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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  
18

**CASE NO.: 04CV2295-DMS (POR)**

**JUDGE:** Hon. Dana M. Sabraw

**MONTHLY REPORTING OF  
ATTORNEY'S FEES AND COSTS  
(JUNE 2008); 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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20  
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 June 1, 2008 through  
24 June 30, 2008.

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 \$3,275.00 and costs of \$474.41 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: July 16, 2008

GREENBERG & BASS  
A Registered Limited  
Liability Partnership

8 By: /s/ James R. Felton

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





Detail Transaction File List  
Greenberg & Bass

Client	Trans Date	Tmkr	Rate	Hours to Bill	Amount	
Client ID 300191.01000		DENNIS M. MURPHY				
300191.01000	06/12/2008	3	250.00	0.30	75.00	PREPARE CORRESPONDENCE TO MIDDEL RE: EVICTION ISSUES
300191.01000	06/12/2008	3	250.00	0.30	75.00	PREPARE CORRESPONDENCE TO 1438 DAVIES PROPERTY OCCUPANTS
300191.01000	06/12/2008	3	250.00	0.30	75.00	PREPARE CORRESPONDENCE TO 1440 DAVIES PROPERTY OCCUPANTS
300191.01000	06/13/2008	3	250.00	1.00	250.00	PREPARATION OF MAY REQUEST FOR FEES
300191.01000	06/19/2008	3	250.00	1.50	375.00	PREPARATION OF THIRTEENTH REPORT
300191.01000	06/19/2008	3	250.00	0.40	100.00	TELEPHONE CONFERENCE WITH LESSEE AT 1440 DAVIES RE: LEASE AGREEMENT
300191.01000	06/19/2008	3	250.00	0.40	100.00	TELEPHONE CONFERENCE WITH LESSEE AT 1440 DAVIES RE: LEASE AGREEMENT
300191.01000	06/20/2008	46	250.00	1.00	250.00	RESEARCHED STATUS OF BANKRUPTCY ACTION IN RE TABERNACLE CHURCH
300191.01000	06/23/2008	3	250.00	0.30	75.00	TELEPHONE CONFERENCE WITH KERRY WELLAND RE: 1440 DAVIES IN BEVERLY HILLS
300191.01000	06/25/2008	3	250.00	0.30	75.00	REVIEW E-MAIL CORRESPONDENCE FROM KERRY WEILAND RE: BEVERLY HILLS PROPERTY
Subtotal for Fees			Billable	5.80	1450.00	
300191.01000	06/09/2008	3			0.50	DUPLICATING CHARGES
300191.01000	06/12/2008	3			1.50	DUPLICATING CHARGES
300191.01000	06/12/2008	3			1.50	DUPLICATING CHARGES
300191.01000	06/12/2008	3			0.50	DUPLICATING CHARGES
300191.01000	06/12/2008	3			0.25	DUPLICATING CHARGES
300191.01000	06/12/2008	3			0.50	DUPLICATING CHARGES
300191.01000	06/12/2008	3			0.25	DUPLICATING CHARGES
300191.01000	06/12/2008	3			0.25	DUPLICATING CHARGES
300191.01000	06/12/2008	3			0.25	DUPLICATING CHARGES
300191.01000	06/12/2008	3	0.420		1.26	POSTAGE
300191.01000	06/12/2008	3	3.120		9.36	POSTAGE
300191.01000	06/13/2008	3			0.75	DUPLICATING CHARGES
300191.01000	06/16/2008	3			45.00	DUPLICATING CHARGES
300191.01000	06/16/2008	3			0.50	DUPLICATING CHARGES
300191.01000	06/16/2008	3			0.50	DUPLICATING CHARGES
300191.01000	06/16/2008	3			0.25	DUPLICATING CHARGES
300191.01000	06/16/2008	3			0.25	DUPLICATING CHARGES
300191.01000	06/16/2008	3			0.25	DUPLICATING CHARGES
300191.01000	06/16/2008	3			1.50	DUPLICATING CHARGES
300191.01000	06/16/2008	3	1.680		8.40	POSTAGE
300191.01000	06/18/2008	3			0.25	DUPLICATING CHARGES
300191.01000	06/19/2008	3			1.00	DUPLICATING CHARGES
300191.01000	06/19/2008	3			1.75	DUPLICATING CHARGES
300191.01000	06/19/2008	3			0.50	DUPLICATING CHARGES
300191.01000	06/19/2008	3			0.25	DUPLICATING CHARGES
300191.01000	06/19/2008	3	0.760		4.56	POSTAGE
300191.01000	06/20/2008	3			0.50	DUPLICATING CHARGES
300191.01000	06/20/2008	3			26.25	DUPLICATING CHARGES
300191.01000	06/20/2008	3			0.25	DUPLICATING CHARGES
300191.01000	06/20/2008	3			1.25	DUPLICATING CHARGES
300191.01000	06/20/2008	3			0.50	DUPLICATING CHARGES
300191.01000	06/20/2008	3			0.25	DUPLICATING CHARGES
300191.01000	06/20/2008	3			0.25	DUPLICATING CHARGES
300191.01000	06/20/2008	3			0.75	DUPLICATING CHARGES
300191.01000	06/20/2008	3			0.25	DUPLICATING CHARGES
300191.01000	06/20/2008	3			0.25	DUPLICATING CHARGES
300191.01000	06/20/2008	3			1.25	DUPLICATING CHARGES
300191.01000	06/20/2008	3			9.00	DUPLICATING CHARGES
300191.01000	06/20/2008	3			1.25	DUPLICATING CHARGES
300191.01000	06/20/2008	3			6.75	DUPLICATING CHARGES
300191.01000	06/20/2008	3			1.00	DUPLICATING CHARGES
300191.01000	06/20/2008	3			0.25	DUPLICATING CHARGES
300191.01000	06/20/2008	3			0.25	DUPLICATING CHARGES
300191.01000	06/20/2008	3			4.25	DUPLICATING CHARGES
300191.01000	06/20/2008	3			2.75	DUPLICATING CHARGES
300191.01000	06/27/2008	3			0.50	DUPLICATING CHARGES
Subtotal for Expenses			Billable	0.00	139.58	
300191.01000	06/20/2008	3	58.300		116.60	LEXIS NEXIS RESEARCH
Subtotal for Advances			Billable	0.00	116.60	

EXHIBIT A

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Detail Transaction File List  
Greenberg & Bass

<u>Client</u>	<u>Trans Date</u>	<u>Tmkr</u>	<u>Rate</u>	<u>Hours to Bill</u>	<u>Amount</u>
Client ID 300191.01000 DENNIS M. MURPHY					
Total for Client ID 300191.01000					
		Billable		5.80	1708.10 DENNIS M. MURPHY S. ETC VS. EWEST

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Detail Transaction File List  
Greenberg & Bass

Client	Trans Date	Tmkr	Rate	Hours to Bill	Amount
Client ID 300191.04000	DENNIS M. MURPHY				
300191.04000	06/11/2008	3	250.00	0.30	75.00 CONFERENCE WITH SJB RE: NEXT STEPS RE: FORECLOSURE
300191.04000	06/11/2008	46	250.00	2.00	500.00 TRAVEL TO AND FROM AND ATTENDANCE AT CASE MANAGEMENT CONFERENCE
300191.04000	06/12/2008	46	250.00	2.00	500.00 TRAVEL TO AND FROM AND ATTENDANCE AT BANKRUPTCY HEARING ON COUNTRYWIDE'S MOTION FOR RELIEF FROM STAY
300191.04000	06/24/2008	46	250.00	1.50	375.00 TRAVEL TO AND FROM, AND ATTENDANCE AT HEARING ON TRUSTEE'S MOTION FOR EXTENSION OF TIME TO FILE COMPLAINT OBJECTING TO DISCHARGE; PREPARATION OF EMAIL CORRESPONDENCE SUMMARIZING STATUS
300191.04000	06/25/2008	46	250.00	0.50	125.00 CALLED COUNSEL FOR COUNTRYWIDE, REVIEWED DOCKET, TENTATIVE RULINGS AND COUNTRYWIDE'S MOTION FOR RELIEF, MEETING WITH STEPHEN BAUMGARTNER, AND PREPARED EMAIL CORRESPONDENCE RE STATUS OF MOTION FOR RELIEF
Subtotal for Fees			Billable	6.30	1575.00
300191.04000	06/03/2008	3			0.50 DUPLICATING CHARGES
300191.04000	06/11/2008	3			18.94 MILEAGE & PARKING EXPENSE (SANTA MONICA COURT HOUSE) - YSK
300191.04000	06/12/2008	3			7.57 MILEAGE EXPENSE (WOODLAND HILLS BK COURT) - YSK
300191.04000	06/17/2008	3			0.25 DUPLICATING CHARGES
300191.04000	06/23/2008	3			3.00 DUPLICATING CHARGES
300191.04000	06/23/2008	3			8.75 DUPLICATING CHARGES
300191.04000	06/24/2008	3			10.50 DUPLICATING CHARGES
300191.04000	06/24/2008	3			8.50 DUPLICATING CHARGES
300191.04000	06/24/2008	3			7.57 MILEAGE EXPENSE (WOODLAND HILLS BK COURT) - YSK
300191.04000	06/25/2008	3			0.25 DUPLICATING CHARGES
300191.04000	06/25/2008	3			1.90 EXCESS TOLL CHARGES
Subtotal for Expenses			Billable	0.00	67.73
300191.04000	06/02/2008	3			150.00 AMENDED MOTION FOR RELIEF FROM STAY - US BANKRUPTCY COURT (MERRILL LYNCH, CAG)
Subtotal for Advances			Billable	0.00	150.00
<b>Total for Client ID 300191.04000</b>					
			Billable	6.30	1792.73 DENNIS M. MURPHY EMVEST v. SAM N. MARTINEZ

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**Detail Transaction File List**  
Greenberg & Bass

Client	Trans Date	Tmkr	Rate	Hours to Bill	Amount	
Client ID 300191.05000		DENNIS M.				MURPHY
300191.05000	06/18/2008	3	250.00	0.30	75.00	PREPARATION OF LETTER TO MATTHEW TYE RE: APPRAISAL
300191.05000	06/18/2008	3	250.00	0.40	100.00	REVIEW FILE RE: DOCUMENTS PREVIOUSLY SENT TO COUNSEL ON AMENDED COMPLAINT ISSUES
300191.05000	06/30/2008	3	250.00	0.30	75.00	REVIEW E-MAIL CORRESPONDENCE FROM DENNIS MURPHY RE: RENT ISSUES; PREPARE AND SEND EMAIL RE: SAME
Subtotal for Fees			Billable	1.00	250.00	
300191.05000	06/18/2008	3			0.50	DUPLICATING CHARGES
Subtotal for Expenses			Billable	0.00	0.50	

Total for Client ID 300191.05000  
 Billable 1.00 250.50 DENNIS M. MURPHY  
 RICHARD P. MIDDEL V. INVEST MORTGAGE

**GRAND TOTALS**  
 Billable 13.10 3749.41

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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 July 21, 2008, I served the foregoing document described as **MONTHLY REPORTING OF ATTORNEY'S FEES AND COSTS (JUNE 2008); 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 July 21, 2008, at Encino, California.

  
Margaret Tyndall

## SERVICE LIST

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

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