

**ROBB EVANS OF
ROBB EVANS & ASSOCIATES LLC
Receiver of I Works, Inc., et al. and
the Assets of Jeremy Johnson**

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**Federal Trade Commission v. Jeremy Johnson, I Works, Inc., et al.
CASE No. 2:10-CV-02203-MMD-GWF**

Notice of Filing of Motion for Order:

- (1) Approving and Authorizing Payment of Receiver's and Professionals' Fees and Expenses from January 1, 2017 Through July 31, 2017; and**
- (2) Granting Relief from Local Rule 66-5 Pertaining to Notice to Creditors**

Filed October 30, 2017

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12 **ROBB EVANS OF ROBB EVANS &
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14 **UNITED STATES DISTRICT COURT**
15 **DISTRICT OF NEVADA**
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17 FEDERAL TRADE COMMISSION,

18 Plaintiff,

19 v.

20 JEREMY JOHNSON, individually, as officer
of Defendants I Works, Inc., etc., et al.,

21 Defendants.
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Case No. 2:10-CV-02203-MMD-GWF

**NOTICE OF FILING OF MOTION FOR
ORDER (1) APPROVING AND
AUTHORIZING PAYMENT OF
RECEIVER’S AND PROFESSIONALS’
FEES AND EXPENSES FROM JANUARY
1, 2017 THROUGH JULY 31, 2017;
AND (2) GRANTING RELIEF FROM
LOCAL RULE 66-5 PERTAINING TO
NOTICE TO CREDITORS**

24 PLEASE TAKE NOTICE that Robb Evans of Robb Evans & Associates LLC
25 (“Receiver”), the Receiver pursuant to the Court’s Preliminary Injunction Order issued February
26 10, 2011, has filed his Notice of Motion and Motion for Order (1) Approving and Authorizing
27 Payment of Receiver's and Professionals' Fees and Expenses from January 1, 2017 Through July
28

1 31, 2017; and (2) Granting Relief from Local Rule 66-5 Pertaining to Notice to Creditors ("Fee
2 Motion"). Pursuant to the Fee Motion, the Receiver moves the Court for an order for the
3 following relief:

4 1. An order approving and authorizing payment of receivership fees and expenses
5 incurred for the seven-month period from January 1, 2017 through July 31, 2017 ("Expense
6 Period"), including payment of the fees of the Receiver, the Receiver's deputies, agents, staff and
7 professionals, and reimbursement of costs incurred during the Expense Period in the total sum of
8 \$144,241.50. The fees of the Receiver, his deputies, agents and staff total \$45,917.50. The
9 Receiver's expenses incurred during this period total \$4,627.70. The Receiver's legal fees and
10 expenses total \$93,696.30 during the Expense Period, including (a) fees of \$78,588.90 and
11 expenses of \$369.10 incurred to the Receiver's lead counsel Diamond McCarthy LLP, (b) fees of
12 \$375.00 and expenses of \$4,828.82 for the services of the Receiver's local counsel in Nevada,
13 Kolesar & Leatham, Chtd., (c) fees in the amount of \$7,408.75 and expenses in the amount of
14 \$504.67 for services of the Receiver's special real estate foreclosure counsel in Utah, Hatch,
15 James & Dodge, A Professional Corporation, and (d) fees in the amount of \$1,583.00 and costs of
16 \$38.06 for the services of the Receiver's special real estate title counsel in Utah, Nelson
17 Christensen Hollingworth & Williams, P.C.; and

18 2. An order deeming notice of the Fee Motion to be sufficient under Local Civil Rule
19 66-5 based on the service of this notice of the filing of the Fee Motion and the Fee Motion on all
20 parties and service of this notice of the filing of the Fee Motion on all known non-consumer
21 creditors of the estate concurrent with the filing of the Fee Motion with the Court, but not the tens
22 of thousands of potential consumer creditors of the estate.

23 The Fee Motion is made pursuant to Local Civil Rules 7-2 and 66-5 and is based upon this
24 separate notice of filing of the Fee Motion, the Fee Motion, memorandum of points and authorities
25 and the Declarations of Brick Kane and Gary Owen Caris in support thereof, the separate
26 Appendix of Exhibits filed concurrently therewith in support thereof, the proposed order on the
27 Fee Motion submitted concurrently herewith, upon the pleadings, files and records of the Court in
28 this case of which the Receiver requests the Court take judicial notice, including without limitation

1 the Report of Temporary Receiver's Activities filed February 8, 2011 (Doc. No. 127) and the
2 Report of Receiver's Financial Reconstruction dated January 31, 2012 and four volumes of
3 supporting Appendices filed on February 3, 2012 (Doc. Nos. 464, 465-468), the Order Granting
4 Motion for Order Clarifying Preliminary Injunction Order and for Further Instructions Regarding
5 Scope of Receivership Defendants under Preliminary Injunction Order and Report of Receiver's
6 Financial Reconstruction and Granting Relief from Local Rule 66-5 Pertaining to Notice to
7 Creditors After Hearing ("Clarifying Order") entered March 25, 2013 and upon all other pleadings
8 and documentary evidence as may be presented to the Court by the Receiver. A copy of
9 the Fee Motion, without the voluminous Appendix of Exhibits, will be posted on the Receiver's
10 website for the case at www.robbevans.com.

11 DATED: October 27, 2017

Respectfully submitted,

12 BART K. LARSEN
13 SCOTT D. FLEMING
14 KOLESAR & LEATHAM, CHTD.

15 GARY OWEN CARIS
16 LESLEY ANNE HAWES
17 DIAMOND McCARTHY LLP

18 By: /s/ Gary Owen Caris

19 Gary Owen Caris
20 Lesley Anne Hawes

21 Attorneys for Receiver
22 **ROBB EVANS OF ROBB EVANS &**
23 **ASSOCIATES LLC**
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