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Electronically

Filed 2/8/2011

5 Attorneys for Receiver
Dennis Murphy

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8 **UNITED STATES DISTRICT COURT**
9 **SOUTHERN DISTRICT OF CALIFORNIA**

10
11 **UNITED STATES SECURITIES AND
EXCHANGE COMMISSION,**

12 Plaintiff,

13 v.

14 **EMVEST MORTGAGE FUND, LLC;**
15 **EMVEST, INC.; and MILON LYLE
BROCK,**

16 Defendants.

CASE NO.: 04CV2295-DMS (RBB)

JUDGE: Hon. Dana M. Sabraw

**MONTHLY REPORTING OF
ATTORNEY'S FEES AND COSTS
(JANUARY, 2011); DECLARATION
OF JAMES R. FELTON IN
SUPPORT THEREOF**

CTRM: 10

DATE: Not Applicable

TIME: Not Applicable

Disc. Cut-off: November 10, 2005

Motion Cut-off: November 10, 2005

Trial Date: January 3, 2006

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21 By Order entered June 7, 2005, this Court requested that the Receiver and
22 counsel submit a monthly report on fees. This report shall constitute the Receiver's
23 counsel's monthly identification of fees and costs for the period January 1, 2011
24 through January 31, 2011.

25 The declaration of James R. Felton attached hereto details the fees and costs
26 incurred for the above described period. The Receiver's fees and costs will be
27 outlined by separate memorandum. On behalf of counsel, fees in the amount of
28 \$2,850.00 and costs of \$567.27 are being sought for this period. (Declaration of

1 James R. Felton (“Felton Decl.”), ¶ 2, Ex. “A.”)

2 Based upon the foregoing and this Court’s Order dated October 3, 2005, this
3 report, along with the Receiver’s report, shall be filed with the Court and served on all
4 counsel.

5 Dated: February 8, 2011

GREENBERG & BASS
A Registered Limited
Liability Partnership

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8 By: /s/ James R. Felton

9 JAMES R. FELTON
10 Attorneys for Receiver,
11 Dennis Murphy
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1 **DECLARATION OF JAMES R. FELTON**

2 I, James R. Felton, declare as follows:

3 1. I am an attorney duly licensed to practice law in this Court and am a
4 partner in the law firm of Greenberg & Bass, counsel for the Receiver herein. The
5 facts recited in this declaration are known to me of my own personal knowledge, and
6 if called upon to testify as a witness, I could and would competently testify thereto.

7 2. Attached hereto as Exhibit "A" is a true and correct copy of my office's
8 billing totals for the period January 1, 2011 through January 31, 2011. The Receiver's
9 fees and costs will be outlined by separate memorandum. This billing shows fees in
10 the amount of \$2,850.00 and costs of \$567.27 are being sought for the same period.

11 3. I have reviewed the time entries submitted on Exhibit "A" which
12 comprise work performed for the Receivership Estate on several different matters. I
13 believe the time incurred to be reasonable given the nature of this matter and the
14 amount of work that was needed to be performed.

15 I declare under penalty of perjury pursuant to the laws of the State of California
16 that the foregoing is true and correct. Executed this 8th day of February, 2011 at
17 Encino, California.

18 /s/ James R. Felton
19 JAMES R. FELTON
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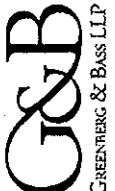


EXHIBIT A

30191-0000

Caption	Client Name	AcctgDate	Atty	Hours	Rate	Amount	Description	Status
General Business	Dennis M.	1/7/2011	46	0.40	250.00	100.00	Email correspondence with client re status of collecting original signatures; email correspondence to Woodle Sellers summarizing transaction and requesting original signatures to Amendment of Deed of Trust and giving notice of the recording of the second Deed of Trust	Relieved
General Business	Dennis M.	1/11/2011	46	0.80	250.00	200.00	Email correspondence and call to Woodle Seller re status of signatures to the Amendment of Deed of Trust; email correspondence to Bonnie Huang re status of various signatures; revised and finalized purchase agreement and exhibits; email correspondence and telephone conference with Chris at Coastal Capital, and email correspondence with and call to Patti Chelini re procedures for escrow and recording	Relieved
General Business	Dennis M.	1/13/2011	46	0.70	250.00	175.00	Follow up with Woodle Sellers re status of signatures; email correspondence with client re Asset Purchase Agreement and closing procedures; telephone conference and email correspondence with Patti Chelini of FCI re documents necessary for closing and recording	Relieved
General Business	Dennis M.	1/18/2011	46	0.30	250.00	75.00	Telephone conference with Woodle Sellers explaining transaction and need for new deeds of trust; email correspondence to Woodle Sellers with relevant paperwork; email correspondence to client with status update	Relieved
General Business	Dennis M.	1/20/2011	46	0.50	250.00	125.00	Email correspondence with client and FCI re status of collecting signatures from Woodle Sellers; revised Amendment to Deed of Trust, drafted correspondence to Woodle Sellers with instructions and distributed same to borrower	Relieved
General Business	Dennis M.	1/21/2011	6	0.30	250.00	75.00	Office conference with SJB re: Myrtle title situation	New
						750.00		

30191-0001

Caption	Client Name	AcctgDate	Atty	Hours	Rate	Amount	Description	Status
S.E.C. Vs. Emvest	Dennis M.	1/7/2011	3	1.00	250.00	250.00	Preparation of monthly report of fees and costs	Relieved
S.E.C. Vs. Emvest	Dennis M.	1/10/2011	3	1.10	250.00	275.00	Preparation of December report of	Relieved

30191-0001

Caption	Client Name	AcctgDate	Atty	Hours	Rate	Amount	Description	Status
							fees and costs	
S.E.C. Vs. Emvest	Dennis M.	1/19/2011	3	2.00	250.00	500.00	Prepare revisions to 21st report; prepare and respond to emails from client re: changes; conference with Steve Baumgartner re: same	Relieved
S.E.C. Vs. Emvest	Dennis M.	1/21/2011	46	0.50	250.00	125.00	Meetings with SJB, and review of files, correspondence and email archive re status of Byington loan and purchase of senior lien on Myrtle Drive property	New
						1,160.00		

30191-0008

Caption	Client Name	AcctgDate	Atty	Hours	Rate	Amount	Description	Status
V. Manushak	Dennis M.	1/21/2011	44	0.40	250.00	100.00	Telephone call with Steve Gluck and email to Mr. Murphy re same.	New
V. Manushak	Dennis M.	1/26/2011	44	3.00	250.00	750.00	Drafted stipulation for entry of judgment.	New
						850.00		

30191-0011

Caption	Client Name	AcctgDate	Atty	Hours	Rate	Amount	Description	Status
advs. Elen Zohn	Dennis M.	1/10/2011	44	0.20	250.00	50.00	Emails and telephone call regarding addendum to settlement agreement.	Relieved
advs. Elen Zohn	Dennis M.	1/21/2011	44	0.20	250.00	50.00	Completed transmittal of cancelled note and concluded action.	New
						100.00		

Total **2,860.00**

30191-0000

Caption	Client Name	Accounting	Cost Code	Amount	Description
General Business	Dennis M.	1/7/2011	SCOPY	2.00	
General Business	Dennis M.	1/11/2011	STEL	0.40	1(951)616-0783
General Business	Dennis M.	1/13/2011	STEL	1.60	1(714)282-2424296
General Business	Dennis M.	1/18/2011	STEL	1.60	1(951)616-0783
General Business	Dennis M.	1/20/2011	SRESCH	30.98	Legal research 12/27/10
General Business	Dennis M.	1/20/2011	SCOPY	0.50	
General Business	Dennis M.	1/20/2011	SCOPY	0.75	
General Business	Dennis M.	1/20/2011	SCOPY	0.75	
General Business	Dennis M.	1/20/2011	SCOPY	0.25	
General Business	Dennis M.	1/20/2011	SCOPY	0.25	
General Business	Dennis M.	1/20/2011	SCOPY	0.25	
General Business	Dennis M.	1/20/2011	SCOPY	0.25	
General Business	Dennis M.	1/20/2011	SCOPY	0.25	
General Business	Dennis M.	1/20/2011	SCOPY	0.75	
General Business	Dennis M.	1/21/2011	SCOPY	0.50	
General Business	Dennis M.	1/21/2011	SCOPY	0.75	
General Business	Dennis M.	1/21/2011	SCOPY	0.25	
General Business	Dennis M.	1/21/2011	SCOPY	0.50	
General Business	Dennis M.	1/21/2011	SCOPY	0.50	
General Business	Dennis M.	1/21/2011	SCOPY	0.25	
General Business	Dennis M.	1/21/2011	SCOPY	0.50	
General Business	Dennis M.	1/21/2011	SCOPY	0.50	
General Business	Dennis M.	1/23/2011	SCOPY	0.50	
General Business	Dennis M.	1/31/2011	SFEDEX	23.42	Woodie Sellers, Jr. Moreno Valley, CA
				67.75	

30191-0001

Caption	Client Name	Accounting	Cost Code	Amount	Description
S.E.C. Vs. Envest	Dennis M.	1/5/2011	SCOPY	0.25	
S.E.C. Vs. Envest	Dennis M.	1/7/2011	SCOPY	1.00	
S.E.C. Vs. Envest	Dennis M.	1/7/2011	SCOPY	0.25	
S.E.C. Vs. Envest	Dennis M.	1/10/2011	SCOPY	39.00	
S.E.C. Vs. Envest	Dennis M.	1/10/2011	SCOPY	0.75	
S.E.C. Vs. Envest	Dennis M.	1/10/2011	SCOPY	0.50	
S.E.C. Vs. Envest	Dennis M.	1/10/2011	SCOPY	0.50	
S.E.C. Vs. Envest	Dennis M.	1/10/2011	SCOPY	0.25	
S.E.C. Vs. Envest	Dennis M.	1/10/2011	SCOPY	0.25	
S.E.C. Vs. Envest	Dennis M.	1/10/2011	SCOPY	0.25	
S.E.C. Vs. Envest	Dennis M.	1/10/2011	SCOPY	0.25	
S.E.C. Vs. Envest	Dennis M.	1/10/2011	SCOPY	0.25	
S.E.C. Vs. Envest	Dennis M.	1/11/2011	SPOST	1.73	
S.E.C. Vs. Envest	Dennis M.	1/11/2011	SPOST	6.24	
S.E.C. Vs. Envest	Dennis M.	1/19/2011	SCOPY	1.75	
S.E.C. Vs. Envest	Dennis M.	1/20/2011	SCOPY	17.50	
S.E.C. Vs. Envest	Dennis M.	1/20/2011	SCOPY	3.50	
S.E.C. Vs. Envest	Dennis M.	1/20/2011	SCOPY	1.75	
S.E.C. Vs. Envest	Dennis M.	1/20/2011	SCOPY	0.25	
S.E.C. Vs. Envest	Dennis M.	1/20/2011	SCOPY	0.50	
S.E.C. Vs. Envest	Dennis M.	1/20/2011	SCOPY	0.25	
S.E.C. Vs. Envest	Dennis M.	1/20/2011	SCOPY	0.25	
S.E.C. Vs. Envest	Dennis M.	1/20/2011	SCOPY	0.25	
S.E.C. Vs. Envest	Dennis M.	1/20/2011	SCOPY	0.50	
S.E.C. Vs. Envest	Dennis M.	1/20/2011	SCOPY	1.00	
S.E.C. Vs. Envest	Dennis M.	1/21/2011	SPOST	6.95	
S.E.C. Vs. Envest	Dennis M.	1/21/2011	SCOPY	1.25	
S.E.C. Vs. Envest	Dennis M.	1/21/2011	SCOPY	0.25	

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30191-0001

Caption	Client Name	Accounting	Cost Code	Amount	Description
S.E.C. Vs. Ervest	Dennis M.	1/21/2011	SCOPY	0.50	
S.E.C. Vs. Ervest	Dennis M.	1/21/2011	SCOPY	1.00	
S.E.C. Vs. Ervest	Dennis M.	1/21/2011	SCOPY	3.00	
S.E.C. Vs. Ervest	Dennis M.	1/24/2011	SCOPY	0.25	
S.E.C. Vs. Ervest	Dennis M.	1/24/2011	SCOPY	0.60	
				92.67	

30191-0008

Caption	Client Name	Accounting	Cost Code	Amount	Description
V. Manushak Tashchyan	Dennis M.	1/7/2011	SMSS	112.05	Manushak Violet Tashchyan - Summons and
V. Manushak Tashchyan	Dennis M.	1/7/2011	SMSS	124.93	Foothill Development, LLC - Summons and
V. Manushak Tashchyan	Dennis M.	1/7/2011	SMSS	114.13	Foothill Development, LLC - Summons and
V. Manushak Tashchyan	Dennis M.	1/12/2011	SATTSV	20.25	LA Superior Court / Central - Summons and
V. Manushak Tashchyan	Dennis M.	1/25/2011	SCOPY	3.00	
V. Manushak Tashchyan	Dennis M.	1/25/2011	SCOPY	0.50	
V. Manushak Tashchyan	Dennis M.	1/25/2011	SCOPY	0.25	
V. Manushak Tashchyan	Dennis M.	1/25/2011	SCOPY	1.00	
V. Manushak Tashchyan	Dennis M.	1/25/2011	SPOST	0.44	
V. Manushak Tashchyan	Dennis M.	1/26/2011	SCOPY	1.50	
				378.05	

30191-0011

Caption	Client Name	Accounting	Cost Code	Amount	Description
advs. Ellen Zohn	Dennis M.	1/10/2011	SCOPY	1.25	
advs. Ellen Zohn	Dennis M.	1/12/2011	SCOPY	0.50	
advs. Ellen Zohn	Dennis M.	1/18/2011	SCOPY	2.75	
advs. Ellen Zohn	Dennis M.	1/18/2011	SCOPY	0.50	
advs. Ellen Zohn	Dennis M.	1/18/2011	SCOPY	0.25	
advs. Ellen Zohn	Dennis M.	1/18/2011	SCOPY	0.25	
advs. Ellen Zohn	Dennis M.	1/20/2011	SCOPY	0.25	
advs. Ellen Zohn	Dennis M.	1/21/2011	SCOPY	0.50	
advs. Ellen Zohn	Dennis M.	1/21/2011	SCOPY	0.25	
advs. Ellen Zohn	Dennis M.	1/21/2011	SCOPY	0.25	
advs. Ellen Zohn	Dennis M.	1/21/2011	SCOPY	0.25	
advs. Ellen Zohn	Dennis M.	1/21/2011	SCOPY	0.25	
advs. Ellen Zohn	Dennis M.	1/24/2011	SPOST	0.44	
advs. Ellen Zohn	Dennis M.	1/24/2011	SPOST	1.22	
advs. Ellen Zohn	Dennis M.	1/31/2011	SFEDEX	19.39	James Vickman, Vickman & Associates
				28.80	
				567.27	

PROOF OF SERVICE

STATE OF CALIFORNIA, COUNTY OF LOS ANGELES

I am employed in the County of Los Angeles, State of California. I am over the age of 18 years and not a party to the within action. My business address is **16000 Ventura Boulevard, Suite 1000, Encino, California 91436.**

On February 8, 2011, I served the foregoing document described as **MONTHLY REPORTING OF ATTORNEY'S FEES AND COSTS (JANUARY, 2011); DECLARATION OF JAMES R. FELTON IN SUPPORT THEREOF** on the interested parties in this action.

- by placing the original and/or a true copy thereof enclosed in (a) sealed envelope(s), addressed as follows:

SEE ATTACHED SERVICE LIST

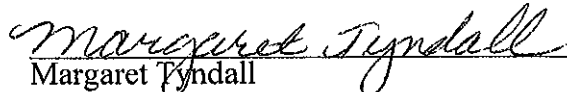
- BY REGULAR MAIL:** I deposited such envelope in the mail at 16000 Ventura Boulevard, Suite 1000, Encino, California. The envelope was mailed with postage thereon fully prepaid.

I am "readily familiar" with the firm's practice of collection and processing correspondence for mailing. It is deposited with the U.S. Postal Service on that same day in the ordinary course of business. I am aware that on motion of the party served, service is presumed invalid if postal cancellation date or postage meter date is more than one (1) day after date of deposit for mailing in affidavit.

- BY FACSIMILE MACHINE:** I transmitted a true copy of said document(s) by facsimile machine, and no error was reported. Said fax transmission(s) were directed as indicated on the service list.
- BY OVERNIGHT MAIL:** I deposited such documents at the Overnite Express or Federal Express Drop Box located at 16000 Ventura Boulevard, Suite 1000, Encino, California. The envelope was deposited with delivery fees thereon fully prepaid.
- BY PERSONAL SERVICE:** I caused such envelope(s) to be delivered by hand to the above addressee(s).

I declare that I am employed in the office of a member of the Bar of this Court, at whose direction the service was made. I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Executed on February 8, 2011, at Encino, California.


Margaret Tyndall

SERVICE LIST

United States Securities and Exchange Commission
v. Emvest Mortgage Fund, et al.
Case No. 04CV2295-DMS(RBB)

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Notices

3:04-cv-02295-DMS -RBB SEC v. Emvest Mortgage Fund, et al CASE CLOSED on 05/17/2006
REFER, SEALDC, TERMED, TRIAL

U.S. District Court**Southern District of California****Notice of Electronic Filing**

The following transaction was entered by Felton, James on 2/8/2011 at 3:32 PM PST and filed on 2/8/2011

Case Name: SEC v. Emvest Mortgage Fund, et al

Case Number: 3:04-cv-02295-DMS -RBB

Filer: Dennis M Murphy

WARNING: CASE CLOSED on 05/17/2006

Document Number: 516

Docket Text:

NOTICE by Dennis M Murphy *Monthly Reporting of Attorney's Fees and Costs (January, 2011); Declaration of James R. Felton in Support Thereof (with exhibit and Proof of Service)* (Felton, James)

3:04-cv-02295-DMS -RBB Notice has been electronically mailed to:

David Robert Clark Drclarklaw@att.net

James R Felton jfelton@greenbass.com, twilliams@greenbass.com

Joseph Jr Scanlan , A jas@millermorton.com, lac@millermorton.com

Molly M White whitem@sec.gov

Raymond Roy Lee leesd@aol.com

Robert Anthony Cocchia rcocchia@mckennalong.com, lwhitaker@mckennalong.com

3:04-cv-02295-DMS -RBB Electronically filed documents must be served conventionally by the filer to:

The following document(s) are associated with this transaction:

Document description:Main Document

Original filename:n/a

Electronic document Stamp:

[STAMP dcecfStamp_ID=1106146653 [Date=2/8/2011] [FileNumber=4863482-0]

[924fe9ada9a99969fdafa8985afa25e40b3eaa03131e2b12a46541542db6b29f97d3

6d251dbd9d65182e97221683f8b1754a71f902506bc63b51b99ae5b560b4]]