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6 Attorneys for Permanent Receiver ROBB
7 EVANS and ROBB EVANS &
ASSOCIATES LLC
8

9 **UNITED STATES DISTRICT COURT**
10 **CENTRAL DISTRICT OF CALIFORNIA, WESTERN DIVISION**
11

12 FEDERAL TRADE COMMISSION,

13 Plaintiff,

14 v.

15 APPLIED MARKETING SCIENCES,
LLC, etc., et al.

16 Defendants.
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22

CASE NO. CV13-06794 CAS (CWx)

NOTICE OF APPLICATION AND APPLICATION BY THE PERMANENT RECEIVER FOR AN ORDER (1) APPROVING THE RECEIVER'S FINAL REPORT AND ACCOUNTING; (2) AUTHORIZING PAYMENT OF THE RECEIVER'S AND THE RECEIVER'S COUNSEL'S FEES AND EXPENSES FOR THE PERIOD SINCE NOVEMBER 1, 2013 THROUGH OCTOBER 31, 2014 (AND ESTIMATED AMOUNTS TO CLOSE THE RECEIVERSHIP ESTATE); (3) DISCHARGING THE RECEIVER; AND (4) FOR RELATED RELIEF; MEMORANDUM OF POINTS AND AUTHORITIES

[Local Rule 66-7]

[Filed concurrently with Declarations of Brick Kane and Hal D. Goldflam]

DATE: February 23, 2015

TIME: 10:00 a.m.

PLACE: Courtroom 5

FRANZEL ROBINS BLOOM & CSATO, L.C.
6500 WILSHIRE BOULEVARD, 17TH FLOOR
LOS ANGELES, CALIFORNIA 90048-4920
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1 TO: THE HONORABLE CHRISTINA A. SNYDER, UNITED STATES
2 DISTRICT JUDGE, THE PARTIES TO THIS ACTION AND THEIR
3 ATTORNEYS OF RECORD, AND TO ALL KNOWN CREDITORS AND
4 OTHER PARTIES IN INTEREST:

5 PLEASE TAKE NOTICE that on February 23, 2015, commencing at
6 10:00 a.m., or as soon thereafter as the parties may be heard in Courtroom 5 of the
7 above-entitled court located at 312 North Spring Street, Los Angeles, California
8 90012-4701, Robb Evans and Robb Evans & Associates LLC (collectively, the
9 “Receiver”), as Permanent Receiver for Applied Marketing Sciences, Standard
10 Registration Corp., also d/b/a Consolidated Research Authority and CRA, and
11 Worldwide Information Systems, Inc., also d/b/a Specific Monitoring Service, SMS,
12 Specific Reporting Service, SRS, Universal Information Services, UIS,
13 Compendium Sampler Services, and CSS; and their successors and assigns, as well
14 as any subsidiaries, affiliates, divisions, or sales or customer service operations, and
15 any fictitious business entities or business names created or used by these entities,
16 including, but not limited to, Compendium Media Works, LLC, a Nevada limited
17 liability company, also d/b/a Kaizen Revenue Resources and KRR and Research
18 Production Publishing Inc., also d/b/a SRI (collectively, the “Receivership
19 Defendants”), will and hereby does apply to the Court for an order (1) approving the
20 Receiver’s final report of activities and accounting; (2) authorizing payment of the
21 Receiver’s and the Receiver’s counsel’s fees and expenses for the period since
22 November 1, 2013 (and the estimated amounts to close the receivership estate); (3)
23 discharging the Receiver; and (4) for related relief (“Application”). Specifically, the
24 Receiver requests the Court to issue an order:

25 (1) approving all of the Receiver’s activities in connection with its
26 administration of the receivership estate since inception of the receivership estate,
27 which activities are specified in (a) the Report of Receiver’s Activities, September
28 18, 2013 through October 7, 2013, previously filed herein on October 14, 2013 [Dkt.

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1 No. 23], a copy of which is attached as Exhibit 2 to the accompanying Declaration
2 of Brick Kane (“Kane Decl.”), and (b) the Kane Decl.;

3 (2) approving the Receivership Administration Expenses and Fund
4 Balance From Inception (September 16, 2013) to October 31, 2014 and Estimate to
5 Close, a copy of which is attached as Exhibit 3 to the Kane Decl., and otherwise
6 approving the payment of the fees and expenses of the Receiver, the Receiver’s
7 staff, and the Receiver’s outside counsel, Frandzel Robins Bloom & Csato, L.C.
8 (“FRBC”), for the period from November 1, 2013 to October 31, 2014 (“Final
9 Reporting Period”), including the estimated closing fees and expenses in the total
10 sum of \$17,133.36;

11 (3) directing the Receiver pay the net fund balance of the
12 receivership estate to Plaintiff Federal Trade Commission pursuant to the terms of
13 the Stipulated Order for Permanent Injunction and Monetary Judgment dated
14 October 2, 2014 [Dkt. No. 60];

15 (4) authorizing the Receiver to dispose of any records of the
16 Receivership Defendants and receivership estate within 30 days of entry of the
17 Court’s Order unless, before that time, any of the parties serve the Receiver with a
18 written request for possession of such records at the requesting party’s expense;

19 (5) discharging Robb Evans and Robb Evans & Associates LLC as
20 Permanent Receiver, and releasing Robb Evans and Robb Evans & Associates LLC,
21 its deputies, members, officers, agents, employees, attorneys and representatives
22 from any and all duties, responsibilities, and liabilities in connection with the
23 receivership estate and this action, including any and all claims and liabilities that
24 were asserted and/or could have been asserted in the receivership estate and in
25 connection with their administration of the receivership estate; and

26 (6) providing for such other and further relief as this Court may
27 deem just and proper.

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1 PLEASE TAKE FURTHER NOTICE that this Application is made pursuant
2 to Local Rule 66-7, and in accordance with the Court’s Order Stipulating to
3 Preliminary Injunction with Asset Freeze, Appointment of a Receiver, and Other
4 Equitable Relief, entered on September 30, 2013 [Dkt. No. 18], which requires the
5 Receiver to file with the Court and serve on the parties periodic requests for the
6 payment of reasonable compensation for the Receiver’s and the Receiver’s hired
7 personnel, including counsel to the Receiver, and for actual out-of-pocket expenses
8 incurred by them.

9 The Application is based upon this notice and the attached Memorandum of
10 Points and Authorities, the accompanying Declarations of Brick Kane and Hal D.
11 Goldflam and Exhibits thereto, the concurrently filed Notice of Hearing on
12 Application, etc., upon the pleadings, records and files of this case of which the
13 Receiver requests the Court take judicial notice, and upon all other further
14 pleadings, oral and documentary evidence and argument of counsel as may be
15 presented by the Receiver at or before the time of the hearing on this Application.

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1 PLEASE TAKE FURTHER NOTICE that a copy of this Application and
2 supporting documents is posted on the Receiver’s website at
3 <http://www.robbevans.com/find-a-case/casepage/Universal-Information-Services-et->
4 [al-Receiver](http://www.robbevans.com/find-a-case/casepage/Universal-Information-Services-et-) where they may be reviewed in their entirety. This Application and
5 attached Memorandum of Points and Authorities are being served on all parties
6 herein. Creditors or any other interested party may obtain copies of the supporting
7 declarations by accessing the Receiver’s website as or by sending a written request
8 to: Robb Evans & Associates LLC, 11450 Sheldon Street, Sun Valley, CA 91352-
9 1121; Telephone (818) 768-8100; Facsimile: (818) 768-8802.

10
11 DATED: January 15, 2015 FRANDZEL ROBINS BLOOM & CSATO, L.C.
12 CRAIG A. WELIN
13 HAL D. GOLDFLAM

14 By: /s/ Hal D. Goldflam
15 HAL D. GOLDFLAM
16 Attorneys for Permanent Receiver ROBB
17 EVANS and ROBB EVANS &
18 ASSOCIATES LLC

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MEMORANDUM OF POINTS AND AUTHORITIES

I. CHRONOLOGICAL FACTS

1. On September 16, 2013, the Federal Trade Commission (“FTC”) initiated this case against Applied Marketing Sciences, Standard Registration Corporation, Worldwide Information Systems Incorporated, and Liam O. Moran for violations of the FTC Act, 15 U.S.C. § 45(a).

2. On September 16, 2013, the Court signed its *Ex Parte* Temporary Restraining Order with Asset Freeze, Appointment of a Receiver, and Other Equitable Relief, and Order to Show Cause Why a Preliminary Injunction Should Not Issue (“Temporary Restraining Order”), whereby the Court appointed Robb Evans and Robb Evans & Associates LLC as the Temporary Equity Receiver for Applied Marketing Sciences, Standard Registration Corp., also d/b/a Consolidated Research Authority and CRA, and Worldwide Information Systems, Inc., also d/b/a Specific Monitoring Service, SMS, Specific Reporting Service, SRS, Universal Information Services, UIS, Compendium Sampler Services, and CSS; and their successors and assigns, as well as any subsidiaries. [Dkt. No. 9, entered on September 17, 2013.]

3. On September 20, 2013, the Court entered its Order Extending Temporary Restraining Order with an Asset Freeze, Appointment of a Receiver, and Other Equitable Relief, and Order to Show Cause Why a Preliminary Injunction Should Not issue. [Dkt. No. 15.]

4. On September 30, 2013, the Court entered its Order Stipulating to Preliminary Injunction with Asset Freeze, Appointment of a Receiver, and Other Equitable Relief (“Preliminary Injunction”), whereby the Court Robb Evans and Robb Evans & Associates LLC (collectively, the “Receiver”), as Receiver for Applied Marketing Sciences, Standard Registration Corp., also d/b/a Consolidated Research Authority and CRA, and Worldwide Information Systems, Inc., also d/b/a Specific Monitoring Service, SMS, Specific Reporting Service, SRS, Universal

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1 Information Services, UIS, Compendium Sampler Services, and CSS; and their
2 successors and assigns, as well as any subsidiaries, affiliates, divisions, or sales or
3 customer service operations, and any fictitious business entities or business names
4 created or used by these entities, including, but not limited to, Compendium Media
5 Works, LLC, a Nevada limited liability company, also d/b/a Kaizen Revenue
6 Resources and KRR and Research Production Publishing Inc., also d/b/a SRI. [Dkt
7 No. 18.]

8 5. On October 14, 2013, the Receiver filed its Report of Temporary
9 Receiver’s Activities for the Period from September 17, 2013 through October 7,
10 2013 (“First Report of Activities”). [Dkt. No. 23.]

11 6. Pursuant to Section VII.G. of the Preliminary Injunction, the Court
12 ordered that that:

13 “the Receiver and all personnel hired by the Receiver as
14 herein authorized, including counsel to the Receiver and
15 accountants, are entitled to reasonable compensation for
16 the performance of duties pursuant to this Order and for
17 the cost of actual out-of-pocket expenses incurred by
18 them, from the assets now held by, or in the possession or
19 control of, or which may be received by the Receivership
20 Defendants. The Receiver shall file with the Court and
21 serve on the parties periodic requests for the payment of
22 such reasonable compensation, with the first such request
23 filed no more than sixty (60) days after the date of this
24 Order.”

25 7. On November 26, the Receiver filed its Application for Order
26 Approving and Authorizing Payment of Receiver’s and Professional’s Fees and
27 Expenses for the Period from Inception of Receivership Estate through October 31,
28 2013 (“First Reporting Period”), and, on December 23, 2013, the Court entered its

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1 Order granting that Application. [Dkt. No. 34.]

2 **II. THE RECEIVER’S ACTIVITIES FROM INCEPTION OF THE**
3 **RECEIVERSHIP ESTATE.**

4 The activities undertaken by the Receiver’s members and staff from inception
5 of the receivership estate through October 7, 2013, are described in the First Report
6 of Activities. *See* Kane Decl., Exh. 1. For the sake of brevity and efficiency, the
7 Receiver does not repeat the description of its activities here. The activities
8 described in the First Report of Activities generally continued through the First
9 Reporting Period in the context of the Receiver’s efforts to identify, obtain,
10 safeguard and preserve assets of the receivership estate and otherwise to perform its
11 duties and responsibilities under the authority granted by the Temporary Restraining
12 Order and Preliminary Injunction. *Id.*

13 Moreover, during the Final Reporting Period, the Receiver confirmed that the
14 Receivership Defendants did not have additional assets, communicated with the
15 FTC and Mr. Liam Moran regarding the receivership estate and matters in the
16 litigation relevant to the Receivership Defendants and receivership estate, and
17 handled inquiries from creditors, among other things. *Id.*

18 The Receiver’s counsel, Frandzel Robins Bloom & Csato, L.C. (“FRBC”),
19 which the Receiver hired pursuant to the authority given to the Receiver in the
20 Court’s Temporary Restraining Order at § VII.B.8., and the Preliminary Injunction
21 at § VII.B.8, assisted the Receiver during the First Reporting Period and the Final
22 Reporting Period in the manner described in the concurrently filed Declaration of
23 Hal D. Goldflam.

24 **III. THE RECEIVER’S AND RECEIVER’S COUNSEL’S FEES,**
25 **EXPENSES, AND ACTIVITIES DURING THE FINAL REPORTING**
26 **PERIOD.**

27 On December 23, 2013, the Court entered its Order Granting Application for
28 Order Approving and Authorization Payment of Receiver’s and Professional’s Fees

1 and Expenses for the Period from Inception of Receivership Estate through October
2 31, 2013. [Dkt. No. 34.] In short, during the First Reporting Period (September 16,
3 2013 through October 31, 2013), the fees and costs of the Receiver and its staff
4 totaled \$39,009.80, consisting of \$38,157.25 in fees and \$852.55 in costs. The legal
5 fees and costs of the Receiver's counsel, FRBC, totaled \$2,304.54, consisting of
6 \$1,936.50 in fees and \$368.04 in costs. Accordingly, the receivership fees and
7 expenses incurred during the First Reporting Period totaled \$41,314.34. Again, on
8 December 23, 2013, the Court entered its Order approving and authorizing payment
9 of these fees and costs. [Dkt. No. 34.]

10 During the Final Reporting Period (November 1, 2013 through October 31,
11 2014), the fees of the Receiver and its staff totaled \$4,293.65 and its costs totaled
12 \$997.22 (totaling \$5,290.87). *See* Receivership Administration Expenses and Fun
13 Balance From Inception (September 16, 2013) to October 31, 2014 and Estimate to
14 Close, Kane Decl., Exh. 3. The legal fees and costs of FRBC totaled \$6,729.50, and
15 \$372.84, respectively (totaling \$7,102.34.) *Id.*; *see also* Declaration of Hal D.
16 Goldflam, Exh. 5. Accordingly, the total of receivership fees and expenses incurred
17 during the Final Reporting Period which the Receiver seeks an order authorizing
18 payment is \$12,393.21 In addition, the Receiver has estimated expenses to close
19 the receivership estate will be \$17,133.36 , which primarily are tax preparation fees
20 and costs, and legal fees and costs for bringing this motion and assisting the
21 Receiver on any legal issues related to closing the Receivership Estate. *See* Kane
22 Decl. The Receiver seeks an order authorizing payment of these sums without
23 further involvement of the Court.

24 The Receiver will turn over the projected remaining funds of \$20,382.22 plus
25 any unused amounts of the projected closing costs, to the FTC.

26 The Receiver respectfully submits that it has complied with the orders of the
27 Court appointing the Receiver, and has satisfactorily completed all of its duties
28 except such matters as will be concluded after the hearing on the Motion. The

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1 Receiver also respectfully submits that in light of the work performed during the
2 Final Reporting Period, the fees and costs of the Receiver and its professionals are
3 reasonable and should be approved and authorized for payment in their entirety.

4 **IV. CONCLUSION**

5 Based on the foregoing and the concurrently filed Declarations of Brick Kane
6 and Hal D. Goldflam (and Exhibits thereto), the Receiver respectfully requests that
7 this Court grant the Application in its entirety. Specifically, the Receiver
8 respectfully requests that the Court (1) approve and confirm the activities of the
9 Receiver from inception of the receivership estate as described in the Kane Decl.
10 and Exhibits thereto, (ii) authorize the Receiver to pay its fees and expenses along
11 with the fees and expenses of the Receiver’s outside counsel incurred during the
12 Final Reporting Period as specified in accompanying Declarations, including the
13 fees and expenses necessary to wind up the receivership estate, (iii) authorize the
14 Receiver to shred the records of the Receivership Defendants, (iv) discharge
15 Receiver Robb Evans & Associates LLC, and release the Receiver, its deputies,
16 members, officers, agents, employees, representatives, and auctioneers from any and
17 all duties, responsibilities, and liabilities in connection with the receivership estate
18 and this action, including any and all claims and liabilities that were asserted and/or
19 could have been asserted in the receivership estate and in connection with their
20 administration of the receivership estate, and (v) authorize the Receiver to turn over
21 all remaining funds in the receivership estate to the FTC, which sums shall be
22 applied towards partial satisfaction of the judgments entered in this action.

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Dated: January 15, 2015

FRANDZEL ROBINS BLOOM & CSATO, L.C.
CRAIG A. WELIN
HAL D. GOLDFLAM

By: /S/ Hal D. Goldflam
HAL D. GOLDFLAM
Attorneys for Permanent Receiver ROBB
EVANS and ROBB EVANS &
ASSOCIATES LLC

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6 Attorneys for Permanent Receiver ROBB
7 EVANS and ROBB EVANS &
ASSOCIATES LLC
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9 **UNITED STATES DISTRICT COURT**
10 **CENTRAL DISTRICT OF CALIFORNIA, WESTERN DIVISION**
11

12 FEDERAL TRADE COMMISSION,
13 Plaintiff,

14 v.
15 APPLIED MARKETING SCIENCES,
LLC, etc., et al.
16 Defendants.

CASE NO. CV13-06794 CAS (CWx)
[Honorable Christina A. Snyder]

**DECLARATIONS OF BRICK
KANE AND HAL D. GOLDFLAM
IN SUPPORT OF PERMANENT
RECEIVER'S APPLICATION FOR
AN ORDER (1) APPROVING THE
RECEIVER'S FINAL REPORT
AND ACCOUNTING; (2)
AUTHORIZING PAYMENT OF
THE RECEIVER'S AND THE
RECEIVER'S COUNSEL'S FEES
AND EXPENSES FOR THE
PERIOD SINCE NOVEMBER 1,
2013 THROUGH OCTOBER 31,
2014 (AND ESTIMATED
AMOUNTS TO CLOSE THE
RECEIVERSHIP ESTATE); (3)
DISCHARGING THE RECEIVER;
AND (4) FOR RELATED RELIEF**

[Local Rule 66-7(f)]

[Filed concurrently with Notice of
Application and Application]

DATE: February 23, 2015
TIME: 10:00 a.m.
PLACE: Courtroom 5

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DECLARATION OF BRICK KANE

I, Brick Kane, declare as follows:

1. I am the President & Chief Operating Officer of Robb Evans & Associates LLC (“REA”), which, along with Robb Evans, were initially jointly appointed by the Court as the Temporary Receiver, and subsequently as the Permanent Receiver in this matter. I have personal knowledge of the matters set forth in this declaration and, if I were called upon to testify as to those matters, I could and would competently testify thereto based upon my personal knowledge.

2. I am one of the individuals with REA that has primary responsibility for the day-to-day supervision and management of the receivership estate in this case since REA first began to act as the Temporary Receiver on September 16, 2013, pursuant the *Ex Parte* Temporary Restraining Order with Asset Freeze, Appointment of a Receiver, and Other Equitable Relief, and Order to Show Cause Why a Preliminary Injunction Should Not Issue entered on September 16, 2013 (“Temporary Restraining Order”). On September 30, 2013, the Court entered its Order Stipulating to Preliminary Injunction with Asset Freeze, Appointment of a Receiver, and Other Equitable Relief (“Preliminary Injunction”), whereby the Court appointed Robb Evans and Robb Evans & Associates LLC (collectively, the “Receiver”), as Receiver for Applied Marketing Sciences, Standard Registration Corp., also d/b/a Consolidated Research Authority and CRA, and Worldwide Information Systems, Inc., also d/b/a Specific Monitoring Service, SMS, Specific Reporting Service, SRS, Universal Information Services, UIS, Compendium Sampler Services, and CSS; and their successors and assigns, as well as any subsidiaries, affiliates, divisions, or sales or customer service operations, and any fictitious business entities or business names created or used by these entities, including, but not limited to, Compendium Media Works, LLC, a Nevada limited liability company, also d/b/a Kaizen Revenue Resources and KRR and Research Production Publishing Inc., also d/b/a SRI.

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1 3. The activities undertaken by the Receiver’s members and staff from
2 inception of the receivership estate through October 7, 2013 are described in the
3 Report of Temporary Receiver’s Activities for the Period from September 18, 2013
4 through October 7, 2013, which was filed on October 14, 2013 (“First Report of
5 Activities”). [Dkt. No. 23.] I attach hereto as Exhibit 1 a true and correct copy of
6 First Report of Activities and incorporate its contents herein by reference. The
7 activities described in First Report of Activities generally continued through the
8 First Reporting Period (September 16, 2013 through October 31, 2013) and
9 thereafter in the context of the Receiver’s efforts to identify, obtain, safeguard and
10 preserve assets of the receivership estate and otherwise to perform its duties and
11 responsibilities under the authority granted by the Temporary Restraining Order and
12 Preliminary Injunction.

13 4. On December 23, 2013, the Court entered its Order Granting
14 Application for Order Approving and Authorization Payment of Receiver’s and
15 Professional’s Fees and Expenses for the Period from Inception of Receivership
16 Estate through October 31, 2013. [Dkt. No. 34.] In short, during the First Reporting
17 Period (September 16, 2013 through October 31, 2013), the fees and costs of the
18 Receiver and its staff totaled \$39,009.80, consisting of \$38,157.25 in fees and
19 \$852.55 in costs. The legal fees and costs of the Receiver’s counsel, Frandzel
20 Robins Bloom & Csato, L.C. (“FRBC”), which the Receiver hired pursuant to the
21 authority given to the Receiver in the Court’s Temporary Restraining Order at §
22 VII.B.8., and the Preliminary Injunction at § VII.B.8., totaled \$2,304.54, consisting
23 of \$1,936.50 in fees and \$368.04 in costs. Accordingly, the receivership fees and
24 expenses incurred during the First Reporting Period totaled \$41,314.34. Again, on
25 December 23, 2013, the Court entered its Order approving and authorizing payment
26 of these fees and costs [Dkt. No. 34]. I attach hereto as Exhibit 2 a true and correct
27 copy of the Court’s Order.

28 5. The Receiver’s fees and costs for which approval now is requested are

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1 identified in the summary which the Receiver’s office has prepared and is titled as
2 Receivership Administrative Expenses & Fund Balance From Inception (September
3 16, 2013) to October 31, 2014 and Estimate to Close, a true and correct copy of
4 which I attach hereto as Exhibit 3. The fees are further detailed in the attached
5 Exhibit 4, which is comprised of monthly billing summaries reflecting the services
6 rendered and time spent by REA’s members, staff, accounting and reconstruction
7 staff, and IT staff.

8 6. Specifically, during the Final Reporting Period (November 1, 2013
9 through October 31, 2014), the Receiver’s fees totaled \$4,293.65 and costs totaled
10 \$997.22 (totaling \$5,290.87). The legal fees and costs of FRBC, the Receiver’s
11 outside counsel totaled \$6,729.50, and \$372.84, respectively (totaling \$7,102.34.)
12 Accordingly, the total of receivership fees and expenses incurred during the Final
13 Reporting Period for which the Receiver seeks an order authorizing payment is
14 \$12,393.21. In addition, the Receiver has estimated expenses to close the
15 receivership estate will be \$17,133.36, which primarily are tax preparation fees and
16 costs for two years, and legal fees and costs for bringing this Motion and assisting
17 the Receiver on any legal issues related to closing the receivership estate.

18 7. During the Final Reporting Period, FRBC performed certain work for
19 the Receiver. That work is summarized in the accompanying Declaration of Hal D.
20 Goldflam, and evidenced by Exhibit 5 thereto.

21 8. I believe that in light of the work performed during the Final Reporting
22 Period, the fees and costs of the Receiver and its professionals are reasonable and
23 should be approved and authorized for payment in their entirety. I also believe that
24 the Receiver has complied with the orders of the Court appointing the Receiver, and
25 has satisfactorily completed all of its duties except such matters as will be concluded
26 after the hearing on the Motion. It is therefore respectfully requested that the Court
27 grant the Application in its entirety.

28 9. In connection with the Application, the Receiver will comply with the

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1 notice requirements of Local Rule 66-7 by serving a copy of the Notice of
2 Application and Application, the supporting Memorandum of Points and
3 Authorities, and the Declarations and all exhibits on counsel of record for Plaintiff
4 Federal Trade Commission and Defendant Liam O. Moran, and by serving a copy of
5 the Notice of Hearing on Application, etc., on all known creditors of the
6 receivership estate. In addition, the Receiver will provide an entire copy of the
7 Application, including the Declarations to anyone who requests a copy of the
8 Application in writing directed to Robb Evans & Associates LLC, 11450 Sheldon
9 Street, Sun Valley, California 91352-1121. The Receiver will post a copy of the
10 entire Application and supporting declarations (without exhibits) on the Receiver's
11 website for this case at [http://www.robbevans.com/find-a-case/casepage/Universal-](http://www.robbevans.com/find-a-case/casepage/Universal-Information-Services-et-al-Receiver)
12 [Information-Services-et-al-Receiver](http://www.robbevans.com/find-a-case/casepage/Universal-Information-Services-et-al-Receiver).

13 10. Accordingly, the Receiver has complied with Local Rule 66-7
14 regarding notice to creditors of this type of application.

15 I declare under penalty of perjury under the laws of the United States of
16 America that the foregoing is true and correct and that this declaration was executed
17 on January ~~13~~ 14, 2015, at Sun Valley, California.



BRICK KANE

28

DECLARATION OF HAL D. GOLDFLAM

1
2 1. I am an attorney at law duly admitted to practice before the courts of
3 the State of California, the federal courts of the State of California, including the
4 United States District Court for the Central District of California, and the Ninth
5 Circuit Court of Appeals, and am partner of Frandzel Robins Bloom & Csato, L.C.
6 (“FRBC”), attorneys for the Receiver in this matter, Robb Evans and Robb &
7 Associates LLC.

8 2. I am one of the attorneys primarily responsible for the representation of
9 the Receiver in this case, along with Craig A. Welin, who is a shareholder of FRBC.

10 3. During the First Reporting Period (September 16, 2013 through
11 October 31, 2013), FRBC’s fees totaled \$1,936.50 and its costs totaled \$368.04,
12 which amounts the Court previously approved for payment by the Receiver. During
13 the Final Reporting Period, FRBC’s legal fees and costs totaled \$6,729.50, and
14 \$372.84, respectively (totaling \$7,102.34.)

15 4. I attach hereto as Exhibit 5 a monthly billing summary reflecting the
16 services rendered, time spent and costs incurred by FRBC pertaining to this matter
17 during the Final Reporting Period.

18 5. I am familiar with the methods and procedures used to create, record
19 and maintain billing records for FRBC’s clients. The billing summary attached
20 hereto as Exhibit 5 is prepared from computerized time records prepared
21 contemporaneously with the services rendered by each attorney and paralegal billing
22 time to this matter. These computerized records are prepared in the ordinary course
23 of business by the attorneys and paralegals employed by FRBC who have a business
24 duty to accurately record their time spent and services rendered on the matters on
25 which they perform work. The time records are transferred into a computerized
26 billing program which generates monthly invoices under the supervision of the
27 firm’s accounting department. Based upon my experience with FRBC, I believe the
28 firm’s methods and procedures for recording and accounting for time and services

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LOS ANGELES, CALIFORNIA 90048-4920
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1 for its clients is reliable and accurate.

2 6. Legal services rendered by FRBC during the First Reporting Period,
3 either at the direction of the Receiver included, (a) analysis of the Court's
4 receivership orders and, (b) finalizing the Report of Temporary Receiver's
5 Activities for the Period from September 18, 2013 through October 7, 2013. Legal
6 services rendered by FRBC during the Final Reporting Period included (a)
7 preparation of the Receiver's application for an order approving payment of the
8 Receiver's first fee application, (b) responding to inquiries from creditors regarding
9 claims, (c) responding to communications from the mediator in this action regarding
10 the receivership estate and potential role of the Receiver in the mediation as between
11 the parties, and participating in a teleconference with the mediator and parties, and
12 (d) reviewing notices, pleadings, and orders filed in the this action.

13 I declare under penalty of perjury under the laws of the United States of
14 America that the foregoing is true and correct and that this declaration was executed
15 on January 15, 2015, at Los Angeles, California.

16 
17 _____
18 HAL D. GOLDFLAM

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