

USDC SCAN INDEX SHEET



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3:04-CV-02295 SEC V. EMVEST MORTGAGE FUND

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STATRPT.

1 JAMES R. FELTON, ESQ. (CA State Bar No. 138767)
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FILED
06 JUN 15 AM 10:57
DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA
DEPUTY

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.
17

CASE NO.: 04CV2295-DMS (LSP)

JUDGE: Hon. Dana M. Sabraw

MONTHLY REPORTING OF
ATTORNEY'S FEES AND COSTS
(MAY 2006); 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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22 By Order entered June 7, 2005, this Court requested that the Receiver and
23 counsel submit a monthly report on fees. This report shall constitute the Receiver's
24 counsel's monthly identification of fees and costs for the period May 1, 2006 through
25 May 30, 2006.

26 The declaration of James R. Felton attached hereto details the fees and costs
27 incurred for the above described period. The Receiver's fees and costs will be
28 outlined by separate memorandum. On behalf of counsel, fees in the amount of

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1 \$3,523.00 and costs of \$147.30 are being sought for this period. (Declaration of
2 James R. Felton ("Felton Decl."), ¶ 2, Ex. "A".)

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

6 Dated: June 13, 2006

GREENBERG & BASS
A Registered Limited
Liability Partnership

9 By: 
10 JAMES R. FELTON
11 Attorneys for Receiver,
12 Dennis Murphy



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Detail Fee Transaction File List
Greenberg & Bass

<u>Client</u>	<u>Trans Date</u>	<u>H Tmkr P Tcd</u>	<u>Rate</u>	<u>Hours to Bill</u>	<u>Amount</u>		<u>Ref</u>
Transaction Date 05/04/2006							
300191.01000	05/04/2006	3 A 75	250.00	0.30	75.00	CONFERENCE WITH DENNIS MURPHY RE: ORDER FROM COURT RE: TERMINATION OF RECEIVERSHIP	ARCH
300191.01000	05/04/2006	3 A 64	250.00	0.30	75.00	REVIEW COURT DECISION RE: CONTINUATION OF RECEIVERSHIP	ARCH
Total for Transaction Date 05/04/2006				<u>Billable</u>	<u>0.60</u>	<u>150.00</u>	
Transaction Date 05/08/2006							
300191.01000	05/08/2006	3 A 70	250.00	0.50	125.00	PREPARATION OF APRIL FEE APPLICATION	ARCH
300191.01000	05/08/2006	3 A 52	250.00	0.30	75.00	TELEPHONE CONFERENCE WITH CLIENT DENNIS MURPHY RE: RECEIPT OF K1 FROM EMVEST INITIAL INTERVIEW - PREPARE EMAIL TO CHRIS HUMPHRIES RE: SAME	ARCH
Total for Transaction Date 05/08/2006				<u>Billable</u>	<u>0.80</u>	<u>200.00</u>	
Transaction Date 05/09/2006							
300191.01000	05/09/2006	3 A 53	250.00	0.30	75.00	TELEPHONE CONFERENCE WITH OPPOSING ATTORNEY MOLLY WHITE RE: STATUS OF RECEIVERSHIP	ARCH
300191.01000	05/09/2006	3 A 52	250.00	0.20	50.00	TELEPHONE CONFERENCE WITH CLIENT DENNIS MURPHY RE: MEETING WITH REPRESENTATIVES ON OLIVE 23	ARCH
Total for Transaction Date 05/09/2006				<u>Billable</u>	<u>0.50</u>	<u>125.00</u>	
Transaction Date 05/11/2006							
300191.01000	05/11/2006	3 A 51	250.00	0.30	75.00	TELEPHONE CONFERENCE WITH TIM CANTY RE: GRAMBLING LOANS	ARCH
Total for Transaction Date 05/11/2006				<u>Billable</u>	<u>0.30</u>	<u>75.00</u>	
Transaction Date 05/12/2006							
300191.01000	05/12/2006	3 A 51	250.00	0.20	50.00	TELEPHONE CONFERENCE WITH ALAN AT COURT RE: CHANGE IN HEARING DATE; SEND EMAIL TO ALL COUNSEL RE: CHANGED IN DATE.	ARCH
Total for Transaction Date 05/12/2006				<u>Billable</u>	<u>0.20</u>	<u>50.00</u>	
Transaction Date 05/15/2006							
300191.01000	05/15/2006	3 A 51	250.00	0.30	75.00	TELEPHONE CONFERENCE WITH DENNIS MURPHY RE: LETTER TO CLARK AND LETTER ON BENNETT LOAN	ARCH
300191.01000	05/15/2006	3 A 43	250.00	0.30	75.00	PREPARE CORRESPONDENCE TO OPPOSING ATTORNEY DAVID CLARK RE: PROPOSED COMPROMISE WITH UMS	ARCH
300191.01000	05/15/2006	3 A 43	250.00	0.30	75.00	PREPARE CORRESPONDENCE TO OPPOSING ATTORNEY SLADE AND ASSOCIATES RE: BENNET LOAN	ARCH
Total for Transaction Date 05/15/2006				<u>Billable</u>	<u>0.90</u>	<u>225.00</u>	

EXHIBIT A

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Detail Fee Transaction File List
Greenberg & Bass

<u>Client</u>	<u>Trans Date</u>	<u>H Tmkr P Tcd</u>	<u>Rate</u>	<u>Hours to Bill</u>	<u>Amount</u>	<u>Ref</u>
Transaction Date 05/17/2006						
300191.01000	05/17/2006	3 A 41	250.00	0.20	50.00	REVIEW AND ANALYSIS OF LETTER FROM CHRIS HUMPHREYS RE: DISGORGEMENT PAYMENT ARCH
Total for Transaction Date 05/17/2006				<u>Billable</u>	<u>0.20</u>	<u>50.00</u>
Transaction Date 05/19/2006						
300191.01000	05/19/2006	3 A 43	250.00	0.30	75.00	PREPARE CORRESPONDENCE TO OPPOSING ATTORNEY CHRIS HUMPHREYS RE: EMVEST FUND II ARCH
Total for Transaction Date 05/19/2006				<u>Billable</u>	<u>0.30</u>	<u>75.00</u>
Transaction Date 05/22/2006						
300191.01000	05/22/2006	3 A 64	250.00	0.30	75.00	REVIEW LETTER FROM DAVID CLARK RE: UMS ARCH
Total for Transaction Date 05/22/2006				<u>Billable</u>	<u>0.30</u>	<u>75.00</u>
GRAND TOTALS						
				<u>Billable</u>	<u>4.10</u>	<u>1025.00</u>

Detail Fee Transaction File List
Greenberg & Bass

<u>Client</u>	<u>Trans Date</u>	<u>H Tmkr P</u>	<u>Tcd</u>	<u>Rate</u>	<u>Hours to Bill</u>	<u>Amount</u>		<u>Ref</u>
Transaction Date 05/18/2006								
300191.02000	05/18/2006	3 A	83	335.00	6.00	2010.00	TRAVEL TO AND FROM SAN DIEGO FOR MEETING WITH PRINCIPALS AND COUNSEL FOR ECV	ARCH
300191.02000	05/18/2006	3 A	75	335.00	2.30	770.50	CONFERENCE WITH DENNIS MURPHY AND PRINCIPALS AND COUNSEL OF ECV	ARCH
Total for Transaction Date 05/18/2006								
					Billable	8.30	2780.50	
Transaction Date 05/23/2006								
300191.02000	05/23/2006	3 A	52	335.00	0.20	67.00	TELEPHONE CONFERENCE WITH CLIENT DENNIS MURPHY RE: SUNNEN BILLS	ARCH
Total for Transaction Date 05/23/2006								
					Billable	0.20	67.00	
Transaction Date 05/31/2006								
300191.02000	05/31/2006	3 P	64	335.00	0.30	100.50	REVIEW DECISION ON TRIAL COURT MATTER	13
Total for Transaction Date 05/31/2006								
					Billable	0.30	100.50	
GRAND TOTALS								
					Billable	8.80	2948.00	

Detail Cost Transaction File List
Greenberg & Bass

<u>Client</u>	<u>Trans Date</u>	<u>H Tmkr</u>	<u>P</u>	<u>Tcd</u>	<u>Rate</u>	<u>Amount</u>	<u>Ref</u>
Tcode 12 DUPLICATING CHARGES							
300191.01000	05/15/2006	3 A		12		53.00 DUPLICATING CHARGES	ARCH
300191.01000	05/15/2006	3 A		12		7.00 DUPLICATING CHARGES	ARCH
300191.01000	05/15/2006	3 A		12		0.50 DUPLICATING CHARGES	ARCH
300191.01000	05/16/2006	3 A		12		0.50 DUPLICATING CHARGES	ARCH
300191.01000	05/18/2006	3 A		12		1.50 DUPLICATING CHARGES	ARCH
300191.01000	05/19/2006	3 A		12		1.00 DUPLICATING CHARGES	ARCH
300191.01000	05/31/2006	3 P		12		0.75 DUPLICATING CHARGES	466
Total for Tcode 12					Billable	64.25 DUPLICATING CHARGES	
Tcode 13 POSTAGE							
300191.01000	05/15/2006	3 A		13	1.830	7.32 POSTAGE	ARCH
300191.01000	05/15/2006	3 A		13		0.39 POSTAGE	ARCH
300191.01000	05/15/2006	3 A		13	1.830	7.32 POSTAGE	ARCH
300191.01000	05/17/2006	3 A		13		0.39 POSTAGE	ARCH
300191.01000	05/18/2006	3 A		13	0.390	1.17 POSTAGE	ARCH
300191.01000	05/31/2006	3 P		13	0.390	0.78 POSTAGE	467
Total for Tcode 13					Billable	17.37 POSTAGE	
Tcode 14 EXCESS TOLL CHARGES							
300191.01000	05/08/2006	3 A		14		3.79 EXCESS TOLL CHARGES	ARCH
300191.01000	05/12/2006	3 A		14		0.85 EXCESS TOLL CHARGES	ARCH
Total for Tcode 14					Billable	4.64 EXCESS TOLL CHARGES	
Tcode 17 AMERICAN LEGAL SUPPORT SERVICES, INC.							
300191.01000	05/25/2006	3 P		17		14.85 SERVICE OF PROCESS (ORANGE COUNTY SUPERIOR COURT, CENTRAL) - AMERICAN LEGAL SUPPORT SERVICES, INC.	469
300191.01000	05/25/2006	3 P		17		29.70 SERVICE OF PROCESS (USDC, SAN DIEGO) - AMERICAN LEGAL SUPPORT SERVICES, INC.	470
Total for Tcode 17					Billable	44.55 AMERICAN LEGAL SUPPORT SERVICES, INC.	
Tcode 20 OVERNITE EXPRESS							
300191.01000	05/19/2006	3 P		20		15.35 DENNIS M. MURPHY - OVERNITE EXPRESS	468
Total for Tcode 20					Billable	15.35 OVERNITE EXPRESS	
GRAND TOTALS							
					Billable	146.16	

Detail Cost Transaction File List
Greenberg & Bass

Client	Trans Date	H Tmkr P	Tcd	Rate	Amount	Ref
Tcode 12 DUPLICATING CHARGES						
300191.03000	05/10/2006	3 A	12		0.75 DUPLICATING CHARGES	ARCH
Total for Tcode 12				Billable	0.75 DUPLICATING CHARGES	
Tcode 13 POSTAGE						
300191.03000	05/10/2006	3 A	13		0.39 POSTAGE	ARCH
Total for Tcode 13				Billable	0.39 POSTAGE	
					GRAND TOTALS	
				Billable	1.14	

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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 June 13, 2006, I served the foregoing document described as **MONTHLY REPORTING OF ATTORNEY'S FEES AND COSTS (MAY 2006); 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 June 13, 2006, at Encino, California.


Margaret Tyndall