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Attorneys for David K. Broadbent as Court-Appointed Receiver

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF UTAH, CENTRAL DIVISION

<p>FEDERAL TRADE COMMISSION; and UTAH DIVISION OF CONSUMER PROTECTION,</p> <p>Plaintiffs,</p> <p>vs.</p> <p>ZURIXX, LLC, a Utah limited liability company; <i>et al.</i>,</p> <p>Defendants.</p>	<p>RECEIVER’S SEVENTH APPLICATION FOR COMPENSATION AND REIMBURSEMENT OF EXPENSES FOR THE RECEIVER AND RETAINED PROFESSIONALS</p> <p>Case No. 2:19-cv-00713-DAK-DAO</p>
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David K. Broadbent, as receiver (the “Receiver”) for Defendants Zurixx, LLC and related entities (collectively, “Zurixx”), submits this Seventh Application for Compensation and Reimbursement of Expenses for the Receiver and Retained Professionals (the “Seventh Application”). The Receiver requests an Order approving payment of fees and expenses incurred from August 1, 2021, through November 30, 2021 (the “Application Period”). In advance of this filing, the Receiver provided to the Federal Trade Commission and the Utah Division of

Consumer Protection copies of the invoices attached hereto, and counsel for each have indicated to the Receiver that they do not have any objections to this Seventh Application.

APPLICATION FOR RECEIVER AND RETAINED PROFESSIONALS

1. On November 1, 2019, the Court entered its Stipulated Preliminary Injunction (Dkt. No. 54) (the “Receiver Appointment Order”). The Receiver Appointment Order appointed David K. Broadbent as the “receiver over the Receivership Entities with full powers of an equity receiver” (Section XIV).

2. The Receiver Appointment Order imposed various duties on the Receiver (*see* generally Sections XV-XXIII). It also authorized the Receiver to “choose, engage, and employ attorneys, accountants, appraisers, and other independent contractors and technical specialists, as the Receiver deems advisable or necessary in the performance of duties and responsibilities under the authority granted by this Order” (Section XV E).

3. The Receiver Appointment Order also provides that “the Receiver and all personnel hired by the Receiver . . . including counsel to the Receiver and accountants, are entitled to reasonable compensation for the performance of duties pursuant to this Order and for the cost of actual out-of-pocket expenses incurred by them, from the Assets now held by, in the possession or control of, or which may be received by, the Receivership Entities” (Section XXI). It is pursuant to this provision that the Receiver makes this Seventh Application.

4. Pursuant to the authority granted by the Receiver Appointment Order, the Receiver retained the law firm of Holland & Hart, LLP (“H&H”) to serve as his counsel, and Rocky Mountain Advisory, LLC (“RMA”) to serve as his accountants.

5. During the Application Period, the Receiver and his professionals worked to, *inter alia*, accomplish the following: communicate with consumers regarding experiences with Zurixx, as well as vendors and creditors, regarding the status of a potential claims process; further analyze potential claims against third-parties that may be brought by the Receiver; work on demands and negotiate tolling agreements with respect to various parties; work on pending litigation, including propounding and responding to discovery; respond to threatened and filed litigation and efforts to stay such claims in light of the Court's orders; participate in litigation with landlord in Puerto Rico in the District Court and the Tenth Circuit; negotiate settlements with various parties; work on tax returns and to provide tax documentation to employees and independent contractors; conference with the FTC and the Utah Division of Consumer Protection regarding various issues, potential claims against third-parties and additional defendants, and the status of the case; work with the FTC and the Utah Division of Consumer Protection in gathering information from Zurixx records; work to provide information and access to Zurixx databases and information to plaintiffs and defendants; and work on gathering information from third-parties; participate in numerous depositions conducted in the main action.

6. The Receiver has recovered approximately \$123,947.57 in additional funds since the filing of the Fifth Application on August 31, 2021, which amount includes a settlement of a potential claw-back claim against one party for the full amount of the claim. Through settlement, the Receiver has also resolved potential claims against \$4,025,511.92 that the Receiver previously held in segregated accounts. Those funds are now available as part of the receivership estate.

7. The Court approved the following amounts for previous fee applications:

<u>Receiver (David Broadbent, Holland & Hart)</u>	Total Payments
First Fee Application	\$ 31,590.50
Second Fee Application	\$ 37,575.90
Third Fee Application	\$ 25,854.20
Fourth Fee Application	\$ 32,435.00
Fifth Fee Application	\$ 22,606.50
Sixth Fee Application	<u>\$ 8,786.35</u>
Total Receiver Fees and Costs	\$158,848.45

<u>Holland & Hart</u>	
First Fee Application	\$ 90,161.01
Second Fee Application	\$159,018.55
Third Fee Application	\$170,902.71
Fourth Fee Application	\$278,722.46
Fifth Fee Application	\$370,969.81
Sixth Fee Applications	<u>\$188,650.85</u>
Total Receiver's Counsel Fees and Costs	\$1,258,425.39

<u>Rocky Mountain Advisory, Accountants</u>	
First Interim Fee Application	\$ 15,214.62
Second Interim Fee Application	\$ 15,292.97
Third Interim Fee Application	\$ 16,173.51
Fourth Interim Fee Application	\$ 15,366.42
Fifth Interim Fee Application	\$ 22,148.36
Sixth Interim Fee Applications	<u>\$ 18,030.63</u>
Total Accountant to Receiver Fees and Costs	\$ 102,226.51

8. During the Application Period, the Receiver and his retained professionals incurred the following in fees and expenses (collectively, the “Receiver’s Fees and Expenses”):

	<u>Fees Requested</u>	<u>Expense Reimbursement Requested</u>	<u>Total</u>
Receiver	\$16,008.30	\$0.00	\$16,008.30
H&H	\$196,645.95	\$18,396.66	\$215,042.61
RMA	\$20,252.00	\$1,847.82	\$22,099.82
Total	\$232,906.25	\$20,244.48	\$253,150.73

9. Invoices detailing the work performed by the Receiver, H&H, and RMA during the Application Period are attached hereto as **Exhibits A, B, and C**, respectively. The invoices also detail the professionals that performed the work, and the hourly rate of each of the professionals.

10. The compensation requested for the work performed during the Application Period is reasonable compensation for the services performed, which services have been actually and necessarily rendered in this case.

11. The Receiver respectfully requests that the Court approve the Receiver's Fees and Expenses as reasonable compensation and authorize the Receiver to make payments in the amounts as outlined above.

CONCLUSION

For the foregoing reasons, the Receiver respectfully requests that the Court enter an order approving the amounts outlined above for the Receiver's Fees and Expenses as reasonable compensation and authorizing the Receiver to make payments in such amounts. A proposed form of order is attached hereto as Exhibit D.

RESPECTFULLY SUBMITTED this 23rd day of December, 2021.

HOLLAND & HART LLP

/s/ Doyle S. Byers

Doyle S. Byers

Cory A. Talbot

Engels J. Tejada

Michelle L. Quist

Attorneys for David K. Broadbent as the Court-Appointed Monitor

INDEX OF EXHIBITS

- A - Receiver Invoice.
- B - H&H Invoices.
- C - RMA Invoice.
- D - Proposed Order

17876664_v1

EXHIBIT A



IRS EMPLOYER NO. 84-0382505
 PLEASE REMIT TO:
 P.O. BOX 17283
 DENVER, CO 80217-0283

December 17, 2021

Broadbent, David, as Receiver for Zurixx, LLC David K. Broadbent 222 S. Main Street, Suite 2200 Salt Lake City, UT 84101	Invoice No. H&H Ref. No. Client No. Attorney:	1945264 3673732 107333 DKBroadbent
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Regarding: Matter No. 0001 - Receiver Services

Invoice Summary

Current fees	\$16,008.30
Current charges this invoice	\$16,008.30

ACH / Wire Instructions – Please Remit in US Dollars

UMB Bank, N.A.
 1670 Broadway, Denver, CO 80202
 ABA# 101000695
 Holland & Hart Operating Account
 Acct # 6971172602
 Swift Code UMKCUS44
 Please include invoice #1945264 on payment.

IRS EMPLOYER NO. 84-0382505

Holland & Hart LLP

107333 Broadbent, David, as Receiver for Zurixx	Invoice No. H&H Ref. No.	1945264 3673732
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For professional services rendered through November 30, 2021

Itemized Fees

Description of Work	Date	Tkpr	Hours
Review tolling agreement; conference with DSByers;	08/03/21	DKB	0.20
Review settlement agreement with merchant bankers;	08/04/21	DKB	0.40
Review court's order on intervention;	08/10/21	DKB	0.20
Review and evaluate email correspondence from customer and respond; conference with DSByers;	08/17/21	DKB	0.30
Review email from Mr. Curtis regarding Brand Management taxes and review its tax return; review preliminary injunction; respond to Mr. Curtis;	08/18/21	DKB	0.80
Conference with FTC attorneys, Mr. Wing, Mr. Melton and CATalbot; review emails regarding correspondence questions;	08/19/21	DKB	1.40
Review and evaluate email correspondence and conference with CATalbot regarding defendants' document request;	08/23/21	DKB	0.20
Conference with CATalbot and DSByers;	08/24/21	DKB	0.30
Review and evaluate email correspondence; conference with CATalbot and DSByers regarding discovery issues;	08/31/21	DKB	0.10
Conference with CATalbot and DSByers regarding outstanding litigation and discovery;	09/01/21	DKB	0.20
Review tax returns; review and evaluate email correspondence; conference with DSByers and CATalbot; review discovery issues;	09/02/21	DKB	2.00
Conference with DSByers; review material provided by Mr. Cannon regarding his home on Harvard Avenue; respond to Mr. Pahnke;	09/07/21	DKB	0.70
Conferences with DSByers; conference with Mr. Wing, review materials on sale of Mr. Cannon's home in Puerto Rico;	09/08/21	DKB	0.50

IRS EMPLOYER NO. 84-0382505

Holland & Hart LLP

107333 Broadbent, David, as Receiver for Zurixx	Invoice No. H&H Ref. No.	1945264 3673732
Conference with Ms. Sheffield regarding receivership and claim status;	09/09/21	DKB 0.20
Attend deposition of Andrew Way; review and evaluate email correspondence;	09/10/21	DKB 2.30
Conference with CATalbot and DSByers; review and evaluate email correspondence and respond;	09/14/21	DKB 0.30
Review and evaluate email correspondence; conference with DSByers and CATalbot;	09/15/21	DKB 0.30
Conference with FTC team regarding discovery issues; conference with DSByers;	09/17/21	DKB 0.50
Conference with DSByers and CATalbot regarding depositions and default judgment motion;	09/22/21	DKB 0.30
Attend deposition of Ms. Haack; conference with DSByers;	09/28/21	DKB 7.40
Conference with CATalbot and DSByers regarding discovery issues;	09/30/21	DKB 1.00
Review and evaluate email correspondence; review supplemental authority and briefing on affect conference with of AMG Capital case on receivership;	10/04/21	DKB 1.20
Conference with CATalbot;	10/05/21	DKB 0.30
Attend hearing on motions for summary judgment; conference with CATalbot and DSByers;	10/06/21	DKB 1.50
Review correspondence from state of California; review and evaluate email correspondence;	10/07/21	DKB 0.20
Conference with DSByers regarding deposition;	10/08/21	DKB 0.10
Conferences with DSByers regrading privilege and deposition issues;	10/12/21	DKB 0.10
Conference with Mr. Holzapfel; conference with DSByers;	10/14/21	DKB 0.50
Conference with Mr. Wing; review and evaluate email correspondence;	10/15/21	DKB 0.40
Conference with Mr. Groce, claimant;	10/20/21	DKB 0.20
Review and approve motion to approve settlement	10/22/21	DKB 0.30

IRS EMPLOYER NO. 84-0382505

Holland & Hart LLP

107333 Broadbent, David, as Receiver for Zurixx	Invoice No. H&H Ref. No.	1945264 3673732
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agreement; review and approve amendment to tolling agreement;

Conference with DSByers, CATalbot and MLQuist;	10/25/21	DKB	0.20
Review and evaluate email correspondence; evaluate sale options, email to Mr. Knuth;	10/26/21	DKB	0.30
Conference with DSByers; conference with Mr. Miller, Mr. Curtis, DSByers and Mr. Curtis;	10/28/21	DKB	0.90
Review and evaluate email correspondence; review and execute wire transfer authorizations; conference with DSByers regarding voidable transfer cases;	10/29/21	DKB	0.50
Review Chris Cannon request and supporting documents; email to Ryan Pahnke;	11/05/21	DKB	0.30
Review memorandum decision regarding motions to dismiss and other relief; conference with CATalbot, Michelle Quist, FTC attorneys, Robert Wing, Joni Ostler and DSByers regarding effects of the order;	11/08/21	DKB	1.80
Review order regarding plaintiff's claims; conference with CATalbot and DSByers regarding next steps; conference with Robert Wing;	11/12/21	DKB	0.50
Review and evaluate email correspondence; review FTC's motion for clarification or reconsideration;	11/19/21	DKB	0.30
Conference with DSByers regarding nondisclosure and settlement agreements;	11/22/21	DKB	0.20

Total Current Fees: \$16,008.30

Timekeeper Summary

Timekeeper	Tkpr ID	Rate	Hours	Amount
DKBroadbent	5140	544.50	29.40	16,008.30
			29.40	\$16,008.30



IRS EMPLOYER NO. 84-0382505
PLEASE REMIT TO:
P.O. BOX 17283
DENVER, CO 80217-0283

December 17, 2021

Broadbent, David, as Receiver for Zurixx, LLC David K. Broadbent 222 S. Main Street, Suite 2200 Salt Lake City, UT 84101	Invoice No. H&H Ref. No. Client No. Attorney:	1945264 3673732 107333 DKBroadbent
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Regarding: Matter No. 0001 - Receiver Services

Invoice Summary

Current fees	\$16,008.30
Current charges this invoice	\$16,008.30

Thank you for your prompt payment. Questions regarding this invoice should be directed to the attorney responsible for your account, or Carla Norton, Senior Billing Specialist in our Salt Lake City office, at (801) 799-5815 or cnorton@hollandhart.com.

Due On Receipt

Please return this page with your remittance.

EXHIBIT B



IRS EMPLOYER NO. 84-0382505
 PLEASE REMIT TO:
 P.O. BOX 17283
 DENVER, CO 80217-0283

December 17, 2021

Broadbent, David, as Receiver for Zurixx, LLC David K. Broadbent 222 S. Main Street, Suite 2200 Salt Lake City, UT 84101	Invoice No. H&H Ref. No. Client No. Attorney:	1945266 3673733 107333 DKBroadbent
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Regarding: Matter No. 0002 - Zurixx Monitor - Attorneys

Invoice Summary

Current fees	\$106,022.25
Current disbursements	\$18,380.76
Current charges this invoice	\$124,403.01

ACH / Wire Instructions – Please Remit in US Dollars

UMB Bank, N.A.
 1670 Broadway, Denver, CO 80202
 ABA# 101000695
 Holland & Hart Operating Account
 Acct # 6971172602
 Swift Code UMKCUS44
 Please include invoice #1945266 on payment.

IRS EMPLOYER NO. 84-0382505

Holland & Hart LLP

107333 Broadbent, David, as Receiver for Zurixx	Invoice No. H&H Ref. No.	1945266 3673733
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For professional services rendered through November 30, 2021

Itemized Fees

Description of Work	Date	Tkpr	Hours
Conference with Mr. Curtis regarding tax issues; correspondence with tolling party regarding potential settlement;	08/02/21	DSB	0.80
Conference with TLNeve regarding consumer complaint logs and updates;	08/02/21	BBL	0.30
Conference with, and advise, Receiver regarding settlement agreements with merchants; correspondence with merchant counsel regarding settlement agreements; work on reports for receivership; work on finalizing stipulation to stay the case with counsel in Hansen matter filed in NJ;	08/04/21	DSB	2.50
Conference with ESTabak regarding need for counsel in NJ;	08/05/21	DSB	0.20
Correspondence regarding tax returns; analyze additional auction of equipment;	08/09/21	DSB	1.20
Conference with Mr. Curtis regarding issues surrounding tax returns and extended conference with Mr. Carlson regarding the same; conference with correspondence with Mr. Ostrove regarding class action lawsuit and stipulation to stay the same; conference with Receiver regarding status of various tasks;	08/10/21	DSB	3.00
Email with customer regarding claim questions;	08/11/21	CAT	0.20
Correspondence with Mr. Ostrove regarding stipulation to stay class action lawsuit;	08/11/21	DSB	0.20
Work on settlement with merchant service providers and correspondence with counsel regarding the same; correspondence with Receiver regarding the same; work on stipulation to stay Hansen case and correspondence with Mr. Ostrove and ESTabak regarding the same;	08/12/21	DSB	0.90
Review correspondence from DSByers regarding consent of stay order; review letter to receiver's counsel and consent order;	08/12/21	EST	0.60

IRS EMPLOYER NO. 84-0382505

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107333 Broadbent, David, as Receiver for Zurixx	Invoice No. H&H Ref. No.	1945266 3673733
Correspondence with Mr. Ostrove regarding stipulation for stay in Hansen class action lawsuit; work on application;	08/16/21	DSB 1.10
Correspondence regarding state tax issues with Mr. Carlson and Mr. Curtis; notice of hearing on MSJ; conference with Receiver regarding fee application; correspondence to coordinate work on clawback actions;	08/17/21	DSB 1.30
Conference with Receiver and Mr. Curtis regarding pre-receivership tax liabilities; correspondence with Receiver regarding FTC's requested meeting and request for information;	08/18/21	DSB 0.80
Conference with FTC and UDCP regarding document production issues; telephone conference with DKBroadbent regarding same;	08/19/21	CAT 0.60
Conference with team regarding various tasks; conference with counsel for defendants regarding resolution of possible dispute;	08/19/21	DSB 0.80
Telephone conference with Ms. Ostler regarding document production; review materials regarding same; email with team regarding same;	08/20/21	CAT 0.60
Correspondence with merchant providers' counsel regarding status of settlement agreement; analyze information requested by FTC and potential analysis needed regarding chargebacks, and conference with Mr. Curtis regarding the same;	08/20/21	DSB 1.00
Conference with MLQuist regarding work product research; telephone conference with DKBroadbent regarding same; review materials regarding same;	08/23/21	CAT 1.20
Analyze research regarding work-product and correspondence with MLQuist and CATalbot regarding the same;	08/23/21	DSB 0.40
Telephone conference with DKBroadbent and DSByers regarding status; review work product research;	08/24/21	CAT 0.70
Correspondence with counsel for merchant providers regarding requested information and conference with Mr. Curtis regarding the same; conference with Receiver regarding status and strategy of various issues;	08/24/21	DSB 1.60
Review Zurixx Receivership emails;	08/24/21	BBL 0.20

IRS EMPLOYER NO. 84-0382505

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107333 Broadbent, David, as Receiver for Zurixx	Invoice No. H&H Ref. No.	1945266 3673733
Analyze case law related to AMG decision;	08/26/21	DSB 1.60
Correspondence with counsel for merchant providers regarding settlement and requested information;	08/27/21	DSB 0.60
Correspondence with Mr. Curtis regarding tax returns; analyze gathering information requested by FTC and correspondence with Mr. Curtis and counsel for merchant service providers regarding the same; correspondence with FTC and UCPS regarding application and correspondence with Receiver regarding the same;	08/30/21	DSB 1.40
Conference with FTC personnel and Mr. Curtis regarding accounting issues; telephone conference with DSByers and DKBroadbent regarding depositions;	08/31/21	CAT 0.70
Review notices of depositions and conferences with CATalbot and Receiver regarding strategy with respect to the same; conference with FTC attorneys and Mr. Curtis regarding accounting information and other information requested; finalize and file application for compensation; review objection to intervention; correspondence with Mr. Ostrove regarding entry of order staying Hansen action against Zurixx;	08/31/21	DSB 3.10
Telephone conference with DKBroadbent and DSByers regarding depositions and strategy; review deposition notices;	09/01/21	CAT 0.50
Conference with Receiver regarding status of various issues and participation in depositions; correspondence with MLQuist regarding the same; correspondence with Mr. Curtis regarding information requested by FTC; correspondence with Mr. Cantarero regarding the same;	09/01/21	DSB 2.00
Conference with Mr. Ockner regarding requested information from merchant service providers and correspondence with Mr. Curtis regarding the same; attention to deposition schedule and coverage for the same;	09/02/21	DSB 1.10
Conference with DSByers; forward insolvency analysis of Mr. Curtis to same;	09/02/21	BBL 0.20
Update pleadings posted on Zurixx website;	09/02/21	BBL 0.40
Review correspondence regarding notes; review correspondence regarding foreclosure;	09/07/21	CAT 0.30

IRS EMPLOYER NO. 84-0382505

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107333 Broadbent, David, as Receiver for Zurixx	Invoice No. H&H Ref. No.	1945266 3673733
Conference with Ms. Ostler regarding potentially providing documentation;	09/07/21	DSB 0.30
Correspondence with counsel for merchant service providers regarding settlement and work on motion to approve the same; conference with Ms. Ostler regarding access to receivership information;	09/08/21	DSB 0.60
Conferences with DSByers regarding employee interviews;	09/09/21	BBL 0.10
Attend deposition of Mr. Way; email with team regarding same;	09/10/21	CAT 4.80
Review deposition notes; email with team regarding same; telephone conference with DSByers regarding same;	09/13/21	CAT 0.70
Review Zurixx consumer documents; correspondence with BBLarsen regarding interview notes with employees; correspondence with MLQuist regarding Way deposition; correspondence regarding demand made on Brand Management and review the same; notice of deposition;	09/13/21	DSB 2.70
Conferences with DSByers; gather solvency research completed by Mr. Curtis and employee interviews; forward same to DSByers;	09/13/21	BBL 0.40
Telephone conference with DKBroadbent and DSByers regarding status and strategy; review correspondence regarding discovery;	09/14/21	CAT 0.40
Analyze distribution issues and correspondence with Receiver regarding the same; correspondence regarding deposition scheduling and notices; arrange for ordering of transcripts; assist parties with obtaining Zurixx information;	09/14/21	DSB 3.60
Conference with DKBroadbent and DSByers regarding document production; review correspondence regarding 30(b)(6) witness; review guidance regarding same;	09/15/21	CAT 1.00
Conference with client regarding strategy with respect to requested 30(b)(6) deposition for Zurixx;	09/15/21	DSB 0.20
Conference with FTC regarding discovery issues; review materials regarding same; email with team regarding customers;	09/17/21	CAT 1.10
Conference with Mr. Anguizola and Ms. Grier regarding discovery from Zurixx and other items; work to gather information requested by FTC and conferences and	09/17/21	DSB 2.60

IRS EMPLOYER NO. 84-0382505

Holland & Hart LLP

107333 Broadbent, David, as Receiver for Zurixx	Invoice No.	1945266
	H&H Ref. No.	3673733

correspondence with Mr. Cantarero and BBLarsen regarding the same; additional correspondence with counsel for FTC regarding the same;

Conferences with DSByers and CATalbot; create list of contact information for consumers;	09/17/21	BBL	2.60
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Address hearing scheduling issues (Cardillo);	09/20/21	CAT	0.60
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Review customer correspondence; telephone conference with DSByers regarding depositions;	09/21/21	CAT	0.60
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Correspondence with Mr. Cantarero and FTC counsel to arrange conference regarding recordings; conferences with CATalbot regarding case and tasks; attend deposition of Mr. Brown;	09/21/21	DSB	8.00
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Telephone conference with DSByers and DKBroadbent regarding status and strategy; review correspondence regarding consumers;	09/22/21	CAT	0.90
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Conference with Receiver and CATalbot regarding strategy and status of various tasks; conference with Ms. Grier regarding depositions and needed information from receivership records; conference with FTC and Mr. Cantarero regarding access to receivership information and providing files; conference with Mr. Cantarero regarding additional issues;	09/22/21	DSB	3.20
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Conferences with MLQuist and Ms. Boone regarding deposition transcripts;	09/23/21	BBL	0.30
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Attend deposition of Mr. Christiansen; work on motions to approve settlement agreements with merchant providers; correspondence with Mr. Cantarero and Mr. Doan regarding providing access to information;	09/24/21	DSB	8.00
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Analyze scheduled and additional noticed depositions and coverage for the same; conference and correspondence with Ms. Grier regarding documents received by Receiver; work on motion to approve settlements with merchant service providers; order approving application for compensation and correspondence with Mr. Curtis regarding the same; correspondence and conferences with FTC counsel and Mr. Cantarero regarding providing access to receivership information and files; arrange for obtaining transcripts of depositions;	09/27/21	DSB	3.20
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IRS EMPLOYER NO. 84-0382505

Holland & Hart LLP

107333 Broadbent, David, as Receiver for Zurixx	Invoice No. H&H Ref. No.	1945266 3673733
Telephone conference with DSByers regarding discovery issues;	09/28/21	CAT 0.50
Attend deposition of Ms. Haack and conference with Receiver regarding the same;	09/28/21	DSB 7.50
Letter to Washington Court of Appeals regarding receivership status; review sales materials regarding inquiries;	09/29/21	CAT 0.60
Attend deposition of Mr. Magistro and conferences with client and Mr. Curtis regarding the same;	09/29/21	DSB 7.80
Conference with DKBroadbent and DSByers regarding status and strategy; review materials regarding same;	09/30/21	CAT 0.90
Conferences with Receiver and Mr. Curtis regarding requested deposition of accountants; conferences with Mr. Anguizola regarding the same; correspondence with Mr. Pahnke regarding requested deposition of Mr. Miller; work with Mr. Cantarero on providing access to the parties of various information;	09/30/21	DSB 3.20
Conferences with MLQuist and FTR court reporting regarding deposition transcript;	09/30/21	BBL 0.30
Attend deposition of Mr. Batson; conference with Mr. Curtis regarding financial calculations and depositions; email correspondence regarding the same; analyze filing of supplemental authority and whether action is needed, and correspondence with team regarding the same;	10/01/21	DSB 8.40
Review filing on supplemental authority and emails about responding;	10/01/21	MLQ 0.40
Email with team regarding hearing; review documents regarding same;	10/04/21	CAT 0.60
Attend deposition of Mr. Segal;	10/04/21	DSB 5.30
Prepare for hearing, including review of filings; telephone conference with DKBroadbent regarding same;	10/05/21	CAT 1.30
Conferences with DSByers and MLQuist regarding deposition transcripts;	10/05/21	BBL 0.20
Prepare for, and participate in, hearing regarding multiple motions, including review of briefing and legal authorities;	10/06/21	CAT 4.00

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Holland & Hart LLP

107333 Broadbent, David, as Receiver for Zurixx	Invoice No. H&H Ref. No.	1945266 3673733	
Conference with FTC counsel, Utah AG, and Mr. Curtis regarding financial information; correspondence with Mr. Pahnke regarding scheduling of depositions; attend hearing on various motions in main action; conference with Mr. Cantarero regarding locating various files and assistance for accessing information; conference with Mr. Curtis regarding financial analysis;	10/06/21	DSB	3.60
Conference with DSByers; locate servers and address labeling of Puerto Rico packages;	10/06/21	BBL	0.30
Respond to inquiry regarding receivership status;	10/07/21	CAT	0.20
Work on settlements and motion to approve the same with merchant account service providers; attention to obtaining deposition transcripts;	10/07/21	DSB	1.30
Conferences with TLNeve regarding Puerto Rico boxes;	10/07/21	BBL	0.20
Conference with DSByers regarding depositions, including strategy; review materials regarding same;	10/08/21	CAT	0.70
Attend deposition of Mr. Carlson; conference with Mr. Cantarero regarding obtaining materials for the parties;	10/08/21	DSB	8.20
Conference with BJMerrill and opposing counsel in Grow matters regarding continued meet-and-conference;	10/08/21	DSB	0.20
Participate in deposition of Mr. Andrus; email with MLQuist regarding same;	10/09/21	CAT	2.30
Attend deposition for Shane Andrus;	10/09/21	MLQ	5.80
Attend deposition of Mr. Cannon; correspondence with Receiver and CATalbot regarding the same;	10/11/21	DSB	7.50
Email with team regarding discovery in depositions and strategy; review memorandum regarding same;	10/11/21	CAT	0.60
Emails to team regarding summary notes from deposition;	10/11/21	MLQ	0.10
Attend 30(b)(6) purported deposition of Zurixx and conferences with Receiver regarding the same; analyze documents from deposition;	10/12/21	DSB	7.70
Update pleadings on Zurixx.com website; conferences with LSKelley regarding license;	10/12/21	BBL	0.40

IRS EMPLOYER NO. 84-0382505

Holland & Hart LLP

107333 Broadbent, David, as Receiver for Zurixx	Invoice No. H&H Ref. No.	1945266 3673733
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Review briefing regarding U.S. Supreme Court case; email with counsel regarding same;	10/13/21	CAT	0.70
Attend deposition of Ms. Spangler; correspondence with Ms. Ostler regarding scheduling of other depositions; correspondence with Mr. Cantarero regarding access to Zurixx servers and meeting to discuss status of IT; correspondence with BBLarsen regarding various servers and laptops for Zurixx personnel;	10/13/21	DSB	4.20
Review and analyze various sources of documents and files stored electronically and conference with Mr. Cantarero regarding access and searching the same; review files on laptop computer; correspondence with Receiver regarding communications with consumers;	10/14/21	DSB	3.40
Attend deposition of Mr. Spangler; review and analyze exhibits and testimony; correspondence with defendants' counsel regarding tolling agreements; correspondence with consumer of Zurixx; correspondence with other tolling parties regarding extensions of tolling agreements and possible settlement; work on motion to approve settlement agreement;	10/15/21	DSB	9.40
Conferences with KASessions regarding employment verification; forward communications to Mr. Curtis and Ms. Easter for handling;	10/15/21	BBL	0.20
Attend deposition of Mr. Clasen; conference with Mr. Doan regarding deposition schedule and status of gathering requested documents; email correspondence with Mr. Anguizola regarding deposition schedule; conference with Mr. Curtis in preparation for his deposition;	10/18/21	DSB	8.00
Coordinate preparation of counsel of record list for distribution of bank records; review Zurixx Receivership emails;	10/18/21	BBL	0.30
Outreach regarding tolling agreements; conference with DSByers regarding same and regarding depositions;	10/19/21	CAT	2.40
Attend and defend deposition of Mr. Curtis; attend rest of deposition of Mr. Clasen; attention to obtaining deposition transcripts and processing invoices for the same;	10/19/21	DSB	4.50
Review deposition issues;	10/20/21	CAT	0.30

IRS EMPLOYER NO. 84-0382505

Holland & Hart LLP

107333 Broadbent, David, as Receiver for Zurixx	Invoice No. H&H Ref. No.	1945266 3673733
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Attend 30(b)(6) deposition of FTC; correspondence with defendants regarding extension of tolling agreements and work on related amendments to the same;	10/20/21	DSB	5.20
Attend deposition of Mr. Olson; conference with Receiver regarding the same;	10/21/21	DSB	7.20
Correspondence with parties regarding scheduled depositions and correspondence with Receiver regarding the same; correspondence with counsel for JSS defendants regarding amending tolling agreement; finalize and file motion to approve settlements and correspondence with Receiver and CATalbot regarding the same; correspondence with Mr. Cantarero regarding access to Zurixx information; correspondence with BBLarsen regarding providing accounting pursuant to appointment order;	10/22/21	DSB	3.10
Review list of counsel of record emails; prepare and serve Receivership bank statement on counsel of record; review and address Receivership emails;	10/22/21	BBL	0.70
Continue to negotiate and obtain signatures of extensions of tolling agreements, as well as settlement discussions; review deposition transcripts received;	10/25/21	DSB	3.50
Conferences with For The Record court reporting regarding deposition transcripts; address transcripts received for attorney review;	10/25/21	BBL	0.80
Attend Deposition of Ms. Denenberg; correspondence with defendants' counsel regarding tolling agreements; review order from Court regarding approval of settlement agreements with merchant account service providers; correspondence with Receiver and Mr. Curtis regarding the same and arrangements for payment under the settlement agreements; correspondence with counsel for merchant account service providers regarding the same;	10/26/21	DSB	5.40
Correspondence with counsel for merchants regarding wire of settlement funds; conference with Mr. Cantarero regarding obtaining information for defendants and plaintiffs; correspondence with Mr. Cannon's counsel and the Receiver regarding transaction of sale of home;	10/27/21	DSB	1.80
Conference with Mr. Anguizola regarding requested information and files; correspondence with Mr. Cantarero regarding the same; and other needed information; review	10/28/21	DSB	3.20

IRS EMPLOYER NO. 84-0382505

Holland & Hart LLP

107333 Broadbent, David, as Receiver for Zurixx	Invoice No.	1945266
	H&H Ref. No.	3673733

deposition notice for the State of Utah; work on obtaining tolling extensions from defendants; conference with Receiver regarding contracts with consumers; correspondence with counsel for merchants and Mr. Curtis regarding wire transfers for settlement;

Correspondence with Mr. Cantarero and FTC regarding FTC's request for audio files; correspondence with Utah AG's office regarding tax claim against Brand Management and correspondence with Receiver regarding the same; attention to deposition transcripts and exhibits;	10/29/21	DSB	2.60
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Address additional deposition transcripts and exhibits;	10/29/21	BBL	0.30
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Email with customers regarding claims questions;	10/30/21	CAT	0.20
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Email with customers regarding claims issues;	11/01/21	CAT	0.30
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Attention to invoices for deposition transcripts; conference with Mr. Cantarero regarding various issues and tasks and regarding replacement of server needing repair;	11/01/21	DSB	0.80
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Review pending Receivership emails; conferences with Ms. Easter regarding employment verification requests;	11/01/21	BBL	0.30
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Correspondence with BBLarsen and Mr. Curtis regarding review of Mr. Curtis' deposition transcript; correspondence with Mr. Cantarero and Ms. Shiller regarding providing recordings;	11/02/21	DSB	0.40
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Address additional deposition transcripts; request review of transcript by deponent for accuracy;	11/02/21	BBL	0.30
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Correspondence with Mr. Cantarero and FTC counsel regarding providing information on random sample of consumers; conference with Receiver regarding potential to hire additional staff for review of call recordings;	11/03/21	DSB	0.80
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Correspondence with Mr. Cantarero regarding providing requested information to the parties; attention to procuring deposition transcripts; correspondence with defendants' counsel regarding tolling agreement;	11/04/21	DSB	0.60
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Review emails received by Receivership;	11/04/21	BBL	0.20
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Telephone conference with DSByers regarding deposition issues; review materials regarding discovery motion;	11/05/21	CAT	0.60
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IRS EMPLOYER NO. 84-0382505

Holland & Hart LLP

107333 Broadbent, David, as Receiver for Zurixx	Invoice No. H&H Ref. No.	1945266 3673733
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Attend 30(b)(6) deposition of Division of Consumer Protection; correspondence with defendants counsel regarding tolling agreement; attention to procuring deposition transcripts; analyze issue of agreements with consumers and Zurixx, review provisions, and conference with Receiver regarding the same; conference with Mr. Anguizola regarding requested information; correspondence regarding Mr. Cannon's lender;	11/05/21	DSB	5.40
Correspondence with Mr. Cantarero regarding need for updates to servers;	11/06/21	DSB	0.30
Review and analyze decision regarding main and ancillary cases; conference with team regarding same; review and analyze ruling on contempt motion; conference with MLQuist regarding same;	11/08/21	CAT	1.40
Review and analyze Memorandum Decision and Order Granting in part and Denying in part Defendants' motions; conferences with team regarding the same and impact on third-party litigation; conferences with Receiver regarding the same; telephone conference with Plaintiffs' counsel regarding the same; review second order holding Efron in contempt; correspondence with BBLarsen and Mr. Curtis regarding service of receivership account statements pursuant to order;	11/08/21	DSB	4.40
Review court's order staying third-party claw back matters;	11/08/21	BJM	0.80
Conferences with Mr. Curtis; forward Certificate of Deponent to court reporting service; conferences with DSByers regarding bank statement for service to counsel of record;	11/08/21	BBL	0.30
Follow up regarding settlement with merchant banks and correspondence with Mr. Curtis and Receiver regarding the same; attention to procuring deposition transcripts;	11/09/21	DSB	0.40
Correspondence with Mr. Curtis regarding documents to file in PR;	11/10/21	DSB	0.30
Correspondence with Receiver regarding order granting second motion for contempt against Efron; correspondence with Mr. Curtis regarding filing of documents in Puerto Rico;	11/15/21	DSB	0.40
Update Zurixx.com website pleadings;	11/15/21	BBL	0.30

IRS EMPLOYER NO. 84-0382505

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107333 Broadbent, David, as Receiver for Zurixx	Invoice No. H&H Ref. No.	1945266 3673733
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Attention to obtaining transcripts of depositions; conference with Receiver regarding work by vendor;	11/16/21	DSB	0.40
Review appellate filings (Efron);	11/17/21	CAT	0.30
Correspondence with BBLarsen regarding production of receivership account statements; notice of appeal by Efron;	11/18/21	DSB	0.40
Confirm counsel of record; serve recent Receivership bank account statements on same;	11/18/21	BBL	0.30
Review and analyze filings regarding Mr. Efron;	11/19/21	CAT	0.30
Review and analyze materials regarding order on motion for contempt and appeal; conference with team regarding same;	11/22/21	CAT	0.70
Correspondence with Mr. Cantarero regarding providing information to parties; conference with team regarding appeal from Efron and strategy with respect to the same and filing regarding fees related to contempt proceedings; begin working on filing; work on updates to website and conferences with DKBroadbent and LSKelly regarding the same; review filings regarding Zurixx agreements with consumers; correspondence with Mr. Doan regarding deposition schedule; review motion for clarification filed by UDCP;	11/22/21	DSB	3.40
Meet with DSByers, CATalbot, and MLQuist to discuss Efron matter;	11/22/21	BJM	0.50
Team Webex call regarding appeal filed by David Efron and strategy forward;	11/22/21	MLQ	0.40
Address appellate issues (Efron); email with team regarding Canadian counsel;	11/23/21	CAT	0.30
Analyze and work on updates to website regarding settlement agreements; correspondence with Receiver and Mr. Kelly regarding the same; correspondence with counsel for FTC regarding the same; correspondence with Mr. Curtis regarding payment of vendor; work on fee filing for contempt proceedings with Efron; review clarification order filed by the Court; correspondence with team regarding strategy for Efron appeal;	11/23/21	DSB	3.10
Telephone call with court clerk regarding appeal notice; email to team regarding same; draft Notice of Appearance for appeal;	11/23/21	MLQ	0.50

IRS EMPLOYER NO. 84-0382505

Holland & Hart LLP

107333 Broadbent, David, as Receiver for Zurixx	Invoice No. H&H Ref. No.	1945266 3673733
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Review and finalize notice of appearance (Tenth Circuit); email with MLQuist regarding same;	11/29/21	CAT	0.20
Review FTC proposed amended stipulated Preliminary Injunction; notice of withdrawal from Ms. Ostler; attention to notice of appearance for Efron appeal; review deposition correction sheet for Weinman deposition; correspondence with Mr. Curtis regarding payment of vendor;	11/29/21	DSB	0.80
Review Proposed Amended Stipulated Preliminary Injunction and confirm list of stayed cases;	11/29/21	MLQ	0.30
Attention to deposition exhibits; review 10th Circuit filings related to Efron appeal; work on fee declaration for award related to contempt order;	11/30/21	DSB	1.60

Total Current Fees: \$106,022.25

Timekeeper Summary

Timekeeper	Tkpr ID	Rate	Hours	Amount
BBLarsen	2172	279.00	9.90	2,762.10
DSByers	5654	418.50	203.70	85,248.45
CATalbot	5657	451.17	34.30	15,475.05
ESTabak	6064	324.00	0.60	194.40
BJMerrill	6137	270.00	1.30	351.00
MLQuist	6209	265.50	7.50	1,991.25
			257.30	\$106,022.25

Disbursements

Description of Disbursements	Date	Amount
Trial Transcripts: VENDOR: For The Record, Inc.; INVOICE#: 20212568; Transcript Copy-Sarah Velilla	09/27/21	1,153.66
Trial Transcripts: VENDOR: For The Record, Inc.; INVOICE#: 20212660; Transcript Copy, In DC, 9/16/21, Christopher Young	10/05/21	989.84
Trial Transcripts: VENDOR: For The Record, Inc.; INVOICE#: 20212664; Transcript Copy, In DC, 9/15/21, Michael	10/05/21	1,291.42

IRS EMPLOYER NO. 84-0382505

Holland & Hart LLP

107333 Broadbent, David, as Receiver for Zurixx	Invoice No.	1945266
	H&H Ref. No.	3673733

Grow

Trial Transcripts: VENDOR: For The Record, Inc.; INVOICE#: 20212707; Transcript Copy, In DC, 9/21/21, Carter Brown	10/07/21	927.89
Trial Transcripts: VENDOR: For The Record, Inc.; INVOICE#: 20212797A; Transcript copies	10/18/21	907.46
Trial Transcripts: VENDOR: For The Record, Inc.; INVOICE#: 20212804; Matthew Magistro	10/19/21	1,236.23
Trial Transcripts: VENDOR: For The Record, Inc.; INVOICE#: 20212800; Dan Christensen	10/19/21	1,091.44
Trial Transcripts: VENDOR: For The Record, Inc.; INVOICE#: 20212848; Transcript Copy, In DC, 10/1/21, William Batson	10/21/21	1,402.83
Trial Transcripts: VENDOR: For The Record, Inc.; INVOICE#: 20212896; Transcript Copy, In DC, 10/4/21, Bryan Segal	10/26/21	940.69
Trial Transcripts: VENDOR: For The Record, Inc.; INVOICE#: 20212900; Transcript Copy, In DC, 10/8/21, James Carlson	10/26/21	1,305.77
Trial Transcripts: VENDOR: For The Record, Inc.; INVOICE#: 20212926; Transcript Copy, In DC, 10/11/21, Cris Cannon	11/01/21	1,187.56
Trial Transcripts: VENDOR: For The Record, Inc.; INVOICE#: 20212923; Transcript Copy, In DC, 10/9/21, Shane Andrus	11/01/21	905.07
Trial Transcripts: VENDOR: For The Record, Inc.; INVOICE#: 20212932; Transcript Copy, In DC, 10/13/21, Stephenie Spangler	11/01/21	325.15
Trial Transcripts: VENDOR: For The Record, Inc.; INVOICE#: 20212929; Transcript Copy, In DC, 10/12/21, James Carlson 30(b)(6)	11/01/21	1,240.75
Trial Transcripts: VENDOR: For The Record, Inc.; INVOICE#: 20212946; Transcript Copy, In DC, 10/15/21, Jeffrey Spangler	11/01/21	1,189.67
Trial Transcripts: VENDOR: Advanced Reporting Solutions; INVOICE#: 318863; Transcripts	11/03/21	585.74
Trial Transcripts: VENDOR: For The Record, Inc.; INVOICE#: 20213007; Michael Clasen	11/04/21	1,024.84

IRS EMPLOYER NO. 84-0382505

Holland & Hart LLP

107333 Broadbent, David, as Receiver for Zurixx	Invoice No.	1945266
	H&H Ref. No.	3673733

Trial Transcripts: VENDOR: For The Record, Inc.; INVOICE#: 11/04/21 216.26
20213011; Michael Clasen, vol. 2

Trial Transcripts: VENDOR: For The Record, Inc.; INVOICE#: 11/04/21 458.49
20213014; John Curtis

Total Current Disbursements: \$18,380.76



IRS EMPLOYER NO. 84-0382505
PLEASE REMIT TO:
P.O. BOX 17283
DENVER, CO 80217-0283

December 17, 2021

Broadbent, David, as Receiver for Zurixx, LLC David K. Broadbent 222 S. Main Street, Suite 2200 Salt Lake City, UT 84101	Invoice No. H&H Ref. No. Client No. Attorney:	1945266 3673733 107333 DKBroadbent
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Regarding: Matter No. 0002 - Zurixx Monitor - Attorneys

Invoice Summary

Current fees	\$106,022.25
Current disbursements	\$18,380.76
Current charges this invoice	\$124,403.01

Thank you for your prompt payment. Questions regarding this invoice should be directed to the attorney responsible for your account, or Carla Norton, Senior Billing Specialist in our Salt Lake City office, at (801) 799-5815 or cnorton@hollandhart.com.

Due On Receipt

Please return this page with your remittance.



IRS EMPLOYER NO. 84-0382505
PLEASE REMIT TO:
P.O. BOX 17283
DENVER, CO 80217-0283

December 17, 2021

Broadbent, David, as Receiver for Zurixx, LLC David K. Broadbent 222 S. Main Street, Suite 2200 Salt Lake City, UT 84101	Invoice No. H&H Ref. No. Client No. Attorney:	1945267 3673734 107333 DKBroadbent
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Regarding: Matter No. 0003 - Third-Party Claw Back

Invoice Summary

Current fees	\$90,623.70
Current disbursements	\$15.90
Current charges this invoice	\$90,639.60

ACH / Wire Instructions – Please Remit in US Dollars

UMB Bank, N.A.
1670 Broadway, Denver, CO 80202
ABA# 101000695
Holland & Hart Operating Account
Acct # 6971172602
Swift Code UMKCUS44
Please include invoice #1945267 on payment.

IRS EMPLOYER NO. 84-0382505

Holland & Hart LLP

107333 Broadbent, David, as Receiver for Zurixx	Invoice No. H&H Ref. No.	1945267 3673734
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For professional services rendered through November 30, 2021

Itemized Fees

Description of Work	Date	Tkpr	Hours
Draft documents and emails with opposing counsel regarding acceptance of service for Ms. Hawk;	08/02/21	MLQ	1.30
Conferences with MLQuist regarding service of Ms. Hawk (Two Chicks and a Hammer); draft Acceptance of Service for Ms. Hawk;	08/02/21	BBL	0.30
Review draft scheduling emails;	08/03/21	CAT	0.20
Work on negotiations for possible settlement of claims with tolling parties and extending tolling agreement; conference with client regarding the same; correspondence with potential claimants regarding claim process;	08/03/21	DSB	2.00
Revise and finalize Acceptance of Service document and send to opposing counsel for service of Am Complaint and Summons on Defendant Hawk;	08/03/21	MLQ	0.20
Email with counsel regarding consent order;	08/10/21	CAT	0.20
Correspondence with opposing counsel in Holzapfel case regarding scheduling and discovery; correspondence with team regarding the same;	08/11/21	DSB	0.40
Order from court to propose schedule in Two Chicks matter; correspondence with team regarding status of all clawback actions; correspondence with counsel for certain tolling parties regarding extension of tolling agreement and settlement negotiations;	08/12/21	DSB	0.80
Email with team regarding status and strategy in clawback cases; review and update spreadsheet regarding same;	08/16/21	CAT	0.30
Analyze needed discovery and scheduling in clawback actions and coordination with team regarding the same;	08/16/21	DSB	0.60
Email correspondence with DSByers, CATalbot and MLQuist regarding status of pending cases and strategy for next steps;	08/16/21	BJM	0.50
Emails within firm regarding case status and discovery	08/16/21	MLQ	0.20

IRS EMPLOYER NO. 84-0382505

Holland & Hart LLP

107333 Broadbent, David, as Receiver for Zurixx	Invoice No.	1945267
	H&H Ref. No.	3673734

deadlines; email with opposing counsel in Two Chicks regarding Acceptance of Service;

Email with team regarding status and strategy in clawback cases;	08/17/21	CAT	0.20
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Telephone call to court regarding Motion for Certificate of Default;	08/18/21	MLQ	0.10
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Conference with team regarding status of clawback actions and next steps;	08/23/21	CAT	0.40
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Conference with team regarding status of each clawback matter and strategy for scheduling and discovery; analyze status of default motion in Old Home Love matter and correspondence with MLQuist regarding the same; analyze strategy for reviewing call recordings;	08/23/21	DSB	2.30
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Telephone conference with CATalbot, DSByers and MLQuist to discuss status of clawback matters and strategy; draft email to opposing counsel in Holzapfel regarding discovery;	08/23/21	BJM	1.00
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Research caselaw regarding waiver and work product privilege; team call regarding case deadlines and strategy forward and follow up on case deadlines;	08/23/21	MLQ	1.30
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Review Acceptance of Service received from Two Chicks opposing counsel and prepare for filing; emails with opposing counsel regarding Attorney Planning Meeting Report;	08/24/21	MLQ	0.70
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Analyze strategy for scheduling in the clawback actions and conference with BJMerrill regarding the same;	08/25/21	DSB	0.40
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Review meet-and-conference letter (Grow and Altamirano); email with team regarding same;	08/26/21	CAT	0.60
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Correspondence regarding discovery issues in Altamirano and Grow matters; correspondence with tolling parties regarding possible mediation and settlement;	08/26/21	DSB	0.80
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Email correspondence with Holzapfel's counsel regarding discovery deadlines and discuss same with DSByers; begin drafting stipulated motion for extending discovery deadlines and proposed order;	08/26/21	BJM	0.70
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Analyze status of tolling agreements and strategy with respect to settlement; conference with BBLarsen regarding	08/27/21	DSB	1.80
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IRS EMPLOYER NO. 84-0382505

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107333 Broadbent, David, as Receiver for Zurixx	Invoice No.	1945267
	H&H Ref. No.	3673734

tolling expirations; analyze meet and conference letter in Grow and Altamirano matters and correspondence with BJMerrill regarding the same;

Email correspondence with opposing counsel in Holzapfel matter regarding discovery; draft stipulated motion to extend discovery in Altamirano and Grow matters;	08/27/21	BJM	0.80
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Conferences with DSBByers; address amended Tolling Agreements;	08/27/21	BBL	0.20
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Review motion to dismiss in Houston Habitat case and correspondence regarding the same; correspondence regarding meet and conference in Grow case; review and analyze case law related to potential objection;	08/30/21	DSB	2.00
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Review and analyze motion to dismiss; email with MLQuist regarding same;	08/30/21	CAT	0.80
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Review Defendant's Motion to Dismiss for Statute of Limitations;	08/30/21	MLQ	0.40
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Correspondence with opposing counsel in various matters regarding scheduling and discovery; notice of appearance in Young matter; order regarding supplemental briefing in Old Home Love matter and correspondence with MLQuist regarding the same;	08/31/21	DSB	1.30
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Review Supplemental Briefing Order in Motion for Entry of Default against Old Home Love; email to counsel in Young case regarding extension and deposition date; draft Attorney Planning Meeting Report and Proposed Order in Two Chicks case; telephone calls to opposing counsel in Two Chicks to schedule Attorney Planning Meeting;	08/31/21	MLQ	2.10
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Follow-up with various parties regarding potential settlements; analyze status of discovery in clawback actions; analyze status of various tolling agreements and strategy for settlement discussions with those parties;	09/01/21	DSB	1.60
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Telephone call Attorney Planning Meeting with opposing counsel in Two Chicks matter; edit proposed Attorney Planning Meeting Report and Proposed Order and send to counsel for review; telephone call with opposing counsel in Young matter; draft Stipulation to Extend Discovery and Proposed Order and send to counsel for review;	09/01/21	MLQ	1.80
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Analyze insolvency documents for production in tolling	09/02/21	DSB	0.30
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IRS EMPLOYER NO. 84-0382505

Holland & Hart LLP

107333 Broadbent, David, as Receiver for Zurixx	Invoice No.	1945267
	H&H Ref. No.	3673734

disputes prior to possible mediation; correspondence with BBLarsen regarding the same;

Correspondence regarding meet and conference in Grow matter; 09/03/21 DSB 0.30

Analyze discovery issues in preparation for meet-and-conference with Altamirano and Grow's counsel and conference with BJMerrill regarding the same; 09/07/21 DSB 1.30

Review meet and conference letter from opposing counsel in Grow and Altamirano matters to prepare for upcoming meet and conference meeting; meet with DSByers regarding same; meet with opposing counsel; 09/07/21 BJM 4.50

Follow-up with counsel for Two Chicks regarding filing of Attorney Planning Meeting Report; 09/07/21 MLQ 0.10

Attend deposition of Ms. Velilla and conferences with Receiver regarding the same; analyze information for use in clawback actions; 09/08/21 DSB 7.60

Motion to dismiss in Two Chicks case; analyze insolvency issues and correspondence with Mr. Curtis regarding supporting documentation; correspondence with CATalbot and MLQuist regarding various motions and tasks in clawback actions; 09/09/21 DSB 2.30

Review various motions to dismiss and timelines for responding; email regarding various motions; telephone call regarding deposition coverage in FTC case; 09/09/21 MLQ 0.40

Correspondence with BJMerrill regarding meet and conference with opposing counsel in Grow and Altamirano matters; 09/10/21 DSB 0.20

Appear for deposition of Andrew Way; 09/10/21 MLQ 2.60

Email with MLQuist regarding default judgment issues, including review of authorities; 09/13/21 CAT 0.30

Conferences with Mr. Curtis regarding insolvency analysis and documents relating to the same; analyze issues regarding Old Home Love default and correspondence with CATalbot and MLQuist regarding the same; 09/13/21 DSB 0.40

Draft Supplement to Motion for Default Certificate; 09/13/21 MLQ 5.60

IRS EMPLOYER NO. 84-0382505

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107333 Broadbent, David, as Receiver for Zurixx	Invoice No. H&H Ref. No.	1945267 3673734
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Gather information to exchange prior to possible settlement conference with tolling parties and correspondence with BBLarsen and Mr. Curtis regarding the same;	09/14/21	DSB	0.80
Review filings by FTC related to Davis and Shen; emails regarding obtaining copies of deposition transcripts; revise Supplemental Brief to Motion for Entry of Default, and Draft Motion for Default Judgment;	09/14/21	MLQ	0.50
Attend deposition of Mr. Grow; correspondence with MLQuist regarding discovery and initial disclosures in clawback actions; work on producing information for settlement discussions with tolling party;	09/15/21	DSB	8.10
Draft Initial Disclosures in Two Chicks case and review documents; finish drafting and revising Supplemental Brief to Motion for Entry of Default, and Motion for Default Judgment; review supporting documents;	09/15/21	MLQ	3.90
Attend deposition of Mr. Young in main matter; review and analyze testimony and documents for discovery in clawback action; correspondence with Mr. Behle regarding tolling agreement;	09/16/21	DSB	7.10
Analyze strategy in clawback actions given the discovery had so far; analyze tolling agreements and strategy for extending the same and for settlement discussions; correspondence with tolling parties regarding settlement;	09/17/21	DSB	3.00
Revise and edit draft filings (Old Home Love); email with team regarding same; correspond with Old Home Love regarding same;	09/20/21	CAT	0.90
Work on amending tolling agreements; analyze and edit supplemental briefing on default motion for Old Home Love and correspondence with CATalbot and MLQuist regarding the same;	09/20/21	DSB	3.60
Revise Supplemental Briefing on Old Home Love Default and finalize for filing; emails regarding Old Home Love default; draft Opposition to Houston Habitat Motion to Dismiss;	09/20/21	MLQ	3.50
Work on extending tolling agreements;	09/21/21	DSB	0.30
Draft Opposition to Motion to Dismiss in Houston Habitat case;	09/21/21	MLQ	5.10

IRS EMPLOYER NO. 84-0382505

Holland & Hart LLP

107333 Broadbent, David, as Receiver for Zurixx	Invoice No. H&H Ref. No.	1945267 3673734
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Review and edit draft motion to dismiss;	09/22/21	CAT	0.80
Correspondence with tolling parties regarding extending tolling agreements and potential settlement conference; review memorandum in opposition to motion to dismiss in Houston Habitat case;	09/22/21	DSB	1.90
Research and revise Opposition to Houston Habitat Motion to Dismiss;	09/22/21	MLQ	4.40
Review and analyze meet and conference correspondence from Mr. Jepson and correspondence with BJMerrill regarding the same; analyze additional discovery to take in clawback actions; settlement communications with various tolling parties;	09/23/21	DSB	1.40
Edits to Opposition Memorandum to Motion to Dismiss Houston Habitat case;	09/23/21	MLQ	0.60
Analyze strategy for responding to and conducting discovery in clawback actions; message to Mr. Curtis regarding the same; conference with BJMerrill regarding the same;	09/24/21	DSB	1.00
Meet with DSByers to discuss meet and conference follow up from Grow and Altamirano counsel; draft email to opposing counsel regarding same;	09/24/21	BJM	1.60
Revise and edit opposition to motion to dismiss (Houston Habitat for Humanity); conference with MLQuist regarding same;	09/27/21	CAT	1.50
Conferences and correspondence with multiple tolling parties regarding possible settlement; correspondence with Receiver regarding the same; work on discovery issues in clawback actions and correspondence with BJMerrill regarding the same;	09/27/21	DSB	2.90
Review draft Opposition to Motion to Dismiss in Houston Habitat case and revise; finalize for filing;	09/27/21	MLQ	1.70
Analyze strategy for document review and discovery in clawback actions and conference with CATalbot regarding the same; correspondence with BJMerrill regarding the same;	09/28/21	DSB	0.60
Research and start drafting Opposition to Motion to Dismiss in Two Chicks matter;	09/28/21	MLQ	1.20
Correspondence with BJMerrill regarding clawback actions and discovery in Grow and Altamirano matters; conference	09/29/21	DSB	0.50

IRS EMPLOYER NO. 84-0382505

Holland & Hart LLP

107333 Broadbent, David, as Receiver for Zurixx	Invoice No.	1945267
	H&H Ref. No.	3673734

with CATalbot and Receiver regarding strategy for clawback actions;

Email correspondence with opposing counsel in Grow and Altamirano matters regarding meet and conference letter;	09/29/21	BJM	0.30
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Review court order denying Objection to Magistrate decision and denying Motion to Intervene; research Opposition Memorandum to Two Chicks Motion to Dismiss;	09/29/21	MLQ	0.50
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Analyze strategy for continued document and audio file review and discovery and conferences with Receiver, CATalbot, and BJMerrill regarding the same; conferences with Mr. Curtis regarding expert analysis for establishing claims;	09/30/21	DSB	4.30
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Review notice of supplemental authority; email with team regarding same;	10/01/21	CAT	0.70
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Correspondence with MLQuist regarding opposition to motion to dismiss in Two Chicks matter;	10/03/21	DSB	0.20
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Analyze needed information for discovery and correspondence with Mr. Curtis regarding the same; conference with BJMerrill regarding responses for meet-and-conference to counsel for Grow and Altamirano;	10/04/21	DSB	1.30
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Telephone conference with DSByers to discuss discovery issues in Altamirano and Grow matters; review documents regarding same;	10/04/21	BJM	1.30
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Revise and edit draft opposition to motion to dismiss;	10/05/21	CAT	2.40
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Review opposition to motion to dismiss in Two Chicks matter and correspondence with MLQuist and CATalbot regarding the same; correspondence with tolling party's counsel regarding amending tolling period and regarding settlement discussions; attention to reviewing audio files and analyze strategy for the same; attention to acquiring deposition transcripts as part of strategy in clawback actions;	10/05/21	DSB	2.80
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Draft Opposition to Motion to Dismiss in Two Chicks matter; revise and trim Opposition;	10/05/21	MLQ	4.50
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Analyze discovery issues and responses and conference with team regarding the same as well as review of audio files; conference with Mr. Cantarero regarding the same;	10/06/21	DSB	2.00
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IRS EMPLOYER NO. 84-0382505

Holland & Hart LLP

107333 Broadbent, David, as Receiver for Zurixx	Invoice No. H&H Ref. No.	1945267 3673734
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Email correspondence and telephone conference with DSByers, CATalbot, and TLNeeves regarding Zurixx recordings; draft email to opposing counsel in Grow and Altamirano matters regarding meet and conference letter; draft stipulated motion to extend deadlines in Grow and Altamirano matters and send to opposing counsel for review;	10/06/21	BJM	3.00
Revise Opposition to Motion to Dismiss and finalize for filing;	10/06/21	MLQ	2.30
Correspondence with tolling party regarding extension of agreement and proceeding with settlement discussions;	10/07/21	DSB	1.00
Motion for withdrawal of counsel in Holzapfel matter;	10/11/21	DSB	0.20
Correspondence with various tolling parties regarding amending tolling agreements and engaging in settlement discussions;	10/12/21	DSB	0.50
Telephone conference with Grow and Altamirano's counsel regarding meet and conference discovery issues;	10/12/21	BJM	1.00
Analyze status and strategy of discovery dispute in Altamirano and Grow matters and correspondence with BJMerrill regarding the same; correspondence with MLQuist regarding service of default for Old Home Love;	10/13/21	DSB	0.50
Review briefing regarding motion to dismiss;	10/13/21	CAT	0.40
Email correspondence with DSByers regarding meet and conference and discovery with Grow and Altamirano counsel;	10/13/21	BJM	0.60
Address tolling agreements; review briefing regarding motion to dismiss; email with team regarding same;	10/14/21	CAT	1.60
Review and analyze briefing regarding motion to dismiss; email with team regarding same; review correspondence regarding discovery deficiencies; email with team regarding same; telephone conference with DSByers regarding depositions;	10/18/21	CAT	2.20
Correspondence with counsel for several tolling parties regarding extending the tolling period and settlement negotiations; correspondence with counsel for Mr. Young regarding discovery issues and correspondence with MLQuist regarding the same;	10/18/21	DSB	0.60

IRS EMPLOYER NO. 84-0382505

Holland & Hart LLP

107333 Broadbent, David, as Receiver for Zurixx	Invoice No. H&H Ref. No.	1945267 3673734
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Coordinate with IT department to access Zurixx tele-sales recordings;	10/18/21	BJM	1.00
Meeting to download software to listen to recordings; review Houston Habitat for Humanity Reply to Motion to Dismiss or evidentiary issues; emails with opposing counsel in Two Chicks regarding extension to file Reply to Motion to Dismiss;	10/18/21	MLQ	1.20
Review software and available recordings;	10/19/21	MLQ	0.20
Review tolling agreements for clawback claims; telephone conference with DSByers regarding same;	10/20/21	CAT	1.00
Work on amendments to tolling agreements for various nonparties and settlement negotiations regarding the same;	10/20/21	DSB	1.80
Conferences with DSByers; address tolling agreement amendment;	10/20/21	BBL	0.30
Negotiations with multiple tolling parties regarding amending the tolling period and settlement discussions; analyze claims against various celebrities and correspondence with Mr. Curtis regarding the same; review second set of discovery requests in Young matter; coordinate responding to discovery and strategy in clawback actions with team;	10/21/21	DSB	1.30
Emails with opposing counsel regarding meet and conference and deposition dates in Young matter; emails regarding team strategy session;	10/21/21	MLQ	0.20
Conferences with various tolling parties regarding amending tolling agreements and regarding settlement negotiations; arrange for execution and docketing of amendments to tolling agreements;	10/22/21	DSB	2.80
Address amendments to Tolling Agreements; conferences with DSByers regarding same;	10/22/21	BBL	0.30
Conference with team regarding strategy; review tolling agreements and start outreach;	10/25/21	CAT	2.30
Analyze strategy for discovery and prosecuting claims in clawback actions; meeting with team to analyze the same; review ruling on motion for default in Old Home Love matter and conferences with Receiver regarding the same; correspondence with MLQuist and opposing counsel in	10/25/21	DSB	3.50

IRS EMPLOYER NO. 84-0382505

Holland & Hart LLP

107333 Broadbent, David, as Receiver for Zurixx	Invoice No.	1945267
	H&H Ref. No.	3673734

Young matter regarding meet and conference; correspondence with team regarding transferring clawback matters to Judge Kimball;

Meeting with DSByers, CATalbot, and MLQuist to discuss status of third party clawback matters; 10/25/21 BJM 1.50

Review decision on default judgment; review settlement agreement with merchants; draft Request to Submit Old Home Love Motion for Default Judgment; review Second Set of Discovery Requests by Young; team strategy meeting regarding discovery issues and assignments forward; 10/25/21 MLQ 4.70

Negotiation with various tolling parties regarding amending tolling agreements and regarding potential settlement of claims; correspondence with Receiver and CATalbot regarding the same; 10/26/21 DSB 3.40

Address tolling agreements; telephone conference with DSByers regarding same; email with DSByers regarding same; 10/26/21 CAT 0.90

Research case law regarding insolvency analysis with wrongdoing; review deposition of Christopher Young; 10/26/21 MLQ 3.80

Address tolling agreement amendments; 10/26/21 BBL 0.30

Address tolling agreements; telephone conference with DSByers regarding same; 10/27/21 CAT 0.70

Work on obtaining signed extensions to multiple tolling agreements and negotiations regarding settlement with various parties; work on call review for production in multiple clawback actions and correspondence with Mr. Cantarero and team regarding the same; 10/27/21 DSB 4.20

Review Christopher Young deposition; 10/27/21 MLQ 0.90

Address tolling agreement amendments; 10/27/21 BBL 0.30

Review and analyze reply in support of motion to dismiss; email with team regarding same; conference with team regarding audio review issues; 10/28/21 CAT 2.40

Analyze strategy for litigation in the clawback actions; conference with Receiver and accountants regarding the same; work on discovery responses and pulling information for the same; conference with team regarding review of sales 10/28/21 DSB 4.90

IRS EMPLOYER NO. 84-0382505

Holland & Hart LLP

107333 Broadbent, David, as Receiver for Zurixx	Invoice No.	1945267
	H&H Ref. No.	3673734

calls; conference with Mr. Curtis regarding needed information for discovery in all clawback matters; work on obtaining tolling agreement extension and settlement discussions with various tolling parties; review reply in support of motion to dismiss in Two Chicks matter and correspondence with team regarding the same;

Meet with DSByers, CATalbot, MLQuist, and TLNeve to discuss listening to and documenting misrepresentations made during sales calls;	10/28/21	BJM	0.80
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Review Christopher Young deposition; review Reply to Two Chicks Motion to Dismiss; research case law regarding insolvency; team meeting regarding listening to recordings;	10/28/21	MLQ	5.00
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Conferences with DSByers; address tolling agreement amendments;	10/28/21	BBL	0.30
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Prepare draft complaint; conference with MLQuist regarding same; email with counsel regarding same; review tolling agreements; telephone conference with DKBroadbent regarding complaint;	10/29/21	CAT	2.40
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Work on obtaining extensions to tolling agreements and negotiations with various parties regarding the same; review and analyze merits of claims and strategy of whether to file lawsuits, and conferences with Receiver and CATalbot regarding the same; review draft complaints in preparation for filing in the event amendments to tolling agreements are not received; settlement negotiations with various tolling parties; work on review of audio recordings for production in clawback cases and correspondence with team and Mr. Cantarero regarding the same; review order in Holzapfel matter regarding motion to withdraw;	10/29/21	DSB	4.40
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Review Christopher Young deposition; organize review of recordings; draft Complaint against Library;	10/29/21	MLQ	3.10
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Address additional tolling agreement amendments;	10/29/21	BBL	0.30
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Email with counsel regarding tolling agreements and settlement; email with DSByers regarding same;	10/30/21	CAT	0.20
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Correspondence with tolling parties regarding execution of amendment to tolling agreement; correspondence with CATalbot regarding strategy with respect to settlement with specific tolling parties;	10/30/21	DSB	0.40
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IRS EMPLOYER NO. 84-0382505

Holland & Hart LLP

107333 Broadbent, David, as Receiver for Zurixx	Invoice No. H&H Ref. No.	1945267 3673734
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Review settlement materials re celebrity; telephone conference with DSByers re same;	11/01/21	CAT	0.50
Correspondence with opposing counsel, MLQuist and Mr. Cantarero regarding providing access to audio recordings again; order on motion to withdraw in Holzapfel case and correspondence with team regarding next steps; analyze strategy for settlement with various tolling parties and correspondence with counsel for several tolling parties regarding the same;	11/01/21	DSB	3.20
Emails regarding meet and confer and deposition scheduling and broken recording link in Young matter; review deposition transcripts	11/01/21	MLQ	1.90
Coordinate discovery in clawback cases;	11/02/21	CAT	0.30
Work on review of recordings for discovery in clawback actions; analyze review notes and correspondence with team regarding the same; correspondence with counsel in Young matter regarding scheduling depositions and correspondence with MLQuist regarding the same;	11/02/21	DSB	3.20
Emails regarding deposition scheduling; emails regarding review of recordings; review deposition transcripts	11/02/21	MLQ	1.10
Address discovery issues; telephone conference with DSByers re same; review and analyze discovery motion; email with team re same;	11/03/21	CAT	1.60
Review and analyze discovery motion filed by Young and conference with CATalbot and MLQuist regarding the strategy related to the same; work on settlement agreement with tolling party; analyze process for review of call files; correspondence with TLNeve regarding the same and forward deposition transcript for review;	11/03/21	DSB	5.30
Review short form discovery motion and research related issues; communications regarding review of recordings	11/03/21	MLQ	2.60
Email with team re discovery motion;	11/04/21	CAT	0.30
Order setting hearing on discovery motion in Young matter; correspondence with various tolling parties regarding settlement negotiations and tolling agreements; review draft of discovery responses and analyze strategy related to the same; work on reviewing of recordings and strategy with	11/04/21	DSB	4.40

IRS EMPLOYER NO. 84-0382505

Holland & Hart LLP

107333 Broadbent, David, as Receiver for Zurixx	Invoice No.	1945267
	H&H Ref. No.	3673734

respect to the same;

Research and draft Responses to 2nd discovery requests	11/04/21	MLQ	4.80
Conferences with various tolling parties regarding tolling agreements and settlement negotiations;	11/05/21	DSB	1.20
Draft Response to Short Form Discovery Motion	11/05/21	MLQ	2.30
Address tolling agreements; revise draft settlement agreement;	11/08/21	CAT	0.80
Work on strategy for review of call recordings; analyze strategy with respect to discovery and discovery disputes; correspondence with tolling parties regarding settlement negotiations; review orders in claw back actions administratively closing and staying cases and conference with team working on discovery issues regarding the same;	11/08/21	DSB	3.20
Draft Response to Short Form Discovery Motion; review Decision and Order staying ancillary cases; team meeting regarding same	11/08/21	MLQ	3.50
Order vacating hearing on discovery motion;	11/09/21	DSB	0.20
Correspondence with tolling party regarding agreement; correspondence with Receiver regarding the same;	11/12/21	DSB	0.30
Work on settlement agreement with tolling party and conferences with Receiver regarding the same; correspondence with tolling party's counsel regarding settlement and proposed draft agreement;	11/15/21	DSB	1.30
Correspondence regarding settlement with tolling party and conference with client regarding the same;	11/17/21	DSB	0.40
Conferences with DSByers; address settlement documents with tolled party;	11/17/21	BBL	0.20
Conference with tolling party regarding settlement; confirmation with Mr. Curtis regarding the same;	11/18/21	DSB	0.30
Correspondence with counsel for tolling party regarding possible settlement and execution of NDA; correspondence with Receiver regarding the same; review expert disclosures from FTC; Motion for Clarification filed by the FTC;	11/19/21	DSB	1.30

IRS EMPLOYER NO. 84-0382505

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107333 Broadbent, David, as Receiver for Zurixx	Invoice No. H&H Ref. No.	1945267 3673734
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Conference with Receiver regarding status of tolling claims given stay of pending filed claims; correspondence with counsel for tolling party regarding potential settlement;

11/22/21 DSB 0.80

Total Current Fees: \$90,623.70

Timekeeper Summary

Timekeeper	Tkpr ID	Rate	Hours	Amount
BBLarsen	2172	279.00	2.50	697.50
DSByers	5654	418.50	122.80	51,391.80
CATalbot	5657	453.26	26.90	12,192.75
BJMerrill	6137	270.00	18.60	5,022.00
MLQuist	6209	265.50	80.30	21,319.65
			251.10	\$90,623.70

Disbursements

Description of Disbursements	Date	Amount
Outside Fees: VENDOR: LexisNexis (Risk Solutions); INVOICE#: 1083600-20210731; Advanced person search	07/31/21	15.90

Total Current Disbursements: \$15.90



IRS EMPLOYER NO. 84-0382505
PLEASE REMIT TO:
P.O. BOX 17283
DENVER, CO 80217-0283

December 17, 2021

Broadbent, David, as Receiver for Zurixx, LLC David K. Broadbent 222 S. Main Street, Suite 2200 Salt Lake City, UT 84101	Invoice No. H&H Ref. No. Client No. Attorney:	1945267 3673734 107333 DKBroadbent
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Regarding: Matter No. 0003 - Third-Party Claw Back

Invoice Summary

Current fees	\$90,623.70
Current disbursements	\$15.90
Current charges this invoice	\$90,639.60

Thank you for your prompt payment. Questions regarding this invoice should be directed to the attorney responsible for your account, or Carla Norton, Senior Billing Specialist in our Salt Lake City office, at (801) 799-5815 or cnorton@hollandhart.com.

Due On Receipt

Please return this page with your remittance.

EXHIBIT C



215 South State Street
 Suite 550
 Salt Lake City, UT 84111
 801.428.1600

Mr. David Broadbent, Receiver
 Holland & Hart
 222 South Main Street, Suite 220
 Salt Lake City, UT 84101

December 10, 2021
 Invoice # 15349

Billing for: 08/01/21 to 11/30/21

RE: Federal Trade Commission v. ZURIXX
 2:19-cv-00713
 District Court

Previous balance	\$18,030.63
10/7/2021 Payment - Thank You. Check No. 18030.63	(\$18,030.63)
Total payments and adjustments	(\$18,030.63)

Professional Services Summary

Name	Hours	Rate	
Gil A. Miller	2.00	365.00	\$730.00
John H. Curtis	64.50	260.00	\$16,770.00
Matt H. Connors	0.50	265.00	\$132.50
Josh Gifford	9.20	205.00	\$1,886.00
Jennie Messer	2.90	195.00	\$565.50
Raani Erekson	2.40	70.00	\$168.00

Professional Services Detail

Date	Init.	Description	Hours	
08/02/21	JG	Discuss with J. Curtis accounting issues. Set up a zoom meeting with all parties. Update tax returns for meeting.	2.50	\$512.50
	JHC	Email communications with U. Contarero regarding Digital Ocean invoices. Obtained Digital Ocean invoices, prepared and documented payments and support. Follow up with D. Byers regarding solvency documents and tax meeting.	0.80	\$208.00
08/10/21	JG	Zoom call regarding tax return issues.	1.80	\$369.00
	JHC	Call with D. Byers regarding tax issues, merchant chargebacks and related issues. Prepared for call with owner, former CFO and attorneys. Virtual meeting with J. Carlson, M. Magistro, J. Gifford and counsel regarding tax issues, draft tax return for 2020 and related issues.	1.40	\$364.00
08/12/21	JG	Compile Zurixx entities federal and state tax returns for final review.	0.40	\$82.00

Mr. David Broadbent, Receiver

December 10, 2021

<u>Date</u>	<u>Init.</u>	<u>Description</u>	<u>Hours</u>	
08/16/21	JG	Prepare list of assumptions and potential issues for final review.	0.60	\$123.00
	JHC	Reviewed bank accounts for additional recoveries or turnovers of funds and responded to D. Byers for Court filing. Email communications regarding motion for fees.	0.60	\$156.00
08/17/21	JHC	Reviewed cash disbursements and bank records and prepared update to amounts paid pursuant to fee applications and provided updated summary to D. Byers. Email communications with D. Byers regarding fee motion. Email communications with J. Carlson regarding Utah State taxes for 2018 and followed up with J. Gifford.	0.90	\$234.00
08/18/21	JG	Call with Utah State Tax Commission regarding taxes due for Brand Management. Discuss with J. Curtis.	0.90	\$184.50
	JHC	Reviewed Brand Management Holding tax return regarding Utah State Tax Commission amounts due. Prepared email to receiver regarding taxes due and provided context and information. Follow up email with J. Carlson regarding receivership order on taxes and pre-receivership claims. Email communications with receiver on pre-receivership tax claims. Reviewed email communications regarding FTC deposition and information needed for the same. Analyzed sales data to provide additional detail needed by FTC.	2.70	\$702.00
08/19/21	JHC	Prepared detailed reports of real estate telemarketing sales over certain time periods and analyzed data to prepare for call with FTC and counsel. Call with FTC representatives, D. Broadbent and counsel regarding sales data and case analysis. Analyzed and reconciled sales data, customer deposit data, chargebacks and refunds and summarized and reconciled under various scenarios.	5.90	\$1,534.00
	GAM	Review spreadsheet for FTC and forward. Attend FTC meeting with receiver and counsel.	0.70	\$255.50
08/20/21	JHC	Analyzed customer sales, payments, chargebacks and refunds data to prepare analyses and reports for FTC. Prepared various detailed and summary reports for FTC. Prepared for call with M. Magistro. Call with M. Magistro, former CFO, regarding Zurixx data and to understand various fields and categories. Continued preparation of queries and reports.	4.10	\$1,066.00
08/24/21	JHC	Analyzed Zurixx financial data to prepare various reports for FTC. Reconciled data to summary amounts to ensure integrity of queries and analyses. Email communications with FTC regarding transfer of data and analyses.	3.70	\$962.00
08/25/21	JG	Prepare updated list of assumptions and potential issues for final review.	0.30	\$61.50
08/26/21	JG	Final review and update of Zurixx entities federal and state tax returns.	1.10	\$225.50
	JHC	Prepared various Zurixx customer sales data reports for FTC and uploaded to file server.	1.60	\$416.00
	MHC	Discuss tax matters with J. Gifford.	0.50	\$132.50
08/27/21	JHC	Email communications with R. Anguizola and provided contact information for M. Magistro, former CFO.	0.40	\$104.00
08/30/21	JHC	Email communications with J. Carlson regarding tax returns. Call with M. Magistro.	0.40	\$104.00
08/31/21	JG	Review Dorado revised trial balance.	0.60	\$123.00

Mr. David Broadbent, Receiver

December 10, 2021

<u>Date</u>	<u>Init.</u>	<u>Description</u>	<u>Hours</u>	
08/31/21	JHC	Prepared for call with FTC. Call with FTC attorney R. Anguiloza and associate along with counsel for receiver regarding Zurixx data summaries and detail and information needed for trial. Arranged for meeting with M. Magistro, former CFO of Zurixx, and FTC.	1.50	\$390.00
09/02/21	JG	E-file tax returns and email K-1 packages.	0.50	\$102.50
09/08/21	JG	Review draft Dorado tax return.	0.50	\$102.50
09/10/21	RE	Prepare vendor payment, communicate with receiver, and document.	0.20	\$14.00
09/13/21	JHC	Email correspondence with R. Anguizola regarding M. Magistro meeting and preparation for deposition. Follow up with members regarding filing of Puerto Rico tax return.	0.70	\$182.00
09/16/21	JHC	Reviewed FTC email communication to M. Magistro and documents and data provided.	0.40	\$104.00
09/17/21	JHC	Virtual meeting with R. Anguizola and M. Magistro. Reviewed documents and data to be discussed in deposition to follow up with M. Magistro. Call with M. Magistro regarding summaries of data and financial information produced by M. Magistro. Call with R. Anguizola.	1.60	\$416.00
09/21/21	JHC	Call with R. Anguizola regarding Zurixx sales data, M. Magistro deposition and related issues. Analyzed sales data for Seed Capital transactions.	1.40	\$364.00
09/27/21	RE	Prepare payment to vendor and prepare payment to professionals for 6th interim fee application.	0.60	\$42.00
09/28/21	JHC	Call with M. Magistro regarding calculation of telemarketing sales and related data from Zurixx accounting system. Email communications with D. Broadbent regarding payments to vendors and others. Worked with R. Erekson on stop payments and ensuring distribution of checks.	0.90	\$234.00
	RE	Reverse stop payments as requested by receiver. Communicate with bank and receiver for stop payment documentation. Prepare checks and documents and email to receiver. Document all for file. Overnight checks to receiver.	0.50	\$35.00
09/29/21	JHC	Retrieved, compiled and redacted bank statements for all receivership bank accounts. Prepared and submitted bank statements to counsel for serving on all parties to case. Call with D. Byers regarding Magistro deposition and insolvency questions.	1.80	\$468.00
09/30/21	JHC	Analyzed payroll and contractor payment data to prepare reports with additional detail for fraudulent transfer defendants including customer or consumer names and details relative to commission payments earned. Call with D. Byers regarding deposition, solvency and data reports for defendants in recovery actions.	3.60	\$936.00
10/01/21	JHC	Analyzed payments to W. Batson and provided information to D. Byers for deposition. Reviewed my deposition notice and schedule. Responded to FTC regarding availability for meeting.	0.80	\$208.00
10/04/21	JHC	Email communications with D. Byers regarding data needed for telesales defendants in clawback litigation. Reviewed available data to prepare reports.	0.50	\$130.00
10/05/21	JHC	Prepared detailed reports of payments to four clawback defendants with additional data and detail information on payments made. Submitted reports to D. Byers.	2.10	\$546.00

Mr. David Broadbent, Receiver

December 10, 2021

<u>Date</u>	<u>Init.</u>	<u>Description</u>	<u>Hours</u>	
10/06/21	JHC	Prepared for call with FTC and counsel. Virtual meeting with R. Anguizola and D. Byers regarding data analysis. Directed J. Messer in analysis of post-receivership chargebacks.	1.70	\$442.00
	JM	Met with J. Curtis to discuss the case and outstanding tasks. Examined and summarized documents received to determine the amount of credit card chargebacks recorded by certain credit card processors. Prepared a document request.	2.90	\$565.50
10/07/21	RE	Vendor payment, communication with receiver, and document for file.	0.20	\$14.00
10/11/21	JHC	Reviewed Magistro invoice and submitted to R. Ereksen. Followed up with M. Magistro on prior invoice.	0.30	\$78.00
10/14/21	RE	Vendor payment, communication with receiver, and document for file.	0.20	\$14.00
10/18/21	JHC	Call with D. Byers to discuss deposition and related matters. Reviewed data to prepare for deposition.	0.50	\$130.00
10/19/21	JHC	Reviewed data to prepare for deposition. Provided deposition testimony relative to telemarketing sales from the real estate channel and related issues in the matter of the FTC, et al. vs. Zurixx, LLC, et al.	3.40	\$884.00
10/20/21	JHC	Analyzed payments to B. Corcoran to confirm amounts and responded to D. Byers. Analyzed data to prepare reports of payments to Listed Sisters LeBlanc. Ensured proper source of data to generate reports for litigation.	1.30	\$338.00
10/21/21	JHC	Prepared detailed reports of payments to sisters Leblanc and submitted to D. Byers for litigation.	0.50	\$130.00
10/25/21	JHC	Call with D. Byers regarding clawback litigation claims and arranged for conference call with receiver.	0.30	\$78.00
10/26/21	JHC	Call with D. Byers regarding settlements with Merchant banks. Obtained wiring instructions and provided to D. Byers for incoming wire from merchant bank PPS.	0.60	\$156.00
10/27/21	JHC	Reviewed accounts for status of payments to contractors and vendors. Analyzed Zurixx financial information and data over time for elements of clawback litigation. Prepared financial model for clawback litigation and captured financial data and prepared calculations.	4.60	\$1,196.00
10/28/21	JHC	Prepared instructions for merchant bank wires and directed R. Ereksen. Call with G. Miller regarding elements of clawback litigation, reviewed financial analysis together and discussed approaches and methodology. Reviewed financial analysis and revised. Meeting with receiver, counsel and G. Miller regarding elements of clawback litigation and related information. Analyzed Zurixx LLC standalone financial information.	3.30	\$858.00
	RE	Prepare two wires for reserve funds settlement payments, email to receiver, and document for file.	0.40	\$28.00
	GAM	Meeting with staff to discuss insolvency. Meeting with receiver and counsel regarding insolvency.	1.30	\$474.50
10/29/21	RE	Email two wires to the bank and document.	0.10	\$7.00
	JHC	Made arrangements and coordinated wire transfers for settlement payments with merchant banks. Directed R. Ereksen in preparing wire transfers. Reviewed financial information underlying financial analysis for clawback litigation.	0.60	\$156.00

Mr. David Broadbent, Receiver

December 10, 2021

<u>Date</u>	<u>Init.</u>	<u>Description</u>	<u>Hours</u>	
11/01/21	JHC	Reviewed financial analysis for clawback litigation. Email communications with D. Byers regarding case issues. Email communications with B. Larson and D. Easter regarding employment verification for former employees. Analyzed Zurixx LLC financial information for clawback matters.	0.60	\$156.00
11/02/21	RE	Prepare vendor check, email and overnight to receiver and document.	0.20	\$14.00
	JHC	Reviewed my deposition to approve and certify the same.	0.80	\$208.00
11/05/21	JHC	Received and recorded incoming wire from Priority Payment Systems for merchant bank settlement and documented transaction. Reviewed my deposition for errors and corrections.	0.70	\$182.00
11/08/21	JHC	Compiled and retrieved September and October bank statements for receivership, reviewed and redacted account information, and provided to receiver's counsel for production to defendants. Finished review of my deposition, signed certificate and submitted to counsel. Call with D. Byers regarding motion for summary judgment on clawback cases and current status. Email communications with counsel and B. Larsen.	2.80	\$728.00
11/09/21	JHC	Call with N. Moffatt and M. Nunokawa regarding additional iteration to solvency analysis and restructuring status. Analyzed projections and data and determined additional information needed for additional solvency analysis.	2.30	\$598.00
11/10/21	JHC	Reviewed Dorado Marketing and Management surrender and closure documents. Sent Dorado document to receiver for signature and filing. Emailed J. Carlson regarding closure of Dorado Marketing. Call with J. Carlson. Confirmed receipt of wire from Priority Payment Systems and email to D. Byers regarding the same.	0.90	\$234.00
11/15/21	JHC	Follow up with J. Carlson regarding filing of Dorado Marketing and Management document for closure of entity in Puerto Rico. Sent updated document to Puerto Rico and arranged for payment of governmental fees. Email communications and calls with Puerto Rico accounting firm.	0.90	\$234.00
11/18/21	JHC	Received and recorded incoming wire from consultant relative to settlement of clawback litigation. Communications with D. Byers regarding receipt of settlement wire payment and recording of the same.	0.60	\$156.00
Total for professional services rendered			81.50	\$20,252.00

Expenses

<u>Date</u>	<u>Init.</u>	<u>Description</u>	
08/20/21	JHC	Lunch meeting with FTC.	\$12.66
08/31/21	RE	Postage	\$0.51
	RE	PACER	\$38.40
09/01/21	JG	Tax software for the state of Delaware.	\$101.29
	JHC	Website volume usage charges.	\$307.86
	JHC	Monthly website usage support charges.	\$66.39

Mr. David Broadbent, Receiver

December 10, 2021

<u>Date</u>	<u>Init.</u>	<u>Description</u>	
09/04/21	RE	Charges to overnight checks to receiver.	\$25.53
09/14/21	RE	Charges to overnight checks to receiver.	\$25.65
09/30/21	RE	Copying cost (6 copies at \$.15 per copy)	\$0.90
	RE	Postage	\$1.06
	RE	Charges to overnight checks to receiver.	\$25.83
10/01/21	JHC	Website volume usage charges.	\$304.00
	JHC	Website volume usage charges.	\$66.43
10/09/21	RE	Overnight expenses to send check to receiver	\$25.89
10/15/21	RE	Overnight expenses to send check to receiver.	\$26.00
10/19/21	SB	Working lunch meeting - J. Curtis.	\$12.13
10/31/21	RE	Copying cost (1 copy at \$.15 per copy)	\$0.15
	RE	Postage	\$0.53
11/01/21	JHC	Website volume usage charges.	\$308.00
	JHC	Website volume usage charges.	\$66.43
11/04/21	RE	FedEx to receiver	\$26.65
11/17/21	JHC	Puerto Rico entity final decree and closure fee.	\$300.00
	JHC	Puerto Rico entity final decree and closure fee.	\$105.00
11/30/21	RE	Postage	\$0.53
Total expenses			\$1,847.82
Total new charges			\$22,099.82
Balance due			\$22,099.82

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IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF UTAH, CENTRAL DIVISION

FEDERAL TRADE COMMISSION; and
UTAH DIVISION OF CONSUMER
PROTECTION,

Plaintiffs,

vs.

ZURIXX, LLC, a Utah limited liability
company; *et al.*,

Defendants.

**ORDER APPROVING RECEIVER'S
SEVENTH APPLICATION FOR
COMPENSATION AND
REIMBURSEMENT OF EXPENSES FOR
THE RECEIVER AND RETAINED
PROFESSIONALS**

Case No. 2:19-cv-00713-DAK-DAO

David K. Broadbent, as receiver (the "Receiver") for Defendants Zurixx, LLC and related entities (collectively, "Zurixx"), filed his Seventh Application for Compensation and Reimbursement of Expenses for the Receiver and Retained Professionals (Dkt. No. 351; the "Motion") on December 23, 2021.

Having considered the Motion, and good cause appearing, the Court HEREBY ORDERS as follows:

1. The Motion is GRANTED and APPROVED; and

2. The Receiver is authorized to pay the amounts incurred as outlined in the Motion from the assets in his possession or control as Receiver of the Receivership Entities.¹

DATED this _____ day of December, 2021.

BY THE COURT:

Daphne A. Oberg
United States Magistrate Judge

17972845_v1

¹ The term “Receivership Entities” is defined in this Court’s Stipulated Preliminary Injunction entered on November 1, 2019 (Dkt. No. 54).