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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><b>RECEIVER’S NINTH APPLICATION FOR COMPENSATION AND REIMBURSEMENT OF EXPENSES FOR THE RECEIVER AND RETAINED PROFESSIONALS</b></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 Ninth Application for Compensation and Reimbursement of Expenses for the Receiver and Retained Professionals (the “Ninth Application”). The Receiver requests an Order approving payment of fees and expenses incurred from August 1, 2022, through January 31, 2023 (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 Ninth 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 Ninth 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; obtain approval of a claim form and process and administer the receipt of submitted claims; further analyze potential claims against third-parties that may be brought by the Receiver; negotiate tolling agreements with respect to various parties; conduct significant settlement negotiations with various parties; analyze impact of stipulated judgment entered and strategy with respect to various claims; 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; participate in litigation with landlord in Puerto Rico in the District Court and the Tenth Circuit. The landlord in Puerto Rico has appealed this Court's orders three times, which unfortunately has required the Receiver's attention, but the Receiver has prevailed on two of those appeals thus far, and he anticipates prevailing on the third.

6. The Receiver has recovered significant amounts in settlements of claw-back claims totaling \$650,300, with significant settlement payments still to be made over the coming months.

7. As reported in previous applications, the Receiver also obtained \$4,025,511.92 from credit card processors that the Receiver held in segregated accounts, making those funds available as part of the receivership estate. A portion of those funds were secured early in the receivership through settlements where claims to the funds were released by the credit card processors. With respect to \$2.4 million of those funds, there was no settlement and there remained the possibility that the processor would attempt to assert a claim at some point related

to those funds. However, no party filed any claims related to those funds as part of the Court-approved claim process.

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

<b><u>Receiver (David Broadbent, Holland &amp; Hart)</u></b>	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	\$ 8,786.35
Seventh Fee Application	\$ 16,008.30
Eighth Fee Application	<u>\$ 14,539.05</u>
Total Receiver Fees and Costs	\$189,395.80

<b><u>Holland &amp; Hart</u></b>	
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 Application	\$188,650.85
Seventh Fee Application	\$215,042.61
Eighth Fee Application	<u>\$177,800.19</u>
Total Receiver's Counsel Fees and Costs	\$1,651,268.19

<b><u>Rocky Mountain Advisory, Accountants</u></b>	
First Fee Application	\$ 15,214.62
Second Fee Application	\$ 15,292.97
Third Fee Application	\$ 16,173.51
Fourth Fee Application	\$ 15,366.42
Fifth Fee Application	\$ 22,148.36
Sixth Fee Applications	\$ 18,030.63
Seventh Fee Application	\$ 22,099.82
Eighth Fee Application	<u>\$ 18,089.39</u>
Total Accountant to Receiver Fees and Costs	\$142,415.72

9. 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	\$9,772.20	\$0.00	\$9,772.20
H&H	\$107,578.80	\$61.72	\$107,640.52
RMA	\$5,868.00	\$6,931.97	\$12,799.97
<b>Total</b>	<b>\$123,219.00</b>	<b>\$6,993.69</b>	<b>\$130,212.69</b>

10. 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.

11. The Receiver and H&H raised their rates in January pursuant to their ordinary practices and the rates established by their law firm for their services. The increase in the rates is approximately 10%, but the Receiver and H&H continue to apply the discount of approximately 10% they applied to previous invoices. RMA also raised its rates in January, which is the first time it has done so since the inception of this case. With this application, the Receiver requests the Court approve these modest rate increases.

12. 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.

13. 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 22nd day of February, 2023.

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.

20485343\_v1

# **EXHIBIT “A”**





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

**February 20, 2023**

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:	2043846 3941358 107333 DKBroadbent
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**Regarding: Matter No. 0001 - Receiver Services**

**Invoice Summary**

<b>Current fees</b>	<b>\$9,772.20</b>
<b>Current charges this invoice</b>	<b>\$9,772.20</b>

*This invoice may reflect changes to our billing rates that took effect on January 1, 2023.*

**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 #2043846 on payment.

IRS EMPLOYER NO. 84-0382505

**Holland & Hart LLP**

107333 Broadbent, David, as Receiver for Zurixx	Invoice No.	2043846
	H&H Ref. No.	3941358

For professional services rendered through January 31, 2023

**Itemized Fees**

<b>Description of Work</b>	<b>Date</b>	<b>Tkpr</b>	<b>Hours</b>
Conference with DSByers, review tolling agreement extensions;	08/01/22	DKB	0.30
Conference with DSByers; conference with Mr. Robert Wing;	08/02/22	DKB	0.30
Review Ms. Susan Van Komen settlement agreement; conference with DSByers;	08/03/22	DKB	0.20
Conference with FTC attorneys and Robert Wing; follow up on contingent fee counsel;	08/08/22	DKB	0.70
Prepare email to Jordan Cameron; conference with DSByers;	08/15/22	DKB	0.20
Review email with settlement proposals and respond;	08/18/22	DKB	0.30
Conference with DSByers; respond to claimants; review and evaluate email correspondence	08/25/22	DKB	0.20
Review motion and claim form, conference with DSByers;	09/02/22	DKB	0.30
Conference with Robert Wing; review proposed edits;	09/13/22	DKB	0.20
Review and edit Olsen settlement agreement; conference with DSByers regarding settlement; call to Jordan Cameron;	09/23/22	DKB	0.30
Review and evaluate email correspondence; review settlement proposal;	10/12/22	DKB	0.20
Review motion for relief from stay; conference with DSByers regarding motion and settlements;;	10/17/22	DKB	0.50
Conference with DSByers regarding settlements, review and edit settlement agreement; conference with CATalbot regarding effort to settle Puerto Rico matter;	10/26/22	DKB	0.80
Review and edit RE Education settlement agreement;	10/31/22	DKB	0.70
Conference with FTC attorneys, Robert Wing and DSByers; review and sign Olsen settlement agreement;	11/01/22	DKB	0.60

IRS EMPLOYER NO. 84-0382505

**Holland & Hart LLP**

107333 Broadbent, David, as Receiver for Zurixx	Invoice No. H&H Ref. No.	2043846 3941358
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Conference with John Curtis and DSByers regarding claims information and contacts; provide information requested by John Curtis; review proposed response to objections to lift stay;	11/09/22	DKB	0.80
Review and evaluate email correspondence, review and edit reply memorandum;	11/10/22	DKB	0.30
Review claim forms; conference with CATalbot;	12/09/22	DKB	0.10
Review and execute Martin settlement agreement;	12/12/22	DKB	0.20
Review and evaluate email correspondence regarding settlement proposal and counteroffer; review and approve Young settlement agreement;	12/22/22	DKB	0.20
Review and evaluate email correspondence; review account information; review and finalize tolling agreements;	01/12/23	DKB	0.50
Review claims, review and evaluate email correspondence, conference with Mr. Martin, claimant;	01/19/23	DKB	0.30
Review claims; conference with DSByers and CATalbot; review distribution issues;	01/24/23	DKB	3.80
Conference with DSByers and FTC attorneys; review claims; analyze potential distribution issues;	01/25/23	DKB	1.30
Review claim summary and categories, arrange for further breakdown of claims;	01/26/23	DKB	0.20
Review claims with BBLarsen;	01/30/23	DKB	0.80
Respond to Zurixx employee regarding status of claims;	01/31/23	DKB	0.10

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**Total Current Fees: \$9,772.20**

**Timekeeper Summary**

<b>Timekeeper</b>	<b>Tkpr ID</b>	<b>Rate</b>	<b>Hours</b>	<b>Amount</b>
DKB Broadbent (2022)	5140	648.00	7.40	\$4,795.20
DKB Broadbent (2023)	5140	711.00	7.00	\$4,977.00
			<b>14.40</b>	<b>\$9,772.20</b>



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

**February 20, 2023**

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:	2043846 3941358 107333 DKBroadbent
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**Regarding: Matter No. 0001 - Receiver Services**

**Invoice Summary**

<b>Current fees</b>	<b>\$9,772.20</b>
<b>Current charges this invoice</b>	<b>\$9,772.20</b>

*This invoice may reflect changes to our billing rates that took effect on January 1, 2023.*

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

**February 20, 2023**

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:	2043848 3941361 107333 DKBroadbent
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**Regarding: Matter No. 0002 - Zurixx Monitor - Attorneys**

**Invoice Summary**

<b>Current fees</b>	<b>\$48,804.55</b>
<b>Current disbursements</b>	<b>\$61.72</b>
<b>Current charges this invoice</b>	<b>\$48,866.27</b>

*This invoice may reflect changes to our billing rates that took effect on January 1, 2023.*

**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 #2043848 on payment.

IRS EMPLOYER NO. 84-0382505

**Holland & Hart LLP**

107333 Broadbent, David, as Receiver for Zurixx	Invoice No. H&H Ref. No.	2043848 3941361
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For professional services rendered through January 31, 2023

**Itemized Fees**

<b>Description of Work</b>	<b>Date</b>	<b>Tkpr</b>	<b>Hours</b>
Correspondence and conference with Receiver and Mr. Wing regarding claims process;	08/02/22	DSB	0.30
Work on motion for claim form and bar date;	08/05/22	DSB	1.20
Conference with TNeve regarding Receiver emails;	08/05/22	BBL	0.10
Conference with Receiver regarding filings for wrapping up receivership and analyze motion for claims form and bar date; correspondence with FTC counsel regarding the same and analyze sample filings from similar cases;	08/08/22	DSB	1.00
Correspondence with Receiver and FTC counsel regarding draft fee application and update to the same; correspondence with Mr. Curtis regarding tax returns;	08/09/22	DSB	0.60
Attention to 10th Cir. filings; correspondence with Mr. Cantarero regarding server issues and need for replacements; correspondence with Mr. Curtis regarding the same; work on fee applications, and conference with Mr. Curtis regarding the same;	08/10/22	DSB	1.40
Conference with Receiver regarding report to include in fee application; correspondence with Mr. Curtis regarding the same; edit and revise fee application;	08/11/22	DSB	1.10
Finalize and file motion regarding fee application; correspondence with counsel for the FTC and Receiver regarding the same; conference with Mr. Curtis regarding tax returns;	08/12/22	DSB	0.80
Email with consumers regarding refund questions; review and analyze appellate brief;	08/15/22	CAT	0.70
Correspondence regarding Efron's opening brief on appeal and strategy regarding the same; correspondence with Mr. Cantarero regarding the servers; conference with Receiver regarding status and strategy of remaining claw back claims;	08/15/22	DSB	0.90
Review and analyze appellate brief (Efron); conference with MLQuist regarding same;	08/16/22	CAT	1.30

IRS EMPLOYER NO. 84-0382505

**Holland & Hart LLP**

107333 Broadbent, David, as Receiver for Zurixx	Invoice No.	2043848
	H&H Ref. No.	3941361

Analyze issues on remaining appeal with Mr. Efron and correspondence with team regarding the same;	08/16/22	DSB	0.40
Receive and review Opening Brief;	08/16/22	SMP	0.60
Confer with CATalbot regarding appellate brief; conference with SMPerkins regarding brief; review appellate brief;	08/16/22	MLQ	1.30
Analyze strategy for claims process and work on claim related forms;	08/17/22	DSB	1.60
Review and analyze claims process; finalize draft claim form and instructions and forward to Receiver for review;	08/18/22	DSB	1.20
Work on motion for claims procedure and form; review filings by FTC;	08/19/22	DSB	2.60
Mandate on appeal from Efron; correspondence with Mr. Curtis regarding tax returns; conference with Mr. Cantarero regarding needed updates to servers and preservation of information; writs of garnishment filed by the FTC;	08/22/22	DSB	1.30
Review appeal principal brief;	08/22/22	MLQ	1.00
Attention to appellate filings and notices; work on motion regarding claims process; correspondence with Mr. Curtis regarding tax returns; correspondence with Mr. Cantarero regarding needed work on servers and related costs;	08/23/22	DSB	1.80
Review appeal principal brief; draft Opposition brief;	08/23/22	MLQ	2.40
Filings regarding writs of garnishment; work on motion to approve claim form and form itself and correspondence with Receiver regarding the same;	08/25/22	DSB	1.30
Work on request to submit on motion; work on motion for claim form and bar date and conference with Receiver regarding the same;	08/26/22	DSB	1.00
Request to submit on motion and correspondence with court clerk regarding the same; work on motion for claims process and motion regarding stay; correspondence with non-consumer claimants regarding possible claim process;	08/29/22	DSB	1.10
Draft appellate opposition brief;	08/30/22	MLQ	2.40
Pro Hac application; work on motion for claims;	08/31/22	DSB	0.80



IRS EMPLOYER NO. 84-0382505

**Holland & Hart LLP**

107333 Broadbent, David, as Receiver for Zurixx	Invoice No.	2043848
	H&H Ref. No.	3941361

correspondence with potential claimants;

Conferences with MLQuist; insert bookmarks for attorney use into appellate record;	08/31/22	BBL	0.30
Address mail received by Receiver;	08/31/22	BBL	0.10
Work on claims motion; correspondence with Receiver regarding the same;	09/01/22	DSB	1.00
Research case law regarding opposition to magistrate opinion; draft appellate brief	09/01/22	MLQ	2.30
Analyze approaches to claim forms; work on and finalize motion to approve claim form and set bar date for claims and forward to Receiver for review;	09/02/22	DSB	3.20
Draft appellate brief;	09/04/22	MLQ	3.10
Correspondence with Receiver regarding draft claims motion;	09/07/22	DSB	0.20
Draft appellate brief;	09/07/22	MLQ	7.40
Draft appellate brief;	09/08/22	MLQ	2.20
Correspondence regarding appellate brief;	09/09/22	DSB	0.30
Draft appellate brief;	09/09/22	MLQ	5.80
Revise and edit draft opposition brief; conference with DSByers regarding same;	09/12/22	CAT	3.50
Review and analyze draft brief for appeal;	09/12/22	DSB	0.80
Emails with BBLarsen regarding organizing Appendix; review draft Appendix; revise appellate brief; email to CATalbot and DSByers regarding draft appeal;	09/12/22	MLQ	5.00
Conferences with MLQuist; gather pleadings requested for appellate appendix;	09/12/22	BBL	0.40
Revise and edit appellate brief; email with MLQuist and DSByers regarding same;	09/13/22	CAT	1.50
Analyze edits to language on website and correspondence with CATalbot and BBLarsen regarding the same;	09/13/22	DSB	2.60

IRS EMPLOYER NO. 84-0382505

**Holland & Hart LLP**

107333 Broadbent, David, as Receiver for Zurixx	Invoice No.	2043848
	H&H Ref. No.	3941361

conference with Receiver regarding changes to motion for claim form and bar date; work on appellate brief and correspondence with CATalbot and MLQuist regarding the same;

Emails with CATalbot and DSBByers regarding revisions to draft appeal; cite check with Appendix; cite check and final review; finalize for filing; emails regarding filing;	09/13/22	MLQ	3.90
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Conferences with MLQuist; organize records for Appendix; number and assemble pursuant to 10th Circuit requirements; draft Indices for each Appendix volume; conference with CATalbot and DSBByers regarding auto-response to Receivership emails;	09/13/22	BBL	3.70
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Finalize and file appellate brief;	09/14/22	CAT	0.50
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Conferences with MLQuist; update appendix for filing;	09/14/22	BBL	0.60
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Revise and edit motion to approve claim form and establish bar date; correspondence with Receiver regarding the same;	09/16/22	DSB	0.70
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Work on motion to approve claim form and impose claim bar date and conference with Receiver regarding the same; arrange for filing of the same; correspondence with Mr. Curtis regarding identifying potential claimants; correspondence with Mr. Cantarero regarding router maintenance;	09/20/22	DSB	2.20
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Address certain email sent to Receiver regarding current contact information;	09/20/22	BBL	0.20
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Conference with court regarding motion for approval of claim form and establishment of bar date and prepare order related to the same; correspondence with Receiver regarding the same; conference with Mr. Curtis regarding need to provide notice to all potential claimants and gather list related thereto; attention to order regarding non referral to magistrate;	09/21/22	DSB	1.90
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Work on proposed order for motion to approve claim form and impose bar date and submit the same to the court; correspondence with Ms. Cohen regarding update in NJ class action case; work with Mr. Curtis in preparation of mailing claim form upon approval;	09/22/22	DSB	2.30
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Correspondence with Ms. Cohen regarding filing in class	09/23/22	DSB	0.40
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IRS EMPLOYER NO. 84-0382505

**Holland & Hart LLP**

107333 Broadbent, David, as Receiver for Zurixx	Invoice No.	2043848
	H&H Ref. No.	3941361

action regarding status of receivership and review the same;

Revise and edit filing (Washington court of appeals); conference with DSByers regarding same;	09/26/22	CAT	0.40
Revise and edit WA State Court update and correspondence with CATalbot regarding the same; work on gathering information for distributing claim forms;	09/26/22	DSB	1.20
Follow up on claims motion; correspondence with Mr. Curtis regarding the same and need to mail claim forms to potential claimants;	09/28/22	DSB	0.30
Correspondence with Receiver regarding responding to request for acknowledgment of order;	10/04/22	DSB	0.30
Analyze strategy for serving claim forms on potential claimants; conference with Mr. Curtis regarding the same; analyze issue regarding request for acknowledgment of receipt of PI Order and conference with Receiver regarding the same;	10/05/22	DSB	1.20
Conference and correspondence with Receiver regarding claim form and preparation for serving once the Court approves the same;	10/07/22	DSB	0.30
Email with counsel regarding claims process questions; telephone conference with DSByers regarding same;	10/19/22	CAT	0.60
Correspondence with potential claimants regarding motion to approve claim form; conference with CATalbot regarding the same;	10/19/22	DSB	0.30
Update Zurixx website with current pleadings;	10/20/22	BBL	0.30
Respond to inquiries related to updated contact information;	10/24/22	BBL	0.30
Review order approving claim form and instructions; work with Mr. Curtis and BBLarsen regarding strategy for dissemination of claim form;	10/31/22	DSB	1.20
Review motion to lift stay; review motions opposing motion to lift stay;	10/31/22	MLQ	0.60
Conference with counsel for FTC and DCS regarding status and timing for case; conference with Mr. Curtis and BBLarsen regarding status of mailing claim forms;	11/01/22	DSB	1.00

IRS EMPLOYER NO. 84-0382505

**Holland & Hart LLP**

107333 Broadbent, David, as Receiver for Zurixx	Invoice No. H&H Ref. No.	2043848 3941361
Conferences with DSByers and Mr. Curtis regarding Zurixx website updates; forward vendor log of claims to Mr. Curtis;	11/02/22	BBL 0.20
Telephone conference with DSByers regarding motion to lift stay and related filings and strategy;	11/04/22	CAT 0.50
Review various motions in opposition to motion to lift stay;	11/04/22	MLQ 0.70
Work on update of website for claims process;	11/08/22	DSB 0.40
Draft Reply brief to Motion to Lift Stay;	11/08/22	MLQ 1.20
Update Zurixx.com website with recent pleadings;	11/08/22	BBL 0.30
Review and edit draft reply brief;	11/09/22	CAT 0.90
Analyze strategy for claims process and conferences with Receiver and Mr. Curtis regarding the same and need for notice to particular known potential claimants;	11/09/22	DSB 0.60
Draft Reply on Motion to LIft Stay;	11/09/22	MLQ 4.20
Revise and edit draft reply brief, including conferences with DSByers and MLQuist regarding same;	11/10/22	CAT 1.80
Revisions to Reply brief to Motion to Lift Stay; emails and telephone calls with DSByers and CATalbot regarding Reply brief; finalize brief for filing;	11/10/22	MLQ 2.10
Email with counsel regarding dismissal and settlement issues; prepare stipulated motion to dismiss and proposed order;	11/15/22	CAT 0.70
Email with counsel regarding dismissal of litigation;	11/16/22	CAT 0.20
Correspondence with claimants regarding claim process;	11/17/22	DSB 0.30
Email with counsel regarding proof of claims; email with team regarding same;	11/30/22	CAT 0.60
Attention to claims received and conference and correspondence with CATalbot regarding the same;	11/30/22	DSB 0.30
Conferences with CATalbot regarding vendor claims;	11/30/22	BBL 0.20
Telephone conference with DKBroadbent regarding claims issues;	12/09/22	CAT 0.20

IRS EMPLOYER NO. 84-0382505

**Holland & Hart LLP**

107333 Broadbent, David, as Receiver for Zurixx	Invoice No.	2043848
	H&H Ref. No.	3941361

Correspondence with Mr. Curtis regarding invoices and report to the Court;	12/09/22	DSB	0.40
Work on application for professionals; analyze status of case and strategy for claims; conferences with various potential claimants regarding claims process;	12/15/22	DSB	1.30
Review and edit letter to Washington Court of Appeals regarding status of receivership; email with DSByers regarding same;	12/27/22	CAT	0.30
Correspondence with Mr. Cohen regarding status of receivership case and stay of litigation; correspondence with CATalbot regarding update to file in Washington court matter and edit the same;	12/27/22	DSB	0.60
Correspondence with counsel in Hansen class action case and attention to counsel's letter to the court in that matter;	12/28/22	DSB	0.40
Conferences with DSByers and CATalbot regarding creditor claims; update pleadings on Zurixx website;	01/03/23	BBL	0.40
Address questions regarding claims process;	01/05/23	CAT	0.20
Email with consumers regarding claims issues; conference with DSByers regarding same;	01/09/23	CAT	0.30
Conference with CATalbot and DSByers regarding James or BNZ Productions claim; respond to emails to Receivership Outlook account regarding claim forms;	01/09/23	BBL	0.40
Conferences with DSByers regarding amendments to tolling agreements;	01/09/23	BBL	0.20
Conference with client regarding status report; work on the same;	01/12/23	DSB	0.30
Conferences with DSByers and BKNoble regarding tolling agreement amendments;	01/13/23	BBL	0.20
Correspondence with potential claimants regarding possible claims;	01/16/23	DSB	0.30
Conference with DSByers and CATalbot regarding claim forms;	01/17/23	BBL	0.20
Address additional claim forms;	01/18/23	BBL	0.20

IRS EMPLOYER NO. 84-0382505

**Holland & Hart LLP**

107333 Broadbent, David, as Receiver for Zurixx	Invoice No.	2043848
	H&H Ref. No.	3941361

Conferences with DHPeterson regarding additional claims and receipt dates; conferences with DSByers regarding same;	01/23/23	BBL	0.20
Conference with DKBroadbent and DSByers regarding claims process and related issues;	01/24/23	CAT	0.90
Conference with Receiver and CATalbot regarding strategy with respect to claims received and distributions to FTC;	01/24/23	DSB	1.00
Conferences with DKBroadbent regarding creditor claims; address additional claims received; conference with DSByers regarding same; coordinate scanning of additional claims; conferences with TLNeve regarding claim receipt dates;	01/24/23	BBL	0.70
Conference with FTC and Receiver regarding claims and plan for distribution to the FTC of funds; conference with BBLarsen regarding claims received; work on report to court;	01/25/23	DSB	1.60
Conference with DKBroadbent; address additional creditor claims; draft claim log;	01/25/23	BBL	1.10
Review and analyze claims; conferences with tolling parties regarding settlement negotiations;	01/26/23	DSB	0.80
Address claims log; update information related to potential consumer claims and estimated dates of receipt; conference with DKBroadbent and DSByers regarding same; prepared notices of receipt for claims and return to claimants;	01/26/23	BBL	1.60
Conference with TLNeve regarding revisions to Creditor Proof of Claim Log;	01/27/23	BBL	0.20
Conferences with DKBroadbent regarding allocation of claims; update claim log to include allocation changes and notes regarding claims; forward log to DKBroadbent;	01/30/23	BBL	1.80
Conference with DKBroadbent regarding claimant communication; respond to Ms. Korologos inquiry; update pleadings on Zurixx website;	01/31/23	BBL	0.40

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**Total Current Fees: \$48,804.55**

IRS EMPLOYER NO. 84-0382505

**Holland & Hart LLP**

107333 Broadbent, David, as Receiver for Zurixx	Invoice No.	2043848
	H&H Ref. No.	3941361

**Timekeeper Summary**

<b>Timekeeper</b>	<b>Tkpr ID</b>	<b>Rate</b>	<b>Hours</b>	<b>Amount</b>
BBLarsen (2022)	2172	301.50	6.70	2,020.05
BBLarsen (2023)	2712	310.50	7.60	2359.80
DSByers (2022)	5654	441.00	46.10	20,330.10
DSByers (2023)	5654	486.00	4.00	1,944.00
CATalbot (2022)	5657	460.00	13.70	6,302.00
CATalbot (2023)	5657	505.00	1.40	707.00
,	6209	328.50	45.60	14,979.60
SMPerkins (2022)	6302	270.00	0.60	162.00
			<b>125.70</b>	<b>\$48,804.55</b>

**Disbursements**

<b>Description of Disbursements</b>	<b>Date</b>	<b>Amount</b>
United Parcel Service: COM. NEXT DAY AIR, Clerk of the Court, U.S. Court of Appeals-10th, DENVER, CO, 1Z59E98W0196218931	09/15/22	61.72
United Parcel Service: COM. NEXT DAY AIR, Clerk of the Court, U.S. Court of Appeals-10th, DENVER, CO, 1Z59E98W0196218931	09/15/22	61.72
United Parcel Service: COM. NEXT DAY AIR, Clerk of the Court, U.S. Court of Appeals-10th, DENVER, CO, 1Z59E98W0196218931	09/15/22	-61.72
<b>Total Current Disbursements:</b>		<b>\$61.72</b>



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

**February 20, 2023**

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:	2043848 3941361 107333 DKBroadbent
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**Regarding: Matter No. 0002 - Zurixx Monitor - Attorneys**

**Invoice Summary**

<b>Current fees</b>	<b>\$48,804.55</b>
<b>Current disbursements</b>	<b>\$61.72</b>
<b>Current charges this invoice</b>	<b>\$48,866.27</b>

*This invoice may reflect changes to our billing rates that took effect on January 1, 2023.*

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

**February 20, 2023**

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:	2043849 3941473 107333 DKBroadbent
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**Regarding: Matter No. 0003 - Third-Party Claw Back**

**Invoice Summary**

<b>Current fees</b>	<b>\$58,774.25</b>
<b>Current charges this invoice</b>	<b>\$58,774.25</b>

*This invoice may reflect changes to our billing rates that took effect on January 1, 2023.*

**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 #2043849 on payment.

IRS EMPLOYER NO. 84-0382505

**Holland & Hart LLP**

107333 Broadbent, David, as Receiver for Zurixx	Invoice No.	2043849
	H&H Ref. No.	3941473

For professional services rendered through January 31, 2023

**Itemized Fees**

<b>Description of Work</b>	<b>Date</b>	<b>Tkpr</b>	<b>Hours</b>
Work on negotiating tolling agreements and correspondence with multiple counsel for tolling parties regarding settlement; correspondence with Receiver regarding the same;	08/01/22	DSB	1.00
Work on negotiating tolling agreements and preparing lawsuits in the event needed;	08/02/22	DSB	1.00
Conferences with DSByers; update tolling agreement chart;	08/02/22	BBL	0.30
Draft settlement agreement with tolling party and correspondence with Receiver and tolling party's counsel regarding the same; negotiate settlements and extensions of tolling agreements; conferences with Receiver regarding status of various negotiations;	08/03/22	DSB	3.20
Negotiations and finalize tolling agreements with multiple parties; settlement negotiations with several tolling parties; finalize two settlements;	08/04/22	DSB	5.00
Conferences with DSByers; address supplemental tolling agreements and track receipt of same;	08/04/22	BBL	0.60
Work on obtaining signatures from parties on tolling agreements; work to finalize settlement agreements; settlement negotiations with multiple tolling parties;	08/05/22	DSB	4.80
Conferences with DSByers; address additional tolling agreements;	08/05/22	BBL	0.30
Conference with multiple counsel for tolling parties regarding settlement negotiations; correspondence with Receiver regarding status of the remaining claims and information for Mr. Cameron;	08/08/22	DSB	2.00
Work on finalizing tolling agreement with claw back party; correspondence with multiple parties regarding settlement negotiations;	08/11/22	DSB	1.40
Review settlement communications from multiple parties; conference with Mr. Shields regarding Olson matter;	08/12/22	DSB	1.10

IRS EMPLOYER NO. 84-0382505

**Holland & Hart LLP**

107333 Broadbent, David, as Receiver for Zurixx	Invoice No. H&H Ref. No.	2043849 3941473
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Conferences with multiple parties regarding potential settlements;	08/16/22	DSB	0.70
Analyze settlement strategy with respect to multiple parties and claims and draft update to Receiver regarding status of the same; correspondence with multiple parties regarding settlement negotiations;	08/17/22	DSB	1.40
Work on finalizing settlements and communications regarding payments; negotiations with various parties regarding settlements;	08/19/22	DSB	1.40
Correspondence with settling party regarding transfer of funds to receivership; settlement communications with multiple additional parties;	08/22/22	DSB	0.70
Conference with multiple counsel for various parties regarding settlement of claims; conference with Receiver regarding status;	08/23/22	DSB	1.50
Arrange conferences with several parties regarding settlement discussions; analyze strategy for settlement of specific claims and analyze information related to those specific tolling parties;	08/24/22	DSB	3.20
Analyze status of filed claims and strategy with respect to the same; negotiations with multiple tolling parties regarding settlement;	08/25/22	DSB	1.30
Negotiations with tolling parties regarding settlements; correspondence with client regarding the same; correspondence with Mr. Curtis regarding analysis of specific claims; analyze 10th Cir. case law regarding claims and otherwise analyze claims;	08/26/22	DSB	2.90
Update pleadings on Zurixx website;	08/28/22	BBL	0.30
Correspondence and conferences with multiple tolling parties regarding settlement negotiations; conference with Receiver regarding the same; correspondence with Mr. Curtis regarding needed information related to claims and analyze information received from Mr. Curtis;	08/29/22	DSB	2.30
Settlement correspondence and conferences with multiple tolling parties and analyze strategy and merits regarding all pending claims;	08/30/22	DSB	2.30
Analyze factual background for various claims against	09/01/22	DSB	1.20

IRS EMPLOYER NO. 84-0382505

**Holland & Hart LLP**

107333 Broadbent, David, as Receiver for Zurixx	Invoice No.	2043849
	H&H Ref. No.	3941473

multiple parties; negotiations with multiple tolling parties regarding settlement;

Analyze status and strategy for settlement for each of the filed and tolled claims; negotiations with multiple parties regarding the same;	09/07/22	DSB	1.20
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Analyze strategy and response to various settlement proposals and conference with Receiver regarding the same;	09/09/22	DSB	0.50
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Analyze various issues related to several tolling parties as part of settlement analyses; settlement negotiations with multiple parties;	09/13/22	DSB	1.80
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Conference with Mr. Shields regarding settlement; begin drafting settlement agreement;	09/14/22	DSB	2.00
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Work on negotiations and draft of settlement agreement and conference with BBLarsen regarding the same;	09/22/22	DSB	1.20
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Conference with DSByers regarding Olson deposition; conference with Ms. Payne (court reporter) regarding deposition transcripts and exhibits for Mr. Olson's deposition;	09/22/22	BBL	0.20
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Work on settlement agreement with Olson and conference with DKBroadbent regarding the same;	09/23/22	DSB	1.30
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Conference with DSByers and court reporting service; address transcript and exhibits from Mr. Olson's deposition;	09/23/22	BBL	0.20
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Revise and edit Olson settlement agreement; correspondence with Mr. Shields regarding the same; conferences with multiple tolling parties regarding timeline and negotiations for settlement;	09/26/22	DSB	2.30
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Correspondence with multiple tolling parties regarding negotiations for settlements;	09/27/22	DSB	3.20
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Correspondence with multiple tolling parties regarding deadline for reaching settlement;	09/28/22	DSB	0.70
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Work on settlement agreement and correspondence with opposing counsel regarding the same;	09/29/22	DSB	0.20
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Settlement negotiations with multiple counsel for multiple parties;	09/30/22	DSB	0.40
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Conference with Mr. Shields regarding settlement; conference with Receiver regarding the same; negotiations	10/05/22	DSB	1.30
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IRS EMPLOYER NO. 84-0382505

**Holland & Hart LLP**

107333 Broadbent, David, as Receiver for Zurixx	Invoice No.	2043849
	H&H Ref. No.	3941473

regarding settlement with multiple tolling parties;

Settlement negotiations with multiple tolling parties;	10/06/22	DSB	1.60
Negotiations of settlements with multiple tolling parties; correspondence with Mr. Curtis regarding information related to multiple transferees;	10/07/22	DSB	2.80
Correspondence with Mr. Shields regarding settlement with Olson; conference with client regarding the same;	10/10/22	DSB	0.60
Conference with tolling parties to negotiate settlements and conferences with Receiver regarding proposed terms of settlements; correspondence with Mr. Shields regarding settlement of Olson matter and conference with Receiver regarding the same; revise and edit settlement agreements;	10/11/22	DSB	4.20
Negotiations with multiple tolling parties' counsel regarding settlements; analyze strategy for moving forward with ancillary lawsuits;	10/12/22	DSB	1.80
Analyze strategy for moving forward with claims and work on related filing; conference with Mr. Curtis regarding related information regarding status of estate; negotiations regarding settlement with multiple tolling parties;	10/13/22	DSB	2.20
Analyze strategy for lifting stay on ancillary actions and work on filing related to the same; correspondence and negotiations with multiple tolling parties regarding settlement;	10/14/22	DSB	3.80
Correspondence with counsel for multiple tolling parties regarding settlement negotiations; correspondence with Mr. Shields regarding negotiations of settlement with Mr. Olson; work on draft motion to lift stay of ancillary actions and forward draft to Receiver for review and comment;	10/17/22	DSB	3.30
Settlement negotiations with multiple tolling parties;	10/18/22	DSB	1.00
Correspondence with counsel for tolling party regarding settlement negotiations;	10/19/22	DSB	0.40
Conferences with counsel for multiple tolling parties regarding settlement negotiations and possible extensions of tolling agreements; correspondence with Mr. Shields regarding settlement with Mr. Olson;	10/20/22	DSB	1.10

IRS EMPLOYER NO. 84-0382505

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107333 Broadbent, David, as Receiver for Zurixx	Invoice No. H&H Ref. No.	2043849 3941473
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Continue negotiations regarding multiple settlements in progress; analyze strategy for seeking stay relief for filing new ancillary matters and correspondence with Receiver regarding the same;	10/21/22	DSB	1.20
Correspondence with tolling party regarding settlement negotiations;	10/23/22	DSB	0.30
Correspondence with counsel for Olson regarding settlement; negotiations with multiple tolling parties regarding settlement terms;	10/25/22	DSB	1.80
Work on settlement agreement for settlement with tolling party; conference with Receiver regarding the same; correspondence with counsel for tolling party regarding the same; negotiations with multiple tolling parties regarding settlement proposals;	10/26/22	DSB	3.40
Finalize and file motion to lift stay in ancillary cases; correspondence with counsel for Olson regarding settlement; correspondence and negotiations with multiple tolling parties regarding settlement; draft settlement agreements and forward to counsel for review;	10/27/22	DSB	4.30
Correspondence with counsel for Olson regarding settlement;	10/28/22	DSB	0.30
Work on settlement agreements and negotiations with multiple parties regarding settlement; review objection to motion to lift stay on ancillary actions and related order from court; correspondence with Receiver regarding various items;	10/31/22	DSB	2.30
Settlement negotiations with multiple tolling parties; finalize settlement agreement with Olson and correspondence with opposing counsel regarding timing of settlement tasks; work on tolling agreements;	11/01/22	DSB	2.50
Correspondence with tolling parties regarding extension of tolling agreements; work to finalize several settlement agreements;	11/02/22	DSB	1.80
Work on finalizing several settlement agreements; work on finalizing amended tolling agreements; conferences with Receiver regarding the same;	11/03/22	DSB	3.20
Review oppositions to motion to lift stay on claw back claims; work on finalizing settlements and amended tolling	11/04/22	DSB	2.20

IRS EMPLOYER NO. 84-0382505

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107333 Broadbent, David, as Receiver for Zurixx	Invoice No.	2043849
	H&H Ref. No.	3941473

agreements;

Motions filed by claw back defendants related to request to lift stay on claw back actions; correspondence with Mr. Shields regarding settlement;	11/07/22	DSB	0.60
Analyze strategy for claw back claims and correspondence with team regarding the same;	11/09/22	DSB	0.40
Review and edit reply in support of motion for leave to pursue claw back cases and conference with Receiver and team regarding the same; arrange for filing of the same; correspondence with Mr. Shields regarding settlement payment;	11/10/22	DSB	1.40
Negotiations with multiple parties regarding possible settlement;	11/11/22	DSB	0.40
Attention to payment for settlements and conference with Mr. Curtis regarding the same; correspondence with Mr. Shields regarding payment and dismissal of Olson matter;	11/14/22	DSB	0.50
Correspondence regarding dismissal of Olson matter; verify payment of settlement amount;	11/15/22	DSB	0.30
Correspondence with settling party and Mr. Curtis regarding confirmation of settlement payment;	11/22/22	DSB	0.30
Conference with Receiver regarding settlement proposal and strategy for response; correspondence with counsel for tolling party regarding settlement;	11/23/22	DSB	0.40
Correspondence with Mr. Pack regarding settlement negotiations for Young matter;	12/03/22	DSB	0.20
Conference with Receiver regarding settlement negotiations with Mr. Young; correspondence to Mr. Young's counsel regarding the same;	12/05/22	DSB	0.50
Settlement negotiations with various tolling parties;	12/07/22	DSB	0.50
Settlement negotiations with counsel for Mr. Young; conference with Receiver regarding the same;	12/09/22	DSB	0.40
Correspondence with Receiver and counsel for tolling/settling party regarding settlement;	12/12/22	DSB	0.30
Conference with Receiver regarding finalizing settlement; correspondence with counsel for tolling/settling party	12/13/22	DSB	0.50

IRS EMPLOYER NO. 84-0382505

**Holland & Hart LLP**

107333 Broadbent, David, as Receiver for Zurixx	Invoice No.	2043849
	H&H Ref. No.	3941473

regarding settlement payment;

Correspondence with settling parties regarding payment of settlement amounts; correspondence with Mr. Curtis regarding the same;	12/14/22	DSB	0.60
Analyze strategy for settlement of multiple disputes including tolled claims and filed claims; correspondence with multiple tolling parties regarding the same and tolling agreements; analyze settlements thus far and conferences with Mr. Curtis regarding the same;	12/20/22	DSB	3.30
Correspondence with Mr. Pack regarding Young settlement negotiations; conference with Receiver regarding the same; work on settlement agreement for Young matter;	12/21/22	DSB	1.30
Negotiations for settlement with multiple tolling parties; negotiations with counsel for Young regarding settlement; finalize draft of settlement agreement related to the same and forward to Receiver for approval and subsequently to opposing counsel for review; additional communications with opposing counsel regarding terms of settlement;	12/22/22	DSB	2.80
Negotiations with multiple tolling parties regarding settlements; analyze possible extensions of tolling agreements; correspondence with Mr. Pack regarding settlement negotiations in Young matter;	12/28/22	DSB	0.80
Negotiation of settlement in Young matter and correspondence with Receiver regarding the same; analyze status of negotiations in various disputes and potential need for extensions of tolling agreements;	12/29/22	DSB	0.80
Work on negotiations with tolled parties on potential settlement; work with Mr. Pack to finalize settlement with Mr. Young, and correspondence with Receiver regarding the same;	12/30/22	DSB	1.20
Conference with DSByers regarding status and strategy;	01/05/23	CAT	0.20
Work on report to court and conference with Receiver regarding the same; work on obtaining extensions to tolling agreements;	01/05/23	DSB	0.60
Work on negotiating settlements and extending tolling agreement with multiple parties;	01/06/23	DSB	1.50



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Negotiations with multiple tolling parties regarding settlement and extensions of tolling agreements; work with Mr. Curtis on report to court;	01/09/23	DSB	2.20
Negotiations with multiple tolling parties on possible settlements and obtaining extensions to tolling agreements;	01/10/23	DSB	1.80
Conferences with DSByers; update Tolling Agreements and log;	01/10/23	BBL	0.60
Negotiations with tolling parties regarding settlement and tolling agreements; correspondence with Receiver regarding the same; notice of hearing on motion to lift stay on claw back actions; conference with consumer regarding experience with Zurixx;	01/11/23	DSB	0.80
Negotiations with multiple tolling parties regarding settlement and extending tolling period; conferences with Receiver regarding strategy for the same and upcoming hearing on motion to lift stay;	01/12/23	DSB	1.20
Work on settlement negotiations and negotiations obtaining extensions to tolling agreements; conference with Receiver regarding the same;	01/13/23	DSB	0.80
Correspondence regarding confirmation of settlement payments received; review and analyze filed withdrawal of opposition to motion to lift stay;	01/23/23	DSB	0.60
Analyze litigation and settlement strategy related to remaining disputes, both filed and tolled;	01/24/23	DSB	1.20
Confirmation of receipt of settlement payments; conferences with tolling party regarding settlement negotiations;	01/25/23	DSB	0.60
Conferences with counsel for multiple tolling parties regarding possible settlement and other matters;	01/31/23	DSB	0.70

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**Total Current Fees: \$58,774.25**

IRS EMPLOYER NO. 84-0382505

**Holland & Hart LLP**

107333 Broadbent, David, as Receiver for Zurixx	Invoice No.	2043849
	H&H Ref. No.	3941473

**Timekeeper Summary**

<b>Timekeeper</b>	<b>Tkpr ID</b>	<b>Rate</b>	<b>Hours</b>	<b>Amount</b>
BBLarsen	2172	303.66	1.90	572.85
BBLarsen	2172	310.50	.60	186.30
DSByers (2022)	5654	441.00	118.10	52,082.10
DSByers (2023)	5654	486.00	12.00	5,832.00
CATalbot (2023)	5657	505.00	0.20	101.00
			<b>132.80</b>	<b>\$58,774.25</b>



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

**February 20, 2023**

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:	2043849 3941473 107333 DKBroadbent
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**Regarding: Matter No. 0003 - Third-Party Claw Back**

**Invoice Summary**

<b>Current fees</b>	<b>\$58,774.25</b>
<b>Current charges this invoice</b>	<b>\$58,774.25</b>

*This invoice may reflect changes to our billing rates that took effect on January 1, 2023.*

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”**

**Rocky Mountain Advisory LLC**  
 15 West South Temple, Suite 500  
 Salt Lake City, UT 84101  
 (801) 428-1600



February 09, 2023

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

**Invoice Number: 16291**  
 Invoice Period: 08-01-2022 - 01-31-2023

Payment Terms: Net 15

**RE: Zurixx**

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

### Time Details

Date	Staff Member	Description	Hours	Amount
08-04-2022	JHC	Prepared detailed listing of payments to entity for charitable contributions and provided to D. Byers.	0.50	130.00
08-09-2022	JG	Forward returns to receiver for signature.	0.20	43.00
08-10-2022	JHC	Reviewed Chinstrap consulting invoices and submitted for payment. Followed up with R. Erekson on payments and invoice. Prepared invoice for RMA services and submitted to D. Byers.	0.80	208.00
08-11-2022	JC	Correspond with Stretto regarding access to banking system. Deposit check into Stretto system.	0.20	43.00
08-11-2022	JHC	Prepared summary of clawback recoveries for D. Byers for fee application.	0.30	78.00
08-15-2022	JC	Prepare check for mailing and discuss the same with staff.	0.20	43.00
08-29-2022	RE	Prepare checks for professional fees and document for file.	0.20	14.00
08-29-2022	JHC	Analyzed transaction data for defendant in avoidance action matter, summarized findings and provided the same to D. Byers.	1.20	312.00
08-31-2022	RE	Prepared deposit of bond credit and documented for file.	0.10	7.00
09-13-2022	JG	E-file 2021 tax returns.	0.20	43.00
09-15-2022	KH	Prepared checks to be messengered to receiver for signature.	0.10	7.00
09-20-2022	JHC	Reviewed data for non-consumer accounts payable debts and information for such creditors relative to motion filed by Receiver. Email communications with D. Byers regarding the same.	0.90	234.00
09-22-2022	JHC	Worked on list of creditors and employee addresses for sending claims notices.	1.20	312.00
10-05-2022	JHC	Analyzed and compiled employee claim data for sending notices of claims form and deadline to creditors. Analyzed and compiled accounts payable claim data for notices to creditors of claims filing requirements. Provided reports to D. Byers for providing notice.	2.30	598.00
10-07-2022	JHC	Searched for information on Property Farm payments and	0.60	156.00

<b>Date</b>	<b>Staff Member</b>	<b>Description</b>	<b>Hours</b>	<b>Amount</b>
		telesales as a percentage of total sales and provided preliminary analysis to D. Byers.		
10-26-2022	JG	Prepare tax tracking template for 2023.	0.20	43.00
11-01-2022	JHC	Met with and directed K. Howell on mailing of claims. Reviewed creditor data. Email communications with D. Byers.	0.70	182.00
11-01-2022	KH	Prepared mailing of claims information and claim forms to vendors and employees that may have a claim	0.50	35.00
11-02-2022	KH	Prepared mailings to vendors and employees who want to submit a claim.	0.30	21.00
11-02-2022	JHC	Communications with K. Howell and D. Byers regarding distribution of claims forms and documentation. Prepared creditor data for mailing of notices and claim forms. Directed K. Howell in adding additional data and preparing for distribution. Reviewed data from B. Larson and added additional email addresses for distribution.	3.10	806.00
11-03-2022	KH	Prepared mailing of claims information and claim forms to vendors and employees that may have a claim	2.50	175.00
11-04-2022	KH	Prepared mailing to vendors and employees who want to submit a claim.	1.30	91.00
11-07-2022	KH	Prepared mailing to vendors and employees who want to submit a claim.	0.50	35.00
11-09-2022	KH	Prepared mailing of claims information and claim forms to vendors and employees that may have a claim	1.20	84.00
11-09-2022	JHC	Call with Puerto Rico bank to confirm wire instructions. Prepared email to potential creditors and sent claims information and claim form to all known email addresses. Call with D. Broadbent and D. Byers on potential additional claimants. Reviewed potential claimants and directed K. Howell in sending claims forms via mail.	2.40	624.00
11-10-2022	JHC	Researched additional creditor data for providing notice of claims process and claims forms and compiled the same. Directed K. Howell in sending claim information and forms to additional creditors.	0.60	156.00
11-10-2022	KH	Prepared mailing of claims information and claim forms to vendors and employees that may have a claim	0.30	21.00
11-15-2022	KH	Prepared mailing to vendors and employees who want to submit a claim.	0.50	35.00
11-15-2022	JHC	Reviewed and recorded settlement payment. Emails with D. Byers on recording of settlement payment and nature of payment.	0.50	130.00
11-21-2022	KH	Prepared mailing of claims information and claim forms to vendors and employees that may have a claim	0.10	7.00
11-22-2022	KH	Prepared mailing of claims information and claim forms to vendors and employees that may have a claim. Mailed all claim information and claim forms to potential creditors. Ensured completeness of mailing.	7.80	546.00
12-07-2022	RE	Generate payment to Databank Holdings for November and December and document for file.	0.20	14.00
12-20-2022	JHC	Received and recorded incoming wires (.2). Prepared summary of deposits received from settlement since June 2022 and provided to D. Byers (.3).	0.50	130.00
12-20-2022	RE	Prepare vendor checks for signature and document for the file. Communications with receiver regarding same.	0.30	21.00

Date	Staff Member	Description	Hours	Amount
01-12-2023	RE	Resolve storage payment issues with vendor. Prepare checks for vendor payments for Receiver's signature and document for the file.	0.50	45.00
01-17-2023	JG	Analyze for and review 1099 filings.	1.10	264.00
01-18-2023	HD	Updated spreadsheet with 1099 data after reviewing W-9s.	0.20	51.00
01-24-2023	JHC	Call with D. Broadbent, D. Byers and C. Talbot on case wind down and notice to creditors. Searched for email providing notice of claims to Utah State Tax Commission and provided to Receiver.	0.40	124.00
			<b>Total</b>	<b>5,868.00</b>

**Time Summary**

Staff Member	Hours	Rate	Amount
Heather Denison	0.20	255.00	51.00
John H. Curtis	16.00	261.25	4,180.00
Jordan Colohan	0.40	215.00	86.00
Josh Gifford	1.70	231.18	393.00
Kaytee Howell	15.10	70.00	1,057.00
Raani Ereksion	1.30	77.69	101.00
<b>Total</b>			<b>5,868.00</b>

**Expense Summary**

Expense	Amount
Copies	784.50
Overnight Expenses	66.93
PACER	3.10
Postage	174.68
Storage Expenses	239.00
Supplies	62.88
Supplies - Tax Forms	113.25
Website Domain Renewal	1,903.73
Website Hosting Expenses	3,583.90
<b>Total Expenses</b>	<b>6,931.97</b>

<b>Total for this Invoice</b>	12,799.97
<b>Previous Invoice Balance</b>	18,089.39
Payment - 10362 on 09-20-2022	(18,089.39)
<b>Total Amount to Pay as of 02-09-2023</b>	<b>12,799.97</b>

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

February 09, 2023

**Rocky Mountain Advisory LLC**  
 15 West South Temple, Suite 500  
 Salt Lake City, UT 84101

**Invoice Number: 16291**  
 Invoice Period: 08-01-2022 - 01-31-2023

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**REMITTANCE COPY**

**RE: Zurixx**

<b>Fees</b>	5,868.00
<b>Expenses</b>	6,931.97
<b>Total for this Invoice</b>	12,799.97
<b>Previous Invoice Balance</b>	18,089.39
Payment - 10362 on 09-20-2022	(18,089.39)
<b>Total Amount to Pay as of 02-09-2023</b>	<b>12,799.97</b>

<b>Project</b>	<b>Balance Due</b>
Zurixx	12,799.97
<b>Total Amount to Pay</b>	<b>12,799.97</b>

**Open Invoices and Credits**

<b>Date</b>	<b>Transaction</b>	<b>Project</b>	<b>Amount</b>	<b>Applied</b>	<b>Balance</b>
02-09-2023	Invoice 16291	Zurixx	12,799.97		12,799.97
				<b>Balance</b>	<b>12,799.97</b>



# **EXHIBIT ‘D’**

HOLLAND & HART LLP  
Doyle S. Byers, #11440  
Cory A. Talbot, #11477  
Engels J. Tejada, #11427  
Michelle L. Quist, #13559  
222 S. Main Street, Suite 2200  
Salt Lake City, Utah 84101  
Telephone: (801) 799-5800  
Facsimile: (801) 799-5700

*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><b>ORDER APPROVING RECEIVER’S NINTH APPLICATION FOR COMPENSATION AND REIMBURSEMENT OF EXPENSES FOR THE RECEIVER AND RETAINED PROFESSIONALS</b></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”), filed his Ninth Application for Compensation and Reimbursement of Expenses for the Receiver and Retained Professionals (Dkt. No. \_\_\_; the “Motion”) on February 22, 2023.

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.<sup>1</sup>

DATED this \_\_\_\_\_ day of February, 2023.

BY THE COURT:

\_\_\_\_\_  
Honorable Dale A. Kimball  
U.S. District Court Judge

20485393\_v1

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