITIES; (6) EXONERATING RECEIVER'S BOND; (7) AUTHORIZING DESTRUCTION AND ABANDONMENT OF RECORDS AND WIND-UP OF RECEIVERSHIP ESTATE; AND (8) APPROVING LIMITED NOTICE OF MOTION UNDER LOCAL CIVIL RULE 66-7

DATE: April 13, 2009
TIME: 8:30 a.m.
PLACE: Courtroom 9D

1 PLEASE TAKE NOTICE THAT on April 13, 2009 commencing at 8:30
2 a.m. or as soon thereafter as the parties may be heard in Courtroom 9D of the
3 above-entitled Court located at 411 W. 4th Street, Santa Ana, California, Robb
4 Evans and Robb Evans & Associates LLC as Permanent Receiver (“Receiver”) of
5 Homeland Financial Services, Inc., National Support Services, Inc., United Debt
6 Recovery, LLC, and Financial Liberty Services, LLC (for convenience referred to
7 herein as the “Homeland Entities”) will move the Court for the following relief:

8 1. An order approving the Receiver’s Final Report and Accounting
9 attached to the Declaration of Kenton Johnson as Exhibit 1 (“Final Report”);

10 2. An order approving the Receiver’s first and final distribution of
11 receivership assets to non-consumer creditors, in accordance with the Court’s prior
12 order issued December 18, 2007 granting the Receiver’s Motion for Order (1)
13 Approving Proposed Claims Filing and Allowance Procedures for Non-Consumer
14 Creditors, Including Setting Claims Bar Date; (2) Approving Proposed Pro Rata
15 Distribution to Creditors and Proposed Procedures for and Administration of
16 Payments and Consumer Claims; and (3) Approving Limited Notice of Motion
17 under Local Rule 66-7 (“Claims/Distribution Procedures Motion”), pursuant to
18 which the Receiver shall distribute to holders of Allowed Non-Consumer Claims
19 against the receivership estate their pro rata share of assets available for distribution
20 from the estate, consisting of the sum of \$7,340.61, to be paid pro rata on account
21 of such Allowed Non-Consumer Claims. In connection therewith, and in the
22 interests of completing the closing and wind up of the estate expeditiously and cost-
23 effectively given the limited assets available, the Receiver proposes that (a) all
24 distribution checks issued on account of the Allowed Non-Consumer Claims be
25 required to be negotiated within 60 days of the date of issuance (“stale date
26 deadline”) and that checks returned without a valid forwarding address or checks
27 uncashed after the stale date deadline be deemed void, and (b) the Receiver be
28 authorized to turn over to the Federal Trade Commission all funds remaining in the

1 estate after payment of administrative expenses and after making the distribution on
2 Allowed Non-Consumer Claims under the procedures set forth herein;

3 3. An order approving and confirming all actions and activities taken by
4 or on behalf of the Receiver and all payments made by the Receiver in connection
5 with the administration of the receivership estate of the Homeland Entities;

6 4. An order approving all receivership administrative expenses, including
7 the Receiver's fees and expenses and those of its professionals, incurred in
8 connection with the receivership proceeding, including those previously paid to the
9 Receiver and its counsel, and approving and authorizing payment of all
10 administrative expenses and Receiver's and professionals' fees and expenses
11 through the conclusion of this proceeding and the discharge of the Receiver, as
12 reflected in the Final Report, to the extent any such administrative expenses and
13 Receiver's and counsel's fees and expenses remain unpaid, including Receiver's
14 and counsel's fees and expenses incurred and unpaid from the period from
15 September 1, 2007 through the closing of the estate;

16 5. An order authorizing the Receiver to abandon records of the
17 Receivership Defendant, and to destroy all records of the Homeland Entities and
18 any other corporations or businesses under the control of any of the Homeland
19 Entities if, within 30 days after service of written notice to plaintiff Federal Trade
20 Commission, the Federal Trade Commission does not take custody of such records;

21 6. An order discharging the Receiver, its agents, employees, members,
22 officers, independent contractors, attorneys and representatives and relieving the
23 Receiver, its agents, employees, members, officers, independent contractors,
24 attorneys and representatives of all duties, liabilities and responsibilities pertaining
25 to the receivership previously established in this action;

26 7. An order exonerating the Receiver's bond;

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1 8. An order for any other and further relief as may be reasonable or
2 appropriate in connection with the wind up and closure of the receivership estate;
3 and

4 9. An order deeming the Receiver's service of the notice of motion and
5 motion on the parties to this action through service on their counsel of record,
6 service of this notice of the hearing on the motion on known non-consumer
7 creditors of the Homeland Entities and a small number of potential consumer
8 creditors who have affirmatively contacted the Receiver for a refund, and the
9 Receiver's posting of the notice of motion and motion, supporting memorandum
10 and declarations, exclusive of voluminous time records attached as Exhibits to the
11 supporting declarations, on the Receiver's website for this case at
12 <http://www.robbevans.com/html/homeland.html> pursuant to Local Civil Rules 66-7
13 and 6-1 to be sufficient and appropriate notice under the circumstances.

14 The motion is made pursuant to Local Civil Rule 66-7 and is made and based
15 on the notice of motion and motion, the memorandum of points and authorities and
16 declarations of Gary Owen Caris and Kenton Johnson filed in support thereof, on
17 this separate notice of hearing on the motion, on the pleadings, records and files of
18 the Court in connection with this action and on such other oral and documentary
19 evidence and arguments of counsel as may be presented by the Receiver prior to or
20 at the hearing on the motion.

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DATED: March 20, 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 and ROBB EVANS &
ASSOCIATES LLC