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5 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
(OCTOBER 2010); 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 October 1, 2010
24 through October 31, 2010.

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 \$2,425.00 and costs of \$60.33 are being sought for this period. (Declaration of James

1 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: November 10, 2010

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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EXHIBIT A

October 2010

Fee Detail by Client

30191-0008

Caption	Client Name	AcctgDate	Atty	Hours	Rate	Amount	Description	Status
V. Manushak	Dennis M.	10/22/2010	44	0.80	250.00	200.00	Telephone conference with EECO Elevator lawyer re arbitration status, and email to Mr. Murphy re same.	Relieved
V. Manushak	Dennis M.	10/25/2010	44	0.40	250.00	100.00	Letter to Steve Gluck formally declaring breach of settlement agreement.	Relieved
						300.00		

30191-0011

Caption	Client Name	AcctgDate	Atty	Hours	Rate	Amount	Description	Status
advs. Elen Zohn	Dennis M.	10/6/2010	44	7.30	250.00	1,825.00	Attended mediation at ADR.	Relieved
advs. Elen Zohn	Dennis M.	10/8/2010	44	0.40	250.00	100.00	Telephone conference with James Vickman and Richard Kolber regarding settlement terms.	Relieved
advs. Elen Zohn	Dennis M.	10/21/2010	44	0.60	250.00	150.00	Reviewed settlement agreement and commented re same to plaintiff's counsel and Mr. Murphy.	Relieved
advs. Elen Zohn	Dennis M.	10/25/2010	44	0.20	250.00	50.00	Telephone calls with Jim Vickman.	Relieved
						2,125.00		
Total						2,425.00		

October 2010

Cost Detail per Matter

30191-0008

Caption	Client Name	Accounting	Cost Code	Amount	Description
V. Manushak Tashchyan	Dennis M.	10/25/2010	SCOPY	0.25	
V. Manushak Tashchyan	Dennis M.	10/25/2010	SCOPY	0.25	
V. Manushak Tashchyan	Dennis M.	10/25/2010	SCOPY	0.25	
V. Manushak Tashchyan	Dennis M.	10/25/2010	SCOPY	0.25	
V. Manushak Tashchyan	Dennis M.	10/26/2010	SPOST	5.54	Certified mail
				6.54	

30191-0011

Caption	Client Name	Accounting	Cost Code	Amount	Description
advs. Elen Zohn	Dennis M.	10/1/2010	SCOPY	0.25	
advs. Elen Zohn	Dennis M.	10/14/2010	SFEDEX	18.04	Sara Loop ADR Services Los Angeles, CA
advs. Elen Zohn	Dennis M.	10/21/2010	SCOPY	3.00	
advs. Elen Zohn	Dennis M.	10/21/2010	SCOPY	0.75	
advs. Elen Zohn	Dennis M.	10/21/2010	SCOPY	1.75	
advs. Elen Zohn	Dennis M.	10/29/2010	SPKG	30.00	Parking - Mediation - Los Angeles, CA (JRY)
				63.79	
				60.33	

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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 November *12*, 2010, I served the foregoing document described as **MONTHLY REPORTING OF ATTORNEY'S FEES AND COSTS (OCTOBER 2010); 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

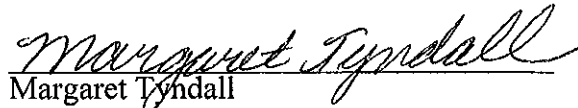
- BY REGULAR MAIL:** I deposited such envelope in the mail at 16000 Ventura Boulevard, Suite 1000, Encino, California. The envelope was mailed with postage thereon fully prepaid.

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 November *12*, 2010, 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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Notices3:04-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 11/12/2010 at 10:45 AM PST and filed on 11/12/2010

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: 507

Docket Text:

NOTICE by Dennis M Murphy *Monthly Reporting of Attorney's Fees and Costs (October 2010); 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

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

Molly M White whitem@sec.gov

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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=11/12/2010] [FileNumber=4660491-0] [5c5523460bb2e0b1ff66bbde2c73f1f46d206a32ae26d15db767fb583eb77b8632078354dddac53257f009e22c5f73be0bfbc373edd5ba03f7e0cbf4f0bebefa]]