

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLORADO**

Civil Action No. 1:19-cv-02594-RM-STV

UNITED STATES SECURITIES AND EXCHANGE COMMISSION,

Plaintiff,

v.

MEDIATRIX CAPITAL INC., *et al.*,

Defendants,

and

MEDIATRIX CAPITAL FUND LTD, *et al.*,

Relief Defendants.

**MOTION FOR ORDER APPROVING AND AUTHORIZING PAYMENT OF
RECEIVER'S AND PROFESSIONALS' FEES AND COSTS
FROM OCTOBER 1, 2024 THROUGH DECEMBER 31, 2024**

TO ALL PARTIES AND THEIR COUNSEL OF RECORD:

Mark B. Conlan of Gibbons P.C., as receiver ("**Receiver**"), by and through his counsel, hereby moves this Court for an order approving and authorizing payment of Receivership fees and costs incurred for the period from October 1, 2024 through the end of the fourth quarter, December 31, 2024 (the "**Thirteenth Expense Period**" or "**Q4 2024**"). The Receiver specifically moves the Court for an order approving and authorizing payment of Receivership fees and reimbursement of costs (the "**Motion**" or the "**Quarterly Fee Application**") as follows:

a) Receiver's fees of \$1,470.00 in connection with services described in detail below as well as on the Receiver's invoice attached as Exhibit A to the Declaration of Mark B. Conlan filed contemporaneously herewith (the "**Conlan Declaration**");

b) Receiver's counsel Gibbons P.C.'s ("**Gibbons**") fees of \$82,270.00 and Gibbons' costs of \$21.00, for a total of \$82,291.00 in connection with services described in detail below as well as on the Gibbons invoice attached as Exhibit A to the Declaration of David N. Crapo filed contemporaneously herewith (the "**Crapo Declaration**") and together with the Conlan Declaration (the "**Conlan and Crapo Declarations**");

c) Receiver's accountants, Rocky Mountain Advisory, LLC's ("**RMA**"), fees of \$2,487.00 and RMA's costs of \$42.00 for a total of \$2,529.00 in connection with services described in detail below as well as on RMA's invoice attached as Exhibit B to the Conlan Declaration.

INTRODUCTION

This is the Thirteenth Quarterly Fee Application pursuant to the Receiver Order (as defined below), and covers the Thirteenth Expense Period, from October 1, 2024 through December 31, 2024. The Motion is based on the memorandum of points and authorities below, the Conlan and Crapo Declarations, upon the pleadings, records and files of the Court in this case of which the Receiver requests the Court to take judicial notice, including without limitation the *Report of Receiver's Activities from October 1, 2024 through December 31, 2024* [ECF No. 506] (the "**Receiver's Thirteenth Report**") and such other evidence as may be provided by the Receiver in support of the Motion.

The Motion is made pursuant to paragraphs 45-48 of the Order Appointing Receiver (ECF No. 153) (the “**Receiver Order**”).¹ Paragraph 45 of the Receiver Order specifically provides for the Receiver to apply for compensation and expense reimbursement on a quarterly basis from Receivership Funds within 75 days after the end of each calendar quarter.

**STATEMENT REGARDING DUTY TO CONFER
PURSUANT TO D.C. COLO. LCivR 7.1(a)**

Pursuant to paragraph 45 of the Receiver Order, the Receiver is required to serve upon counsel for the United States Securities and Exchange Commission (“**SEC**” or “**Plaintiff**”) a complete copy of the Motion, together with all exhibits and relevant billing information in a format approved by the SEC within 30 days prior to filing the Motion. The SEC has indicated that it has no objection to this Motion.

We have advised the following parties or their counsel of this Quarterly Fee Application in advance: the SEC; Mediatrix Capital Inc., Blue Isle Markets Inc., Blue Isle Markets Ltd., Bryant E. Sewall, Hanna Ohonkova Sewall, Michael S. Young, Maria C. Young, Salve Regina Trust, West Beach LLC, TF Alliance LLC, Hase Haus LLC and Casa Conejo LLC, as well as to counsel for defendant Michael S. Stewart and *pro se* relief defendant Victoria M. Stewart. We have been advised by counsel for the SEC, and counsel for the Sewalls; Mediatrix Capital Inc., Blue Isle Markets Inc., and Blue Isle Markets Ltd. that their clients have no objection to the Quarterly Fee Application. We have also been advised by counsel for the Youngs, Salve Regina Trust, West Beach LLC, TF Alliance LLC, Hase Haus LLC and Casa Conejo LLC that they have no objection to the Quarterly Fee Application. We did not receive a response from the Stewarts.

¹ Capitalized terms not otherwise defined herein have the meaning ascribed to such terms in the Receiver Order.

The Receiver Order requires that the Court rule on the Motion for the payment of the Receiver's fees and expenses and those of its counsel and other professionals [ECF No. 153]. In addition the Receiver Order specifies certain procedures in connection with the Quarterly Fee Application for approval and authorization for Receiver's fees and cost reimbursement as generally described above and as set forth in detail at paragraphs 45-48 of the Receiver Order.

**MEMORANDUM OF POINTS AND AUTHORITIES,
STATEMENT OF FACTS AND SUMMARIES OF SERVICES**

Introduction and Statement of Facts

On September 11, 2020 the Court entered the Receiver Order appointing Brick Kane of Robb Evans & Associates LLC (the “**Original Receiver**”) as receiver over the (1) Entity Defendants; (2) the Receivership Assets of the Individual Defendants; and (3) the Recoverable Assets of the Receivership Relief Defendants. [ECF No. 153 at p. 2.] The Receiver Order provides that “[t]he Receiver shall have all powers, authorities, rights and privileges heretofore possessed by the officers, directors, managers and general and limited partners of the Receivership Defendants and the Receivership Relief Defendants under applicable state and federal law, by the governing charters, by-laws, articles and/or agreements in addition to all powers and authority of a receiver at equity, and all powers conferred upon a receiver by the provisions of 28 U.S.C. §§ 754, 959 and 1692, and Federal Rule of Civil Procedure 66.” (*Id.* at ¶ 1.)

On October 20, 2021, a docket order was entered substituting Mark Conlan of Gibbons P.C. as Receiver in this case, to function under the terms and conditions of the existing Receiver Order. (the “**Appointment Order**”) [ECF No. 284]

The Original Receiver’s duties and responsibilities under the Receiver Order required him to, among other things, identify, account for, and preserve and protect Receivership assets. To that

end, the Receiver Order allowed him to “engage and employ persons in his discretion to assist him in carrying out his duties and responsibilities [under the Receiver Order], including, but not limited to ... attorneys ...” (*Id.* at ¶ 4.F.)

SUMMARY OF SERVICES BY RECEIVER AND HIS COUNSEL, GIBBONS P.C.

Litigation; Business Operations; Fee Applications; Status Reports; Case Administration; Relief from Stay; Tax Issues

During the Thirteenth Expense Period, the Receiver has communicated with personnel from the offices of the Plaintiff, offices of counsel for certain Defendants, and *pro se* Defendants. The Receiver and his staff also communicated with various parties regarding avoidance claims, real property assets, personal property assets, and other assets. The Receiver has also responded to investor inquiries.

During the Thirteenth Expense Period, Receiver’s counsel prepared and filed the *Report of Receiver’s Activities from July 1, 2024 through September 30, 2024* [ECF No. 490] and *Motion for Order Approving and Authorizing Payment of Receiver’s and Professionals’ Fees and Costs from July 1, 2024 through September 30, 2024* [ECF No. 493] (the “**Q3 Fee Application**”). The Q3 Fee Application was approved by Order dated December 6, 2024 [ECF 498].

To provide investors and other interested parties with timely information regarding the status of the receivership, the Receiver and his team engaged a web designer in January 2022 to develop a receivership website (<https://mediatrixreceivership.com>). The paraprofessionals of Receiver’s counsel have been maintaining and updating the website throughout the period to reflect significant activity in matters related to the receivership.

By Order entered on February 14, 2023 [ECF No. 398] (the “**Investment Order**”), the Court approved the *Receiver’s Unopposed Motion for an Order Authorizing Receiver to Invest*

Receivership Funds. [ECF No. 397]. The Investment Order authorized the Receiver to deposit Receivership Funds with Wilmington Trust, N.A./M&T Bank and to invest those funds in government issued short-term debt securities in the form of Treasury Bills (or “**T-Bills**”). During Q4 2024, the Receiver’s investments through that program generated \$300,504.00 in interest income. Since the Investment Order was entered, the Receiver has generated \$2,510,761.00 in interest income for the benefit of the Receivership Estate.

To date the Receiver has collected a total of \$843,683.00 in settlement payments in avoidance actions of which \$12,232.00 was received during the Thirteenth Expense Period. The Receiver has also continued to identify and analyze data and discovery as well as perform legal research in support of other causes of action.

During Q4 2024, the Receiver engaged in communications with counsel for investors seeking to commence a derivative action against Equiti UK and Equiti Armenia, as well as counsel for the Equiti entities. The derivative action was commenced by those investors in the District of Colorado on July 4, 2024, Case No. 24-cv-912 (RM)

On September 21, 2023, the Receiver commenced an ancillary action in the United States District Court for the District of Colorado against seven defendants to void and recover certain asset transfers that occurred in violation of the Court’s asset freeze orders. *Conlan v. Roach, et al.*, Civil Action No. 1:23-cv-02460-STV. The complaint, which was preceded by significant due diligence, alleges that proceeds of the fraudulent scheme underlying the main SEC civil action were funneled to Keystone Business Trust (“**Keystone**”), a Massachusetts business trust created by Michael Stewart (a defendant in the SEC action) and his spouse, Victoria Stewart. (Victoria Stewart and Keystone Business Trust are named as relief defendants in the SEC Action).

The ancillary complaint alleges that the Stewarts used a portion of these proceeds to fund Keystone's purchase of two parcels of real property in Arizona. The ancillary complaint further alleges that the Stewarts and Keystone did not disclose the Arizona properties to the SEC or the Court. Instead, within days after the Court imposed the asset freeze, they caused the properties to be transferred to defendant Wind River Jiroch, LLC, a Wyoming limited liability company owned by the Stewarts' long-time attorney, ancillary defendant James Roach II. Thereafter, Roach facilitated various transactions by which the properties or their proceeds were transferred to the remaining defendants (in the ancillary action) and others.

The ancillary complaint seeks to avoid the transfers of the properties under the Uniform Fraudulent Transfer Act and to recover damages against Wind River Jiroch, as the first transferee of the properties; Roach and his law firm, Jiroch Tax Law, PLC, as persons for whose benefit the transfers were made; and Wind River Jiroch, as trustee of the A.L.A. Trust, Shawn Stewart, Aaron Stewart, Kathleen Stewart, and T Squared Contractors LLC, as subsequent transferees of the fraudulent transfers. The Receiver also has asserted claims for unjust enrichment against all ancillary defendants.

On October 15, 2024, Roach and related defendants filed a motion to transfer venue of the ancillary action to the United States District Court for the District of Arizona. The Receiver has opposed the motion. The district court has granted two unopposed motions by the Receiver to hold the motion to transfer venue in abeyance and to extend discovery deadlines to facilitate settlement discussions between the Receiver and all remaining defendants. A trial date has not been set.

The Receiver has settled the claims against ancillary defendant Shawn Stewart, and the Complaint has been dismissed as to that defendant. The Receiver recently entered into written settlement agreements with defendants James Roach II, Wind River Jiroch LLC and Jiroch Tax Law PLC (the “**Roach Parties**”), and defendants Kathleen Stewart and Aaron Stewart (the “**Stewart Parties**”). The Receiver anticipates that, on or before February 28, 2025, after certain conditions have been met, the Receiver will file: (1) Stipulations of Dismissal as to all claims against the Roach Parties and the Stewart Parties; and (2) a Notice of Dismissal as to the remaining defendant, T Squared Contractors LLC, which will conclude the ancillary proceeding.

SUMMARY OF SERVICES BY OTHER RECEIVER PROFESSIONALS

Rocky Mountain Advisory LLC

The majority of RMA’s services provided during the Thirteenth Expense Period were related to Receivership operations and included but are not limited to the following: preparation of financial exhibits to the Quarterly Report for the 3rd Quarter of 2024; communications with the Receiver and his counsel at Gibbons; accounting services such as receipt of funds and preparation of payments to vendors and professionals; work on tax-related matters, including preparation and submission of estimated quarterly tax payments; analysis of investor data; analysis of bank and financial documents; as well as maintaining the Receivership Estate’s books and records. For additional detail, please see time entries on Exhibit B to the Conlan Declaration.

Receiver Order Requirements for Applications for Compensation

Paragraph 45 of the Receiver Order provides for the Receiver to apply for compensation and expense reimbursement on a quarterly basis from Receivership Funds within 75 days after the end of each calendar quarter. Further, paragraph 45 provides that 30 days prior to the filing of

such motion, the Receiver is required to serve upon counsel for the SEC a complete copy of the motion, together with all declarations, exhibits and relevant billing information in a format approved by the SEC, which the Receiver has done.

Paragraph 46 of the Receiver Order provides that all Quarterly Fee Applications will be interim and subject to cost benefit and final reviews at the close of the Receivership. Paragraph 48 of the Receiver Order provides, among other things, that each Quarterly Fee Application shall comply with the terms of the Billing Instructions provided by the SEC to the Receiver; shall represent that the fees and expenses were incurred in the best interests of the Receivership Estate; and that the Receiver has not entered into any agreement with any person or entity concerning the amount of any compensation paid or to be paid from the Receivership Estate, or any sharing thereof. The requisite certifications are contained in the Conlan and Crapo Declarations.

**FEES AND COSTS OF THE RECEIVER AND
HIS PROFESSIONALS ARE REASONABLE**

It is a fundamental tenet of receivership law that expenses of administration incurred by the receiver, including those of the receiver, his counsel and others employed by him, constitute priority expenses for which compensation should be paid from the assets of the receivership. As explained in the leading treatise CLARK ON RECEIVERS:

The obligations and expenses which the court creates in its administration of the property are necessarily burdens on the property taken possession of, and this, irrespective of the question who may be the ultimate owner, or who may have the preferred lien, or who may invoke the receivership. The appointing court pledges its good faith that all duly authorized obligations incurred during the receivership shall be paid.

2 Clark, Ralph Ewing, *A Treatise on the Law and Practice of Receivers* § 637, p. 1052 (3rd ed. Rev. 1992).

The Receiver is an officer of the Court charged with a myriad of duties under the Receiver Order. Many of those duties, particularly at the outset of the appointment, do not lead to the direct and immediate recovery of assets or increase in the funds available for distribution to creditors. Because of the nature of the administrative and other services required in receiverships, the benefit a receiver confers on receivership property cannot be determined based solely on the increase or decrease in the value of property in the receiver's possession. As the Court explained in *Securities and Exchange Comm'n v. Elliott*, 953 F. 2d 1560, 1577 (11th Cir. 1992):

[I]t is sometimes difficult to ascertain what type of benefits a receiver has bestowed on receivership property [A] benefit to a secured party may take more subtle forms than a bare increase in monetary value. Even though a receiver may not have increased, or prevented a decrease in, the value of the collateral, if a receiver reasonably and diligently discharges his duties, he is entitled to compensation. [Citations omitted.]
Id at 1577.

The Court has broad discretion in determining the reasonableness of fees to be awarded a receiver. See *In re San Vicente Medical Partners Ltd.*, 962 F. 2d 1402, 1409-1410 (9th Cir. 1992). The Court may evaluate the time and effort expended by the Receiver with respect to specific projects and aspects of the administration of the estate, and may look to a number of different factors under the case law in approving receiver's and counsel's fees. *Id.* at 1409-1410.

This Motion establishes that during the Thirteenth Expense Period, the Receiver and his professionals rendered reasonable, necessary and valuable services for the Receivership Estate that were beneficial to the Receivership Estate and the parties in interest. As demonstrated herein, including the supporting declarations and exhibits, the Receiver and his professionals have performed substantial and wide-ranging tasks that were beneficial to the Receivership Estate, including directly bringing funds into the Receivership Estate so that these funds could not be

diverted, misused or concealed.. *See Federal Trade Comm'n v. Capital Acquisitions & Mgmt. Corp.*, 2005 U.S. Dist. LEXIS 18504 (N.D. Ill. August 26, 2005). The Receiver submits the fees are reasonable in light of the services rendered, and the fees and costs requested should be awarded in their entirety.

The Receiver has sufficient funds on hand to pay the fees and costs incurred through December 31, 2024 and requested in the Motion. Based on the cash on hand reported in the Receiver's Thirteenth Report, the Receivership Estate was holding \$25,807,798.00 reflecting an increase of \$192,132.00 in cash over the Q3 2024 net closing balance. There are accrued and unpaid fees and costs totaling \$86,289.00 for Q4 2024.

CONCLUSION

The Receiver respectfully requests that the Court grant the Motion in its entirety, authorize and approve for payment all of the fees incurred by the Receiver and his professionals as set forth herein and enter the proposed order submitted concurrently herewith.

Respectfully submitted,

Dated: February 20, 2025

GIBBONS P.C.

By: /s/ David N. Crapo

David N. Crapo

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Counsel to Mark B. Conlan, as Receiver

CERTIFICATE OF SERVICE

I hereby certify that on February 20, 2025, I caused the foregoing to be electronically filed by means of the CM/ECF system which will send notification of such filing to parties or counsel registered with CM/ECF.

Further on the same date, I certify that I have caused the foregoing to be emailed to the parties as indicated on the attached service list.

Further on the same date, I certify that I have caused a copy of the foregoing to be mailed to the following non-CM/ECF participant: Aaron Stewart, 23800 North 73rd Place, Scottsdale, AZ 85255.

/s/ David N. Crapo _____

SERVICE LIST**VIA CM/ECF and EMAIL**

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*Designation: Public Defender or Community
Defender Appointment on behalf of Michael
S. Stewart*

Victoria M. Stewart (Pro Se)
32531 N. Scottsdale Road
Scottsdale, Arizona 85266
vstewart1989@gmail.com

*Relief Defendant***VIA U.S. MAIL**

Aaron Stewart
23800 North 73rd Place
Scottsdale, AZ 85255

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLORADO**

Civil Action No. 1:19-cv-02594-RM-STV

UNITED STATES SECURITIES AND EXCHANGE COMMISSION,

Plaintiff,

v.

MEDIATRIX CAPITAL INC., *et al.*,

Defendants,

and

MEDIATRIX CAPITAL FUND LTD, *et al.*,

Relief Defendants.

**DECLARATION OF MARK B. CONLAN, ESQ., RECEIVER, IN SUPPORT OF THE
MOTION FOR ORDER APPROVING AND AUTHORIZING PAYMENT OF
RECEIVER'S AND PROFESSIONALS' FEES AND COSTS
FROM OCTOBER 1, 2024 THROUGH DECEMBER 31, 2024**

I, Mark B. Conlan, of full age, hereby declares, under penalty of perjury pursuant to 28 U.S.C. § 1746, as follows:

1. I am a Director with the firm of Gibbons P.C. and the Court-appointed Receiver in the above-captioned case pursuant to the Court's Order entered on October 20, 2021 [ECF No. 284] ("**Substitute Appointment Order**"). I have personal knowledge of the matters set forth in this declaration and if I were called upon to testify as to these matters I could and would competently testify thereto.

2. This Declaration is submitted in support of the *Motion for Order Approving and Authorizing Payment of Receiver's and Professionals' Fees and Costs from October 1, 2024 through December 31, 2024* (the "**Thirteenth Quarterly Fee Application**").

3. The Substitute Appointment Order directs me to function under the terms and conditions of the existing Order Appointing Receiver [ECF No. 153] ("**Receiver Order**").

4. Upon my appointment on October 20, 2021, I selected Gibbons P.C. to act as my counsel, effective the same date. On November 1, 2021, upon motion, the Court authorized the retention of Gibbons in the *Order Granting Unopposed Motion of Receiver, Mark B. Conlan, for Order Authorizing Employment of Gibbons P.C. as Counsel for the Receiver Nunc Pro Tunc to October 20, 2021* [ECF No. 291]. The invoice for Gibbons services in the Thirteenth Expense Period¹ is attached as Exhibit A to the Declaration of David N. Crapo filed contemporaneously herewith.

5. Attached hereto as Exhibit A is a true and correct copy of the Receiver's invoice for fees of \$1,470.00 for the Thirteenth Expense Period.

6. Attached hereto as Exhibit B is a true and correct copy of the Receiver's accountants, Rocky Mountain Advisory, LLC's ("**RMA**"), invoice for RMA's fees of \$2,487.00 and RMA's costs of \$42.00 for a total of \$2,529.00 for the Thirteenth Expense Period.

7. In accordance with the Receiver Order, I certify that the Thirteenth Quarterly Fee Application complies with the terms of the Billing Instructions provided by the SEC to the Receiver.

¹ Capitalized terms not otherwise defined herein shall have the meaning ascribed to them in the Thirteenth Quarterly Fee Application.

8. Further, I certify that the fees and costs in the Thirteenth Quarterly Fee Application were incurred in the best interests of the Receivership Estate.

9. Further, I certify that I have not entered into any agreement with any person or entity concerning the amount of any compensation paid or to be paid from the Receivership Estate, or any sharing thereof.

I declare under penalty of perjury that the foregoing is true and correct and that this declaration was executed on February 20, 2025 at Newark, New Jersey.

By: /s/ Mark B. Conlan, Esq.
Mark B. Conlan, Esq.

EXHIBIT A

pg 5 of 13
Gibbons P.C.

Time Detail

Run Date: 2/6/2025

Client/Matter: 117199 106197	Mark Conlan Mark Conlan in his capacity as SEC Receiver for Mediatrix Capital Inc., et al.
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Tran Date	Description Of Services	Task Code	Tkpr	Initials	Hours	Value
10/07/2024	E-mails with J. Gifford re: Amending CO State Tax return.	B70	02062	MC2	0.10	\$35.00
	Sub-Total For Task:	B70			0.10	\$35.00
		Tax Issues				
12/06/2024	Review Q3 2024 Fee Order; e-mails with RMA re: processing payment of same.	B58	02062	MC2	0.10	\$35.00
	Sub-Total For Task:	B58			0.10	\$35.00
		Fee Applications				
11/07/2024	Review and process invoice for PageOne date hosting.	B53	02062	MC2	0.10	\$35.00
11/25/2024	E-mails with R. Ereksen re: funding for estimated tax payments and Q3 fees.	B53	02062	MC2	0.20	\$70.00
11/25/2024	Prepare Written Direction for fund transfer to EWB for estimated tax payments and Q3 fees, e-mails with G Borak, J. Curtis and R. Ereksen re: same.	B53	02062	MC2	0.20	\$70.00
11/25/2024	E-mails with Wilmington Trust re: transfer of funds to EWB for estimated tax payments and Q3 fees.	B53	02062	MC2	0.10	\$35.00
	Sub-Total For Task:	B53			0.60	\$210.00
		Case Administration				
10/01/2024	Attending to Q2 fee payments and wire transfers.	B52	02062	MC2	0.20	\$70.00
10/07/2024	Attend to e-mails re: data hosting invoice.	B52	02062	MC2	0.10	\$35.00
10/08/2024	Update account balances.	B52	02062	MC2	0.10	\$35.00
10/09/2024	Review and approve payment of RMA Q2 Fee claim.	B52	02062	MC2	0.10	\$35.00
10/11/2024	E-mails with D. Whitford and R. Ereksen re: payment of data hosting invoice.	B52	02062	MC2	0.10	\$35.00
10/11/2024	Review maturing T-Bills; e-mails with M&T Financial re: obtaining indications for rolling T-Bills.	B52	02062	MC2	0.20	\$70.00
10/11/2024	Prepare written direction letters for M&T Financial for rolling over T-Bill purchases; e-mails with bank re: same.	B52	02062	MC2	0.40	\$140.00
10/11/2024	Review T-Bill trade receipts; update spreadsheet re: same; calendar next rollover.	B52	02062	MC2	0.20	\$70.00
10/15/2024	Telephone call with EWB re: settlement check made out to wrong party.	B52	02062	MC2	0.10	\$35.00
10/15/2024	Telephone call with EWB re: check from Autumn Gold need to be re-issued, e-mails re: same.	B52	02062	MC2	0.10	\$35.00
10/16/2024	Review and approve payment request from Page One (data hosting invoice).	B52	02062	MC2	0.10	\$35.00
10/21/2024	Update account balances.	B52	02062	MC2	0.20	\$70.00
10/29/2024	Review RMA Q3 invoice.	B52	02062	MC2	0.10	\$35.00
11/01/2024	Review Freedom Bank October statement.	B52	02062	MC2	0.10	\$35.00
11/07/2024	E-mails with L. Misner at M&T re: maturing T-Bills.	B52	02062	MC2	0.10	\$35.00
11/08/2024	Review October 2024 EWB Statement.	B52	02062	MC2	0.10	\$35.00
11/11/2024	Update account balances, prepare written direction for maturing T-Bills, attend to e-mails with M&T Financial re: same.	B52	02062	MC2	0.30	\$105.00
11/12/2024	E-mails with M&T Financial re: T-Bill trade confirmation	B52	02062	MC2	0.10	\$35.00
11/12/2024	Update account balances.	B52	02062	MC2	0.10	\$35.00
12/04/2024	Update account balances.	B52	02062	MC2	0.10	\$35.00
12/16/2024	E-mails with M&T Financial re: maturing T-Bills.	B52	02062	MC2	0.10	\$35.00
12/17/2024	Draft written direction letters for maturing T-Bills; e-mails with M&T Financial re: same.	B52	02062	MC2	0.30	\$105.00
12/18/2024	Attend to e-mails with M&T Financial re: T-Bill purchase confirmation; update spreadsheet re: same.	B52	02062	MC2	0.10	\$35.00
	Sub-Total For Task:	B52			3.40	\$1,190.00
		Business Operations				
Total For Matter:					4.20	\$1,470.00
Totals For Client:					4.20	\$1,470.00

Gibbons P.C.

Time Summary
Run Date: 2/6/2025

Client/Matter: 117199	Mark Conlan
106197	Mark Conlan in his capacity as SEC Receiver for Mediatrix Capital Inc., et al.

Atty Code	Initials	Attorney Name	Position	Hours	Avg Rate	Value
02062	MC2	Conlan, Mark	Director	4.20	\$350.00	\$1,470.00
Totals:				4.20		\$1,470.00

Gibbons P.C.

Fee Application

Run Date: 2/6/2025

Client/Matter:	117199	Mark Conlan
	106197	Mark Conlan in his capacity as SEC Receiver for Mediatrix Capital Inc., et al.

Task/ Code	Description Of Services	Hours	Value
B70	Tax Issues	0.10	\$35.00
B58	Fee Applications	0.10	\$35.00
B53	Case Administration	0.60	\$210.00
B52	Business Operations	3.40	\$1,190.00
Totals:		4.20	\$1,470.00

Gibbons P.C.

Fee Application

Run Date: 2/6/2025

Client/Matter:	117199	Mark Conlan
	106197	Mark Conlan in his capacity as SEC Receiver for Mediatrix Capital Inc., et al.

Task Code	Description Of Services	Hours	Value
<u>B70</u>	<u>Tax Issues</u>		
	02062 Conlan, Mark	0.10	\$35.00
B70	Tax Issues	0.10	\$35.00
<u>B58</u>	<u>Fee Applications</u>		
	02062 Conlan, Mark	0.10	\$35.00
B58	Fee Applications	0.10	\$35.00
<u>B53</u>	<u>Case Administration</u>		
	02062 Conlan, Mark	0.60	\$210.00
B53	Case Administration	0.60	\$210.00
<u>B52</u>	<u>Business Operations</u>		
	02062 Conlan, Mark	3.40	\$1,190.00
B52	Business Operations	3.40	\$1,190.00
Totals:		4.20	\$1,470.00

EXHIBIT B

Rocky Mountain Advisory, LLC

15 W South Temple
Suite 500
Salt Lake City UT 84101
United States of America



a **marshall + stevens** company

Mark Conlan, Receiver
Via Electronic Mail
mconlan@gibbonslaw.com

January 01, 2025

Invoice Number : 205841

Payment Terms: Net 15 Days

RE: Mark Conlan, Receiver : Mediatrix Capital

TIME DETAILS

DATE	STAFF MEMBER	DESCRIPTION	HOURS	RATE	AMOUNT
<u>CASE ADMINISTRATION</u>					
10/9/2024	Raani Erikson	Generate payment of fee application (.1). Research settlement payment for receiver and respond (.1).	0.20	110.00	22.00
10/11/2024	Raani Erikson	Research settlement payments for receiver and respond.	0.20	110.00	22.00
10/16/2024	John Curtis	Reviewed quarterly report and provided comments to H. Denison.	0.70	365.00	255.50
10/28/2024	John Curtis	Reviewed quarterly report submitted to Receiver (.4). Reviewed and approved invoice for quarterly fees and submitted to M. Conlan (.3).	0.70	365.00	255.50
11/6/2024	Raani Erikson	Post settlement payment and communicate with Receiver.	0.10	110.00	11.00
11/7/2024	Raani Erikson	Generate check to vendor, document and mail.	0.10	110.00	11.00
11/14/2024	Raani Erikson	Deposit settlement payment, document, and communications with receiver.	0.10	110.00	11.00
11/15/2024	John Curtis	Searched for investor addresses and contact information and updated M. Conlan.	0.40	365.00	146.00
11/25/2024	John Curtis	Communications with M. Conlan on transfer of funds for various payments (.1). Reviewed accounts to estimate amount to be transferred and verified wire instructions (.5).	0.60	365.00	219.00
12/3/2024	Raani Erikson	Post and deposit settlement payments.	0.20	110.00	22.00
12/10/2024	Raani Erikson	Prepare payment of approved fees for Twelfth Interim Fee Application (.3). Communications with receiver (.2). Overnight payments to receiver's office (.1).	0.60	110.00	66.00
12/20/2024	Raani Erikson	Deposit settlement payments, communications with receiver, and document all for the file.	0.30	110.00	33.00
12/31/2024	Raani Erikson	Prepare deposit and document.	0.20	110.00	22.00
Sub Total :			4.40		1,096.00

TAX WORK / ISSUES

Rocky Mountain Advisory, LLC

15 W South Temple
Suite 500
Salt Lake City UT 84101
United States of America



a **marshall + stevens** company

Mark Conlan, Receiver
Via Electronic Mail
mconlan@gibbonslaw.com

January 01, 2025

Invoice Number : 205841

Payment Terms: Net 15 Days

RE: Mark Conlan, Receiver : Mediatrix Capital

TIME DETAILS

DATE	STAFF MEMBER	DESCRIPTION	HOURS	RATE	AMOUNT
10/7/2024	Josh Gifford	Email M. Conlan regarding amending CO tax returns.	0.30	275.00	82.50
10/31/2024	John Curtis	Searched files and documents for tax ID numbers for defendants per Receiver's request (.3). Identified tax identification numbers for defendant entities and provided to M. Conlan (.2).	0.50	365.00	182.50
11/25/2024	Josh Gifford	Prepare tax tracking list for 2024 tax returns.	0.10	275.00	27.50
Sub Total :			0.90		292.50

LITIGATION CONSULTING

10/4/2024	Heather Denison	Researched availability of interest income per asset for potential amendment to Colorado return (.3). Emailed J. Gifford with findings (.1).	0.40	260.00	104.00
10/14/2024	Heather Denison	Downloaded third quarter bank statements from Freedom Bank, East West Bank and Wilmington (.3). Recorded all transactions in QuickBooks and reconciled (.8). Prepared exhibits and sent to J. Curtis for review (.7).	1.80	260.00	468.00
10/16/2024	Heather Denison	Prepared the accrued fees exhibits and sent to J. Curtis for review.	0.20	260.00	52.00
10/21/2024	John Curtis	Searched for information on bank accounts being custody of receivership rather than frozen (.6). Searched for dates and data on deposits (.4). Responded to receiver on funds and deposits for SEC response (.3).	1.30	365.00	474.50
Sub Total :			3.70		1,098.50

Rocky Mountain Advisory, LLC15 W South Temple
Suite 500
Salt Lake City UT 84101
United States of America

a marshall + stevens company

Mark Conlan, Receiver
Via Electronic Mail
mconlan@gibbonslaw.com

January 01, 2025

Invoice Number : 205841

Payment Terms: Net 15 Days

RE: Mark Conlan, Receiver : Mediatrix Capital

TIME DETAILS

DATE	STAFF MEMBER	DESCRIPTION	HOURS	RATE	AMOUNT
Professional Fees Total :					2,487.00

TIME SUMMARY

STAFF MEMBER	HOURS	RATE	AMOUNT
Raani Erekson	2.00	110.00	220.00
John Curtis	4.20	365.00	1,533.00
Heather Denison	2.40	260.00	624.00
Josh Gifford	0.40	275.00	110.00
Total:	9.00		2,487.00

EXPENSE DETAILS

ITEM	AMOUNT
FedEx check to receiver	36.25
PACER	5.30
Expense Total :	41.55
Total for this invoice:	2,528.55

Rocky Mountain Advisory, LLC
15 W South Temple
Suite 500
Salt Lake City UT 84101
United States of America

Rocky Mountain **RMA**
ADVISORY
a **marshall + stevens** company

Mark Conlan, Receiver
Via Electronic Mail
mconlan@gibbonslaw.com

January 01, 2025

Invoice Number : 205841

Payment Terms: Net 15 Days

RE: Mark Conlan, Receiver : Mediatrix Capital

REMITTANCE DETAILS

Open Transactions...

Date	Ref Nbr.	Tran Type	Project	Amount	Applied	Balance
01-01-2025	205841	Invoice	Mark Conlan, Receiver : Mediatrix Capital	2,528.55	-	2,528.55
				Total Due:		2,528.55

Payment Instructions

Mailed Payments

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

Payment link is available upon request for invoices and for the total balance

Wire/ACH

Zions Bank
One South Main Street
Salt Lake City, UT84133

Routing Number 124000054

Account Name: Rocky Mountain Advisory, LLC
Account Number: Call for Account Number

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLORADO**

Civil Action No. 1:19-cv-02594-RM-STV

UNITED STATES SECURITIES AND EXCHANGE COMMISSION,

Plaintiff,

v.

MEDIATRIX CAPITAL INC., *et al.*,

Defendants,

and

MEDIATRIX CAPITAL FUND LTD, *et al.*,

Relief Defendants.

**DECLARATION OF DAVID N. CRAPO, ESQ., RECEIVER COUNSEL, IN SUPPORT
OF THE MOTION FOR ORDER APPROVING AND AUTHORIZING PAYMENT OF
RECEIVER'S AND PROFESSIONALS' FEES AND COSTS
FROM OCTOBER 1, 2024 THROUGH DECEMBER 31, 2024**

I, David N. Crapo, of full age, hereby declares, under penalty of perjury pursuant to 28 U.S.C. § 1746, as follows:

1. I am Counsel with the firm of Gibbons P.C. ("**Gibbons**") and counsel to Mark B. Conlan, as receiver (the "**Receiver**") in the above-captioned case pursuant to the Court's Order entered on October 20, 2021 [ECF No. 284] ("**Substitute Appointment Order**"). I have personal knowledge of the matters set forth in this declaration and if I were called upon to testify as to these matters I could and would competently testify thereto.

2. This Declaration is submitted in support of the *Motion for Order Approving and Authorizing Payment of Receiver's and Professionals' Fees and Costs from October 1, 2024 through December 31, 2024* (the "**Thirteenth Quarterly Fee Application**"). The Substitute Appointment Order directs me to function under the terms and conditions of the existing Order Appointing Receiver [ECF No. 153] ("**Receiver Order**").

3. Upon appointment on October 20, 2021, the Receiver selected Gibbons P.C. to act as his counsel, effective the same date. On November 1, 2021, upon motion, the Court authorized the retention of Gibbons in the *Order Granting Unopposed Motion of Receiver, Mark B. Conlan, for Order Authorizing Employment of Gibbons P.C. as Counsel for the Receiver Nunc Pro Tunc to October 20, 2021* [ECF No. 291].

4. Attached hereto as Exhibit A is a true and correct copy of Gibbons invoice for fees of \$82,270.00 plus costs of \$21.00 for a total of \$82,291.00 for the Thirteenth Expense Period¹.

5. The Substitute Appointment Order directs Gibbons to function under the terms and conditions of the existing Order Appointing Receiver [ECF No. 153] ("**Receiver Order**"). In accordance with the Receiver Order, I certify that the Thirteenth Quarterly Fee Application complies with the terms of the Billing Instructions provided by the SEC to the Receiver.

6. Further, I certify that the fees and costs in the Thirteenth Quarterly Fee Application were incurred in the best interests of the Receivership Estate.

¹ Capitalized terms not otherwise defined herein shall have the meaning in the Thirteenth Quarterly Fee Application ascribed to them.

7. Further, I certify that Gibbons has not entered into any agreement with any person or entity concerning the amount of any compensation paid or to be paid from the Receivership Estate, or any sharing thereof.

I declare under penalty of perjury that the foregoing is true and correct and that this declaration was executed on February 20, 2025 at Newark, New Jersey.

By: /s/ David N. Crapo
David N. Crapo, Esq.

EXHIBIT A

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Gibbons P.C.

Time Detail
 Run Date: 1/24/2025

Client/Matter: 117199 106202	Mark Conlan Counsel to Mark Conlan in his capacity as SEC Receiver for Mediatrix Capital Inc., et al.
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Tran Date	Description Of Services	Task Code	Tkpr	Initials	Hours	Value
10/25/2024	Prepare for and attend conference with Equiti counsel and confer with M. Conlan re: same.	RE06	02518	DEB	1.50	\$897.75
10/29/2024	Confer with M. Conlan and D. Porteous re: Equiti meeting.	RE06	02518	DEB	0.50	\$299.25
11/04/2024	Review decision on Young asset freeze appeal.	RE06	02518	DEB	0.50	\$299.25
11/04/2024	Assistance to M. Conlan regarding the detailing of database information by indexing by custodian.	RE06	89266	DW	0.70	\$144.90
11/06/2024	Review Derivative action forum non conveniens brief.	RE06	02518	DEB	1.20	\$718.20
11/14/2024	Confer with M. Conlan and Faegre team re: creditors committee for management of derivative Equiti action.	RE06	02518	DEB	0.50	\$299.25
12/09/2024	Confer with M. Conlan and Faegre team re: Equiti's proposed counterclaims in derivative action and emails re: same.	RE06	02518	DEB	0.80	\$478.80
12/17/2024	Emails re: exculpation in receivership order and effect on Equiti claims and forfeiture orders; confer with M. Conlan re: same.	RE06	02518	DEB	1.20	\$718.20
12/19/2024	Confer with Faegre team re: Equiti's UK counterclaim against investor plaintiffs.	RE06	02518	DEB	1.10	\$658.35
12/20/2024	Review Derivative plaintiffs' position on Equiti tortious interference counterclaim in London action, caselaw and related issues and confer with M. Conlan re: same.	RE06	02518	DEB	3.70	\$2,214.45
12/27/2024	Review caselaw re: receiver's rejection of executory contracts and prepare for conference with Faegre and receiver re: same.	RE06	02518	DEB	4.80	\$2,872.80
12/30/2024	Prepare for/attend meeting with M. Conlan and Faegre team re: rejection of Equiti contract.	RE06	02518	DEB	1.50	\$897.75
	Sub-Total For Task:	RE06			18.00	\$10,498.95
						Litigation Consulting
10/15/2024	E-mails with N. Mitchell re: reports needed for Quarterly Status Report.	RE05	02062	MC2	0.10	\$59.85
10/17/2024	Review RMA exhibits to status report.	RE05	02062	MC2	0.10	\$59.85
10/17/2024	Prepare Q3 2024 Quarterly Report.	RE05	26048	NM3	1.80	\$518.40
10/22/2024	Working on Q3 Status Report.	RE05	02062	MC2	0.80	\$478.80
10/29/2024	Finalize quarterly status report, e-mail same to N. Mitchell for filing.	RE05	02062	MC2	0.20	\$119.70
10/30/2024	Attend to e-mails with N. Mitchell and D. Crapo re: filing and service of Q3 Status Report.	RE05	02062	MC2	0.10	\$59.85
10/30/2024	Review quarterly report for filing.	RE05	02548	DC	0.20	\$119.70
10/30/2024	E-mails to/from N. Mitchell re: filing Q3 status report.	RE05	02548	DC	0.10	\$59.85
10/30/2024	File and serve the Q3 2024 Quarterly Status Report.	RE05	26048	NM3	0.40	\$115.20
	Sub-Total For Task:	RE05			3.80	\$1,591.20
						Status Reports
10/24/2024	E-mails with P. Ulrich re: reporting requirements under the Corporate Transparency Act.	B70	02062	MC2	0.10	\$59.85
	Sub-Total For Task:	B70			0.10	\$59.85
						Tax Issues
10/02/2024	Review criminal dockets.	B62	02062	MC2	0.20	\$119.70
10/02/2024	Telephone call with J. Felder re: criminal forfeiture issues.	B62	02062	MC2	0.10	\$59.85
10/02/2024	Confer with M. Conforti and C. Anton re: information needed for forfeiture calculations.	B62	02062	MC2	0.30	\$179.55
10/03/2024	Prepare for and attend Webex meeting with M. Conlan, J. Felder and other SEC personnel re: forfeiture.	B62	02950	CPA	1.10	\$658.35
10/03/2024	WebEx call with SEC team and FLU team re: forfeiture calculations.	B62	02062	MC2	0.50	\$299.25
10/07/2024	Multiple emails to/from Ashlee Hoffman regarding meet and confer on Roach defendants' motion to transfer venue.	B62	02950	CPA	0.20	\$119.70
10/07/2024	Confer with M. Conlan regarding Roach defendants' intended motion to transfer venue.	B62	02950	CPA	0.10	\$59.85
10/07/2024	Legal and fact research issues regarding motion to transfer venue.	B62	02950	CPA	1.30	\$778.05
10/07/2024	Review e-mail from Roach counsel requesting meet and confer on motion to transfer venue; confer with C. Anton re: same.	B62	02062	MC2	0.10	\$59.85
10/08/2024	Email from Josh Bugos regarding venue motion.	B62	02950	CPA	0.10	\$59.85
10/08/2024	Legal and factual research and analysis regarding venue issues.	B62	02950	CPA	3.40	\$2,034.90
10/08/2024	Prepare for meet and confer on motion to transfer venue.	B62	02950	CPA	0.30	\$179.55
10/08/2024	Telephonic meet and confer with Ashlee Hoffmann regarding Roach defendants' intended motion to transfer venue.	B62	02950	CPA	0.80	\$478.80
10/09/2024	Draft email to Ashlee Hoffman regarding venue motion and relevant case law.	B62	02950	CPA	0.30	\$179.55
10/09/2024	Research regarding venue issues.	B62	02950	CPA	1.50	\$897.75
10/09/2024	Telephone conference with M. Conlan regarding meet and confer and related issues.	B62	02950	CPA	0.30	\$179.55

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Gibbons P.C.

Time Detail
 Run Date: 1/24/2025

Client/Matter: 117199 106202	Mark Conlan Counsel to Mark Conlan in his capacity as SEC Receiver for Mediatrix Capital Inc., et al.
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Tran Date	Description Of Services	Task Code	Tkpr	Initials	Hours	Value
10/09/2024	Email from J. Bugos regarding Stewart defendants' position on venue motion.	B62	02950	CPA	0.10	\$59.85
10/09/2024	Telephone calls with Jeff Felder and D. Crapo re: avoidance settlement calculations.	B62	02062	MC2	0.30	\$179.55
10/09/2024	Review and analyze SEC Opposition to Stewart's Motion to Unfreeze Assets.	B62	02062	MC2	0.20	\$119.70
10/09/2024	Confer with M.B. Conlan re: SEC question about payments to and settlements with charities for forfeiture calculations.	B62	02548	DC	0.10	\$59.85
10/09/2024	Review file re: settlement with charities for forfeiture calculations.	B62	02548	DC	0.30	\$179.55
10/09/2024	E-mail analysis of charity recoveries to M.B. Conlan for criminal forfeiture calculations.	B62	02548	DC	0.20	\$119.70
10/09/2024	Review e-mail from SEC attorney, Jeffrey D. Felder, re: for forfeiture calculations.	B62	02548	DC	0.10	\$59.85
10/10/2024	Attend to e-mails with R. Erekson and S. Brophy re: Gray collection matter.	B62	02062	MC2	0.20	\$119.70
10/11/2024	Email from J. Bugos regarding discovery responses.	B62	02950	CPA	0.10	\$59.85
10/11/2024	Review recent court filings.	B62	02548	DC	0.10	\$59.85
10/14/2024	Emails to/from Josh Bugos regarding discovery responses.	B62	02950	CPA	0.10	\$59.85
10/14/2024	E-mails with counsel for Equiti re: derivative action.	B62	02062	MC2	0.10	\$59.85
10/15/2024	Receive/review defendant's discovery demands.	B62	02950	CPA	0.80	\$478.80
10/15/2024	Emails to/from M. Conlan regarding discovery.	B62	02950	CPA	0.10	\$59.85
10/15/2024	Review Roach defendants' motion to transfer venue and consider response.	B62	02950	CPA	0.50	\$299.25
10/15/2024	Conferences with M. Conlan and C. Coyle regarding venue motion and opposition.	B62	02950	CPA	0.50	\$299.25
10/15/2024	Email from Ashlee Hoffmann regarding motion to transfer venue.	B62	02950	CPA	0.10	\$59.85
10/15/2024	Research/review cases regarding motion to transfer venue.	B62	02950	CPA	0.80	\$478.80
10/15/2024	Confer with D. Barney re: Gibson Dunn request for call; e-mails with R. Blume re: same.	B62	02062	MC2	0.10	\$59.85
10/15/2024	Review Court Docket Order assigning Magistrate Judge O'Hara.	B62	02062	MC2	0.10	\$59.85
10/15/2024	Prepare for call with Equiti's counsel.	B62	02062	MC2	0.20	\$119.70
10/15/2024	Research transfers of venue under 28 USC 1404a.	B62	30654	CEC	1.40	\$459.90
10/16/2024	Multiple emails to/from Ashlee Hoffman concerning settlement offer.	B62	02950	CPA	0.20	\$119.70
10/16/2024	Conference with M. Conlan concerning Roach settlement proposal.	B62	02950	CPA	0.10	\$59.85
10/16/2024	Telephone call with Ashlee Hoffmann regarding Roach settlement offer.	B62	02950	CPA	0.10	\$59.85
10/16/2024	Work on opposition to motion to transfer venue.	B62	02950	CPA	0.80	\$478.80
10/16/2024	Telephone call with T. Ashmore re: criminal forfeiture motion in Stewart, et al.	B62	02062	MC2	0.30	\$179.55
10/16/2024	Confer with C. Anton re: Roach request for discounted settlement; review e-mail from counsel re: same.	B62	02062	MC2	0.20	\$119.70
10/16/2024	Confer with D. Crapo re: Motion for Entry of Forfeiture Order in criminal case.	B62	02062	MC2	0.20	\$119.70
10/16/2024	Confer with C. Anton re: opposition to motion to transfer venue.	B62	30654	CEC	0.90	\$295.65
10/16/2024	Legal research to support opposition to motion to transfer venue.	B62	30654	CEC	2.30	\$755.55
10/16/2024	Outline opposition to motion to transfer venue.	B62	30654	CEC	1.40	\$459.90
10/16/2024	Confer with potential impact of 31 U.S.C. § 3713 on Receiver.	B62	02548	DC	0.10	\$59.85
10/17/2024	Emails to/from Ashlee Hoffman regarding settlement discussions/deadlines.	B62	02950	CPA	0.10	\$59.85
10/17/2024	Confer with C. Anton re: Asset Freeze matter.	B62	02062	MC2	0.20	\$119.70
10/17/2024	Drafting brief in opposition to motion to transfer venue.	B62	30654	CEC	2.60	\$854.10
10/17/2024	Analyze US DOJ forfeiture complaint for impact of 31 § 3713 issues.	B62	02548	DC	1.40	\$837.90
10/18/2024	Emails to/from C. Coyle regarding opposition to motion to transfer venue.	B62	02950	CPA	0.10	\$59.85
10/18/2024	Email from Josh Bugos regarding discovery responses.	B62	02950	CPA	0.10	\$59.85
10/18/2024	Review Stewart parties' discovery responses.	B62	02950	CPA	0.60	\$359.10
10/18/2024	Telephone call with M. Butterton re: motion for preliminary order of forfeiture.	B62	02062	MC2	0.30	\$179.55
10/18/2024	Telephone call with D. Crapo re: preliminary order of forfeiture.	B62	02062	MC2	0.20	\$119.70
10/18/2024	Review and analyze motion for preliminary order of forfeiture.	B62	02062	MC2	0.80	\$478.80
10/18/2024	Draft argument section of brief for opposition to motion to transfer venue.	B62	30654	CEC	4.20	\$1,379.70
10/18/2024	Confer with M.B. Conlan re: US DOJ forfeiture complaint for impact of 31 USC § 3713 issues.	B62	02548	DC	0.20	\$119.70
10/18/2024	Draft proposed revisions to preliminary forfeiture order.	B62	02548	DC	1.10	\$658.35

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Gibbons P.C.

Time Detail

Run Date: 1/24/2025

Client/Matter: 117199 106202	Mark Conlan Counsel to Mark Conlan in his capacity as SEC Receiver for Mediatrix Capital Inc., et al.
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Tran Date	Description Of Services	Task Code	Tkpr	Initials	Hours	Value
10/18/2024	E-mails to/from M.B. Conlan re: forfeiture issues.	B62	02548	DC	0.20	\$119.70
10/21/2024	Draft/revise certified financial questionnaire for Roach defendants.	B62	02950	CPA	3.30	\$1,975.05
10/21/2024	Conference with C. Coyle regarding opposition to motion to transfer venue.	B62	02950	CPA	0.60	\$359.10
10/21/2024	Conferring with M. Conlan and reviewing briefing, proposed order.	B62	30492	AMC	0.50	\$240.75
10/21/2024	Telephone call with J. Curtis at RMA re: statement on proceeds of PR property sale in forfeiture motions.	B62	02062	MC2	0.10	\$59.85
10/21/2024	Review and revise proposed preliminary order of forfeiture; e-mail same to A. Collart for review.	B62	02062	MC2	0.20	\$119.70
10/21/2024	E-mails with I. Kellogg re: US Motion for Forfeiture; confer with A. Collart re: same.	B62	02062	MC2	0.20	\$119.70
10/21/2024	Review and analyze Forfeiture Motion against Sewall; review relevant accounting records; e-mails with H. Dennison and J. Curtis re: same.	B62	02062	MC2	0.80	\$478.80
10/21/2024	Drafting brief in opposition to motion to transfer venue.	B62	30654	CEC	3.20	\$1,051.20
10/21/2024	Confer with C. Anton re: review and discuss brief opposing motion to transfer venue.	B62	30654	CEC	0.60	\$197.10
10/22/2024	Draft/revise certified financial statement for Roach parties.	B62	02950	CPA	1.40	\$837.90
10/22/2024	Emails to/from Ashlee Hoffmann regarding financial disclosures.	B62	02950	CPA	0.10	\$59.85
10/22/2024	Draft/revise opposition to motion to transfer venue.	B62	02950	CPA	2.30	\$1,376.55
10/22/2024	Attending meeting with M. Conlan, SEC re: criminal forfeiture proceedings (.5); conferring with M. Conlan re: same (.1)	B62	30492	AMC	0.60	\$288.90
10/22/2024	Prepare for call with SEC Team re: criminal forfeiture motion.	B62	02062	MC2	0.20	\$119.70
10/22/2024	Webex call with SEC Team and A. Collart re: asset forfeiture motion in criminal case.	B62	02062	MC2	0.50	\$299.25
10/22/2024	Review Stewart Reply Brief in Support of Motion to Release Asset Freeze.	B62	02062	MC2	0.20	\$119.70
10/22/2024	Background fact research for opposition to Motion to Transfer Venue.	B62	30654	CEC	0.30	\$98.55
10/22/2024	Drafting brief in Opposition to Motion to Transfer Venue.	B62	30654	CEC	0.20	\$65.70
10/22/2024	Review Michael Stewart's latest filing re: motion for release of funds.	B62	02548	DC	0.10	\$59.85
10/23/2024	Emails to/from Josh Bugos' office regarding Stewart parties' document production.	B62	02950	CPA	0.10	\$59.85
10/23/2024	Attend to e-mails with S. Brophy and M. Conforti re: collection of Gray confession of judgment.	B62	02062	MC2	0.20	\$119.70
10/23/2024	E-mails with Equiti's counsel.	B62	02062	MC2	0.10	\$59.85
10/23/2024	Research case law in support of opposition to Roach defendants' Motion to Transfer Venue under 28 USC 1404a	B62	30654	CEC	0.50	\$164.25
10/24/2024	Telephone call with Josh Bugos regarding discovery/settlement issues.	B62	02950	CPA	0.30	\$179.55
10/24/2024	Emails to/from Ashlee Hoffmann regarding financial disclosures/deadlines.	B62	02950	CPA	0.10	\$59.85
10/24/2024	Email to J. Bugos regarding financial disclosures.	B62	02950	CPA	0.10	\$59.85
10/24/2024	Telephone call with C. Anton re: status of discovery and transfer motion in ancillary action.	B62	02062	MC2	0.20	\$119.70
10/25/2024	Emails to/from Ashlee Hoffmann regarding case deadlines.	B62	02950	CPA	0.10	\$59.85
10/25/2024	Telephone call with Ashlee Hoffmann regarding settlement discussions/case deadlines.	B62	02950	CPA	0.10	\$59.85
10/25/2024	Telephone call with D. Barney re: follow-up to call with counsel for Equiti UK.	B62	02062	MC2	0.40	\$239.40
10/28/2024	Emails to/from Ashlee Hoffmann regarding financial disclosures.	B62	02950	CPA	0.20	\$119.70
10/28/2024	Review Roach parties' certified financial statement and related documents.	B62	02950	CPA	1.20	\$718.20
10/28/2024	Review SEC's Notice of Criminal Forfeiture.	B62	02062	MC2	0.10	\$59.85
10/28/2024	Review latest filings re: forfeiture.	B62	02548	DC	0.10	\$59.85
10/29/2024	Review/analyze Roach parties' financial disclosures/documents.	B62	02950	CPA	1.50	\$897.75
10/29/2024	Conference with M. Conlan regarding financial disclosures/settlement discussions.	B62	02950	CPA	0.10	\$59.85
10/29/2024	Telephone call with Josh Bugos regarding settlement/case schedule.	B62	02950	CPA	0.20	\$119.70
10/29/2024	Emails to/from Ashlee Hoffmann regarding financial disclosures.	B62	02950	CPA	0.10	\$59.85
10/29/2024	Review property searches and research regarding potential assets and information contained in Roach parties financial disclosures.	B62	02950	CPA	1.10	\$658.35
10/29/2024	Teams call with D. Porteous, I. Smith and D. Barney re: Equiti litigation.	B62	02062	MC2	0.60	\$359.10
10/29/2024	Review Response to M. Young to SEC Notice of Forfeiture Proceedings.	B62	02062	MC2	0.10	\$59.85
10/29/2024	Review and analyze Young's Motions to Intervene in Stewart and Sewall Forfeiture proceedings.	B62	02062	MC2	0.40	\$239.40
10/29/2024	Review further forfeiture related pleadings.	B62	02548	DC	0.10	\$59.85

Gibbons P.C.

Time Detail

Run Date: 1/24/2025

Client/Matter: 117199 106202	Mark Conlan Counsel to Mark Conlan in his capacity as SEC Receiver for Mediatrix Capital Inc., et al.
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Tran Date	Description Of Services	Task Code	Tkpr	Initials	Hours	Value
10/29/2024	Pull copies of the current recorded deeds and mortgages of record for properties in MI and AZ and forward the same to C. Anton.	B62	26063	EP1	0.80	\$194.40
10/30/2024	Draft/revise opposition to motion to transfer venue.	B62	02950	CPA	2.20	\$1,316.70
10/30/2024	Review/assemble exhibits for opposition to venue motion.	B62	02950	CPA	1.10	\$658.35
10/30/2024	Continue review of Roach defendants' financial disclosures and related documents.	B62	02950	CPA	0.60	\$359.10
10/30/2024	Confer with M. Conlan regarding financial disclosures/settlement discussions.	B62	02950	CPA	0.10	\$59.85
10/30/2024	Emails to/from M. Conlan concerning financial disclosures/settlement discussions.	B62	02950	CPA	0.10	\$59.85
10/30/2024	Email to Ashlee Hoffmann regarding review of financial disclosures and request for additional documents and information.	B62	02950	CPA	0.50	\$299.25
10/30/2024	Review real property searches relating to Roach parties' financial disclosures.	B62	02950	CPA	0.40	\$239.40
10/30/2024	Follow up emails to/from Ashlee Hoffmann concerning financial disclosures/settlement discussions.	B62	02950	CPA	0.20	\$119.70
10/30/2024	Confer with C. Coyle regarding opposition to venue motion.	B62	02950	CPA	0.20	\$119.70
10/30/2024	Review property searches and other research regarding potential assets.	B62	02950	CPA	0.40	\$239.40
10/30/2024	Review e-mail from Roach's counsel re: possible standstill agreement.	B62	02062	MC2	0.10	\$59.85
10/30/2024	E-mails with D. Porteous and D. Barney re: Fraudulent Transfer opposition brief.	B62	02062	MC2	0.10	\$59.85
10/30/2024	Telephone call with C. Anton re: defense financial disclosures in asset freeze violation case.	B62	02062	MC2	0.20	\$119.70
10/30/2024	Telephone call with T. Ashmore re: asset freeze proceeding.	B62	02062	MC2	0.20	\$119.70
10/30/2024	Pull a copy of the current recorded deed and mortgage of record and provide the same to C. Anton.	B62	26063	EP1	0.30	\$72.90
10/31/2024	Review additional financial documents produced by James Roach.	B62	02950	CPA	0.30	\$179.55
10/31/2024	Draft/revise opposition to motion to transfer venue.	B62	02950	CPA	1.20	\$718.20
10/31/2024	Review research for opposition to transfer venue.	B62	02950	CPA	0.50	\$299.25
10/31/2024	Confer with C. Coyle regarding opposition to venue motion.	B62	02950	CPA	0.30	\$179.55
10/31/2024	Emails to/from C. Coyle regarding opposition to venue motion.	B62	02950	CPA	0.10	\$59.85
11/01/2024	Draft/revise opposition to motion to transfer venue.	B62	02950	CPA	1.20	\$718.20
11/01/2024	Review brief in opposition to Roach motion to transfer venue.	B62	02062	MC2	0.40	\$239.40
11/01/2024	Reviewed case law for opposition to transfer venue for jurisdictional advantages.	B62	30654	CEC	0.40	\$131.40
11/04/2024	Review/finalize opposition to motion to transfer venue.	B62	02950	CPA	0.50	\$299.25
11/04/2024	Emails to/from J. Bugos concerning financial disclosures.	B62	02950	CPA	0.10	\$59.85
11/04/2024	Emails to/from A. Hoffman and J. Bugos concerning stay of discovery.	B62	02950	CPA	0.10	\$59.85
11/04/2024	Research concerning stay of proceedings and modification of scheduling order.	B62	02950	CPA	1.30	\$778.05
11/04/2024	Review e-mail from counsel for Stewart children re: financial disclosures.	B62	02062	MC2	0.10	\$59.85
11/04/2024	Review and analyze USCA Opinion and Judgment denying Young's appeal.	B62	02062	MC2	0.40	\$239.40
11/04/2024	Review order dismissing appeal by Michael and Maria Young.	B62	02548	DC	0.10	\$59.85
11/04/2024	Obtain district court submissions, facilitate attorney review.	B62	15023	FS	0.20	\$57.60
11/06/2024	Draft/revise motion to stay proceedings.	B62	02950	CPA	2.30	\$1,376.55
11/06/2024	Research for motion to stay proceedings including holding pending motion to transfer venue in abeyance.	B62	02950	CPA	1.10	\$658.35
11/06/2024	Emails to/from Ashlee Hoffmann concerning stay of proceedings.	B62	02950	CPA	0.10	\$59.85
11/06/2024	Review email and document from Ashlee Hoffmann regarding James Roach financial disclosures.	B62	02950	CPA	0.20	\$119.70
11/06/2024	Reviewing Investors' Opposition to Motion to Dismiss for Forum Non Conveniens.	B62	02062	MC2	0.40	\$239.40
11/07/2024	Telephone call with Josh Bugos concerning settlement offer.	B62	02950	CPA	0.10	\$59.85
11/07/2024	Draft, revise and finalize motion to stay proceedings and proposed order.	B62	02950	CPA	2.60	\$1,556.10
11/07/2024	Email to/from M. Conlan and counsel for defendants regarding motion to stay proceedings.	B62	02950	CPA	0.10	\$59.85
11/07/2024	Email to Judge Wang forwarding proposed order.	B62	02950	CPA	0.20	\$119.70
11/07/2024	Review court notice/orders on motion to stay proceedings.	B62	02950	CPA	0.10	\$59.85
11/07/2024	Review email from Josh Bugos regarding settlement offer.	B62	02950	CPA	0.10	\$59.85
11/07/2024	Review and analyze motion to stay discovery in ancillary proceeding, confer with C. Anton re: same.	B62	02062	MC2	0.30	\$179.55

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Gibbons P.C.

Time Detail

Run Date: 1/24/2025

Client/Matter: 117199 106202	Mark Conlan Counsel to Mark Conlan in his capacity as SEC Receiver for Mediatrix Capital Inc., et al.
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Tran Date	Description Of Services	Task Code	Tkpr	Initials	Hours	Value
11/07/2024	File Motion to Stay Discovery with the Court.	B62	26048	NM3	0.50	\$144.00
11/08/2024	Review/analyze defendants' financial disclosures and settlement positions.	B62	02950	CPA	1.30	\$778.05
11/08/2024	Confer with C. Anton re: order extending discovery deadlines in ancillary proceeding, settlement proposal from Stewarts.	B62	02062	MC2	0.10	\$59.85
11/11/2024	Confer with M. Conlan regarding settlement issues.	B62	02950	CPA	0.20	\$119.70
11/11/2024	Review documents regarding identity and disposition of motor vehicles.	B62	02950	CPA	0.20	\$119.70
11/11/2024	Review criminal docket; e-mails with SEC team re: ability to monitor Stewart sentencing hearing.	B62	02062	MC2	0.10	\$59.85
11/11/2024	Review docket in Equiti action.	B62	02062	MC2	0.20	\$119.70
11/11/2024	Confer with C. Anton re: potential settlements with Stewart children.	B62	02062	MC2	0.10	\$59.85
11/11/2024	Review and Analyze Receivership Estate Brief in Opposition to Equiti Motion to Dismiss for Forum Non Conveniens.	B62	02062	MC2	0.50	\$299.25
11/12/2024	Review and analyze Stewart and Sewall sentencing memos.	B62	02062	MC2	0.70	\$418.95
11/12/2024	Telephone call with Judge Martinez's Chambers re: Stewart sentencing, e-mails with US Attorney's office re: same.	B62	02062	MC2	0.10	\$59.85
11/13/2024	Review recent filings on criminal docket; e-mails with AUSA Denver re: telephonic access to sentencing hearing.	B62	02062	MC2	0.20	\$119.70
11/13/2024	Telephone call with T. Ashmore re: criminal case.	B62	02062	MC2	0.30	\$179.55
11/14/2024	Teams call with D. Barney and Faegre team re: ancillary proceeding.	B62	02062	MC2	0.40	\$239.40
11/14/2024	Review criminal docket.	B62	02062	MC2	0.10	\$59.85
11/15/2024	Review criminal docket.	B62	02062	MC2	0.10	\$59.85
11/18/2024	Review/analyze Kathleen and Aaron Stewart financial disclosures.	B62	02950	CPA	1.00	\$598.50
11/18/2024	Review/analyze Kathleen and Aaron Stewart's discovery responses and document production.	B62	02950	CPA	3.30	\$1,975.05
11/19/2024	Email to Ashlee Hoffmann regarding request for additional documents.	B62	02950	CPA	0.10	\$59.85
11/19/2024	Review/analyze James Roach's financial disclosures.	B62	02950	CPA	0.50	\$299.25
11/20/2024	Review/analyze additional documents and information received from Ashlee Hoffmann regarding Janmes Roach disclosures.	B62	02950	CPA	0.30	\$179.55
11/20/2024	Confer with M. Conlan regarding settlement issues.	B62	02950	CPA	0.10	\$59.85
11/20/2024	Emails to/from Ashlee Hoffmann concerning additional James Roach disclosures.	B62	02950	CPA	0.10	\$59.85
11/21/2024	Attend morning part of Sewall sentencing hearing.	B62	02062	MC2	2.70	\$1,615.95
11/21/2024	Attend afternoon session of Sewall sentencing.	B62	02062	MC2	1.60	\$957.60
11/26/2024	Telephone call with I. Kellogg re: Young request for attorney's fees for forfeiture ancillary proceeding.	B62	02062	MC2	0.20	\$119.70
11/26/2024	Review recent court filings.	B62	02548	DC	0.10	\$59.85
11/26/2024	Review and respond to e-mails from various parties concerning sentencing of Sewall.	B62	02548	DC	0.20	\$119.70
11/27/2024	Attend to e-mails with parties re: continuation of status conference, calendar same.	B62	02062	MC2	0.20	\$119.70
12/05/2024	Review recent court filings.	B62	02548	DC	0.10	\$59.85
12/09/2024	E-mails with D. Barney re: derivative action.	B62	02062	MC2	0.10	\$59.85
12/09/2024	Teams call with Faegre team and D. Barney re: Equiti reply in support of Motion to Dismiss.	B62	02062	MC2	0.70	\$418.95
12/11/2024	Conference with M. Conlan concerning status/settlement issues.	B62	02950	CPA	0.10	\$59.85
12/12/2024	Review defendants' financial disclosures.	B62	02950	CPA	0.40	\$239.40
12/12/2024	Draft memo analyzing settlement offers.	B62	02950	CPA	0.80	\$478.80
12/13/2024	Draft memo to M. Conlan concerning defendants' settlement offers.	B62	02950	CPA	0.50	\$299.25
12/16/2024	Telephone call from Shawn Stewart re: settlement payment.	B62	02062	MC2	0.10	\$59.85
12/16/2024	Review docket in criminal cases re: forfeiture orders and notices; e-mails with D. Crapo, C. Anton and D. Barney re: same.	B62	02062	MC2	0.30	\$179.55
12/16/2024	E-mails with D. Porteous re: potential Equiti counterclaims.	B62	02062	MC2	0.10	\$59.85
12/16/2024	E-mails to/from M. Conlan re: preliminary forfeiture order.	B62	02548	DC	0.10	\$59.85
12/17/2024	Email to Shawn Stewart regarding settlement payment.	B62	02950	CPA	0.10	\$59.85
12/17/2024	Conference with M. Conlan regarding Belzer firm's intention to withdraw as counsel for the Roach parties.	B62	02950	CPA	0.10	\$59.85
12/17/2024	Emails to/ from Ashlee Hoffmann regarding intended motion to withdraw as counsel.	B62	02950	CPA	0.10	\$59.85

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Time Detail
 Run Date: 1/24/2025

Client/Matter: 117199 106202	Mark Conlan Counsel to Mark Conlan in his capacity as SEC Receiver for Mediatrix Capital Inc., et al.
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Tran Date	Description Of Services	Task Code	Tkpr	Initials	Hours	Value
12/17/2024	Confer with C. Anton re: ancillary proceeding.	B62	02062	MC2	0.20	\$119.70
12/17/2024	Review and revise cover letter to R. Erektion with S. Stewart settlement installment.	B62	02062	MC2	0.10	\$59.85
12/17/2024	Confer with D. Barney re: criminal forfeiture orders.	B62	02062	MC2	0.10	\$59.85
12/18/2024	Research/consideration of issues regarding Roach parties' counsel's intended motion to withdraw.	B62	02950	CPA	0.50	\$299.25
12/18/2024	Emails to/from Ashlee Hoffmann regarding motion to withdraw.	B62	02950	CPA	0.10	\$59.85
12/18/2024	Confer with M. Conlan regarding Belzer firm's intended motion to withdraw as counsel.	B62	02950	CPA	0.10	\$59.85
12/18/2024	Emails to/from Josh Bugos regarding settlement discussions.	B62	02950	CPA	0.10	\$59.85
12/18/2024	Telephone call and e-mails with C. Anton re: request by counsel for Roach defendants to withdraw.	B62	02062	MC2	0.10	\$59.85
12/19/2024	Review/analyze defendants' financial disclosures and related information.	B62	02950	CPA	1.20	\$718.20
12/19/2024	Draft/revise memorandum to M. Conlan regarding defendants' financial disclosures and related matters.	B62	02950	CPA	1.30	\$778.05
12/20/2024	Telephone call with Josh Bugos concerning settlement and need for additional information.	B62	02950	CPA	0.50	\$299.25
12/20/2024	Telephone call with D. Barney re: derivative action.	B62	02062	MC2	0.40	\$239.40
12/27/2024	Review 10th Circuit's Mandate re: Haas Haus, et al. notice of appeal.	B62	02548	DC	0.10	\$59.85
12/30/2024	Draft/revise memorandum to M. Conlan regarding settlement issues.	B62	02950	CPA	1.10	\$658.35
12/30/2024	Research Michigan debtor exemptions and pending legislation concerning same.	B62	02950	CPA	1.20	\$718.20
12/30/2024	Teams call with D. Barney and Faegre team re: Equiti motion to dismiss.	B62	02062	MC2	0.50	\$299.25
	Sub-Total For Task:	B62			108.20	\$59,160.60
09/27/2024	Attend to e-mails with N. Mitchell and C. Anton re: submission of proposed order approving Q2 fee application.	B58	02062	MC2	0.10	\$59.85
10/11/2024	Review of Prebills in preparation for Q3 Status Report and Q3 Fee Application.	B58	26048	NM3	1.50	\$432.00
10/14/2024	Begin Q3 fee application.	B58	02062	MC2	0.60	\$359.10
10/14/2024	Review of Prebills in preparation for Q3 Status Report and Q3 Fee Application.	B58	26048	NM3	1.60	\$460.80
10/30/2024	Review and update Fee Application.	B58	26048	NM3	0.80	\$230.40
11/07/2024	Review and revise Q3 Fee Application.	B58	02062	MC2	0.50	\$299.25
11/07/2024	Review Q3 fee application for filing.	B58	02548	DC	0.20	\$119.70
11/07/2024	Review and prepare fee application for submission to the SEC.	B58	26048	NM3	1.10	\$316.80
11/08/2024	Attend to e-mails with parties in interest re: Q3 2024 fee application.	B58	02062	MC2	0.20	\$119.70
11/08/2024	E-mails with N. Mitchell re: submission of Q3 fee application to SEC team for review.	B58	02062	MC2	0.10	\$59.85
11/08/2024	Review and update Fee Application in preparation for SEC review.	B58	26048	NM3	0.40	\$115.20
11/12/2024	Attending to Q3 Fee Application.	B58	02062	MC2	0.30	\$179.55
11/13/2024	E-mails to/from N. Mitchell re: Q3 fee application.	B58	02548	DC	0.20	\$119.70
11/13/2024	Prepare, file and serve Fee Application with the Court.	B58	26048	NM3	0.60	\$172.80
	Sub-Total For Task:	B58			8.20	\$3,044.70
10/15/2024	Confer with K. McEvelly re: D. Daley retention application.	B56	02062	MC2	0.10	\$59.85
10/15/2024	Email and confer with M. Conlan re: retention application for the Daley Law Firm as local counsel.	B56	30611	KPM	0.10	\$32.85
10/16/2024	Draft retention application for the Daley Law Firm as local counsel to the receiver.	B56	30611	KPM	0.20	\$65.70
10/21/2024	Draft retention application for The Daley Law Firm.	B56	30611	KPM	0.50	\$164.25
	Sub-Total For Task:	B56			0.90	\$322.65
10/01/2024	Review recent court filings.	B53	02548	DC	0.10	\$59.85
10/03/2024	Prepared for call with SEC via review of documents for forfeiture calculations.	B53	30541	MAC	0.60	\$245.70
10/03/2024	Call with SEC re: forfeiture calculations.	B53	30541	MAC	0.60	\$245.70
10/09/2024	Telephone call with C. Anton re: meet and confer call with counsel for J. Roach re: proposed motion to transfer venue.	B53	02062	MC2	0.20	\$119.70
10/09/2024	Review and revise draft e-mail to counsel for J. Roach in response to request to transfer venue; e-mails with C. Anton re: same.	B53	02062	MC2	0.10	\$59.85

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Gibbons P.C.

Time Detail

Run Date: 1/24/2025

Client/Matter: 117199 106202	Mark Conlan Counsel to Mark Conlan in his capacity as SEC Receiver for Mediatrix Capital Inc., et al.
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Tran Date	Description Of Services	Task Code	Tkpr	Initials	Hours	Value
10/09/2024	Review Kellogg Notice of Appearance.	B53	02062	MC2	0.10	\$59.85
10/15/2024	E-mails with C. Coyle re: Response to Roach motion to transfer venue.	B53	02062	MC2	0.10	\$59.85
10/15/2024	Confer with C. Coyne re: Opposition to Roach Motion to Transfer Venue.	B53	02062	MC2	0.10	\$59.85
10/15/2024	Confer with C. Anton re: motion to transfer venue and outlined arguments for opposition.	B53	30654	CEC	0.80	\$262.80
10/16/2024	Emails regarding Broker defendant and settlement payments.	B53	30541	MAC	0.20	\$81.90
10/21/2024	Attend to e-mails with J. Curtis and SEC Team re: Polski Affidavit in support of forfeiture motion.	B53	02062	MC2	0.30	\$179.55
10/21/2024	Review e-mail from M.B. Conlan re: revisions to proposed preliminary seizure order.	B53	02548	DC	0.10	\$59.85
10/25/2024	Telephone call with L. Goldman re: CTA compliance.	B53	02062	MC2	0.10	\$59.85
10/28/2024	Review matters regarding Corporate Transparency Act compliance.	B53	00159	LAG	0.70	\$418.95
10/29/2024	Telephone call, Teams meeting and e-mails with L. Goldman re: CTA compliance.	B53	02062	MC2	0.50	\$299.25
10/29/2024	Set of FinCEN ID online for CTA compliance.	B53	02062	MC2	0.10	\$59.85
10/29/2024	Conference with M. Conlan regarding CTA compliance issues and additional exchange of emails.	B53	00159	LAG	0.50	\$299.25
10/31/2024	Telephone call with P. Flagel re: CTA compliance.	B53	02062	MC2	0.20	\$119.70
10/31/2024	File Hase Haus BOI filing with FinCEN, telephone call with L. Goldman re: same.	B53	02062	MC2	0.40	\$239.40
10/31/2024	Legal research on CTA compliance.	B53	02062	MC2	0.80	\$478.80
10/31/2024	Confer with L. Goldman re: FinCEN registration and CTA compliance.	B53	02062	MC2	0.10	\$59.85
10/31/2024	Register for FinCEN ID for CTA Compliance.	B53	02062	MC2	0.30	\$179.55
10/31/2024	Review Secretary of State websites for Colorado, Arizona, Puerto Rico and Nevada re: amending various receivership entities' LLC information.	B53	02062	MC2	0.40	\$239.40
10/31/2024	E-mails with M. Lubben re: amending state LLC filings for CTA compliance.	B53	02062	MC2	0.10	\$59.85
10/31/2024	Working on CTA compliance registration; e-mails with RMA for relevant EIN information.	B53	02062	MC2	0.80	\$478.80
10/31/2024	Fact research for CTA compliance.	B53	02062	MC2	1.00	\$598.50
10/31/2024	E-mails with T. Ashmore re: CTA registration for Hase Haus.	B53	02062	MC2	0.10	\$59.85
10/31/2024	Conference with M. Conlan regarding corporate record filing requirement; review of potential exemptions and exchange of emails with M. Conlan.	B53	00159	LAG	0.50	\$299.25
11/12/2024	Draft updates for Mediatrix website, e-mails with N. Mitchell re: same.	B53	02062	MC2	0.50	\$299.25
11/13/2024	Update Mediatrix website.	B53	26048	NM3	0.50	\$144.00
11/14/2024	E-mails with J. Curtis re: investor contact information.	B53	02062	MC2	0.10	\$59.85
11/14/2024	Confer with J. Wolak re: privacy of investor records.	B53	02062	MC2	0.20	\$119.70
11/14/2024	Attend to e-mails with Faegre team re: investor records.	B53	02062	MC2	0.20	\$119.70
11/14/2024	Update Mediatrix website.	B53	26048	NM3	2.50	\$720.00
11/15/2024	E-mails with J. Curtis and D. Porteous re: investor contacts.	B53	02062	MC2	0.10	\$59.85
11/26/2024	Review Judge O'Hara's Recusal Order.	B53	02062	MC2	0.10	\$59.85
	Sub-Total For Task:	B53			14.10	\$7,026.75
						Case Administration
10/29/2024	Fact research on need to file for CTA compliance with FinCEN; e-mails with L. Goldman re: same.	B51	02062	MC2	0.50	\$299.25
11/04/2024	Finalize and submission of opposition to venue motion with supporting papers.	B51	15023	FS	0.30	\$86.40
11/11/2024	Fact research on disposition of certain automobiles, e-mails with C. Anton re: same.	B51	02062	MC2	0.20	\$119.70
	Sub-Total For Task:	B51			1.00	\$505.35
						Sale Motion/363 Sales
11/12/2024	Telephone call with S. Brophy re: Gray collection.	B50	02062	MC2	0.10	\$59.85
	Sub-Total For Task:	B50			0.10	\$59.85
						Asset Analysis and Recovery

Total For Matter:	106202	Counsel to Mark Conlan in his capacity a			154.40	\$82,269.90
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Totals For Client:					154.40	\$82,269.90
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Gibbons P.C.

Time Summary

Run Date: 1/24/2025

Client/Matter: 117199	Mark Conlan
106202	Counsel to Mark Conlan in his capacity as SEC Receiver for Mediatrix Capital Inc.,

Atty Code	Initials	Attorney Name	Position	Hours	Avg Rate	Value
02518	DEB	Barney, Dale E.	Director	17.30	\$598.50	\$10,354.05
30492	AMC	Collart, Anne M.	Director	1.10	\$481.50	\$529.65
02062	MC2	Conlan, Mark	Director	32.50	\$598.50	\$19,451.25
02950	CPA	Anton, Christopher P.	Counsel	61.10	\$598.50	\$36,568.35
02548	DC	Crapo, David	Counsel	5.70	\$598.50	\$3,411.45
00159	LAG	Goldman, Lawrence A.	Counsel	1.70	\$598.50	\$1,017.45
30541	MAC	Conforti, Michael A.	Associate	1.40	\$409.50	\$573.30
30654	CEC	Coyle, Caitlyn E.	Associate	18.80	\$328.50	\$6,175.80
30611	KPM	McEvelly, Kyle P.	Associate	0.80	\$328.50	\$262.80
15023	FS	Sammy, Fritz	Case Manager	0.50	\$288.00	\$144.00
89266	DW	Whitford, Diane	Case Manager	0.70	\$207.00	\$144.90
26048	NM3	Mitchell, Neal	ParaLegal	11.70	\$288.00	\$3,369.60
26063	EP1	Pearson, Erica	ParaLegal	1.10	\$243.00	\$267.30
Totals:				154.40		\$82,269.90

Gibbons P.C.

Fee Application

Run Date: 1/24/2025

Client/Matter:	117199	Mark Conlan
	106202	Counsel to Mark Conlan in his capacity as SEC Receiver for Mediatrix Capital Inc.,

Task/ Code	Description Of Services	Hours	Value
RE06	Litigation Consulting	18.00	\$10,498.95
RE05	Status Reports	3.80	\$1,591.20
B70	Tax Issues	0.10	\$59.85
B62	Litigation	108.20	\$59,160.60
B58	Fee Applications	8.20	\$3,044.70
B56	Employment Applications	0.90	\$322.65
B53	Case Administration	14.10	\$7,026.75
B51	Sale Motion/363 Sales	1.00	\$505.35
B50	Asset Analysis and Recovery	0.10	\$59.85
Totals:		154.40	\$82,269.90

Gibbons P.C.

Fee Application

Run Date: 1/24/2025

Client/Matter:	117199	Mark Conlan
	106202	Counsel to Mark Conlan in his capacity as SEC Receiver for Mediatrix Capital Inc., et al.

Task Code	Description Of Services	Hours	Value
RE06	<u>Litigation Consulting</u>		
	02518 Barney, Dale E.	17.30	\$10,354.05
	89266 Whitford, Diane	0.70	\$144.90
RE06	Litigation Consulting	18.00	\$10,498.95
RE05	<u>Status Reports</u>		
	02062 Conlan, Mark	1.30	\$778.05
	02548 Crapo, David	0.30	\$179.55
	26048 Mitchell, Neal	2.20	\$633.60
RE05	Status Reports	3.80	\$1,591.20
B70	<u>Tax Issues</u>		
	02062 Conlan, Mark	0.10	\$59.85
B70	Tax Issues	0.10	\$59.85
B62	<u>Litigation</u>		
	02950 Anton, Christopher P.	61.10	\$36,568.35
	30492 Collart, Anne M.	1.10	\$529.65
	02062 Conlan, Mark	21.40	\$12,807.90
	30654 Coyle, Caitlyn E.	18.00	\$5,913.00
	02548 Crapo, David	4.80	\$2,872.80
	26048 Mitchell, Neal	0.50	\$144.00
	26063 Pearson, Erica	1.10	\$267.30
	15023 Sammy, Fritz	0.20	\$57.60
B62	Litigation	108.20	\$59,160.60
B58	<u>Fee Applications</u>		
	02062 Conlan, Mark	1.80	\$1,077.30
	02548 Crapo, David	0.40	\$239.40
	26048 Mitchell, Neal	6.00	\$1,728.00
B58	Fee Applications	8.20	\$3,044.70
B56	<u>Employment Applications</u>		
	02062 Conlan, Mark	0.10	\$59.85
	30611 McEvelly, Kyle P.	0.80	\$262.80
B56	Employment Applications	0.90	\$322.65
B53	<u>Case Administration</u>		
	30541 Conforti, Michael A.	1.40	\$573.30
	02062 Conlan, Mark	7.00	\$4,189.50
	30654 Coyle, Caitlyn E.	0.80	\$262.80
	02548 Crapo, David	0.20	\$119.70
	00159 Goldman, Lawrence A.	1.70	\$1,017.45
	26048 Mitchell, Neal	3.00	\$864.00
B53	Case Administration	14.10	\$7,026.75
B51	<u>Sale Motion/363 Sales</u>		
	02062 Conlan, Mark	0.70	\$418.95
	15023 Sammy, Fritz	0.30	\$86.40
B51	Sale Motion/363 Sales	1.00	\$505.35
B50	<u>Asset Analysis and Recovery</u>		
	02062 Conlan, Mark	0.10	\$59.85

Gibbons P.C.

Time Detail

Run Date: 1/24/2025

Client/Matter: 117199	Mark Conlan
106202	Counsel to Mark Conlan in his capacity as SEC Receiver for Mediatrix Capital Inc., et al.

B50	Asset Analysis and Recovery	0.10	\$59.85
Totals:		154.40	\$82,269.90

Gibbons P.C.

Disbursement Detail

Run Date: 1/24/2025

Client/Matter:	117199	Mark Conlan
	106202	Counsel to Mark Conlan in his capacity as SEC Receiver for Mediatrix Capital Inc., et al.

Tran Date	Description Of Disbursement	Value
Disbursement Type: <u>Legal Research - PACER</u>		
11/12/2024	Legal Research - PACER	3.00
11/12/2024	Legal Research - PACER	1.30
11/12/2024	Legal Research - PACER	1.30
11/12/2024	Legal Research - PACER	3.00
11/12/2024	Legal Research - PACER	2.40
11/12/2024	Legal Research - PACER	3.00
11/12/2024	Legal Research - PACER	2.40
11/12/2024	Legal Research - PACER	2.80
11/12/2024	Legal Research - PACER	1.40
	Total:	20.60

Total Disbursements:	20.60
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**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLORADO**

Civil Action No. 1:19-cv-02594-RM-STV

UNITED STATES SECURITIES AND EXCHANGE COMMISSION,

Plaintiff,

v.

MEDIATRIX CAPITAL INC., *et al.*,

Defendants,

and

MEDIATRIX CAPITAL FUND LTD, *et al.*,

Relief Defendants.

**ORDER APPROVING AND AUTHORIZING PAYMENT OF
RECEIVER’S AND PROFESSIONALS’ FEES AND COSTS
FROM OCTOBER 1, 2024 THROUGH DECEMBER 31, 2024**

Before the Court is Mark B. Conlan’s (the “**Receiver**”) *Motion for Order Approving and Authorizing Payment of Receiver’s and Professionals’ Fees and Costs from October 1, 2024 through December 31, 2024* (ECF No. ____) (the “**Thirteenth Quarterly Fee Application**”).

The Court having reviewed and considered the Thirteenth Quarterly Fee Application, and all pleadings and evidence filed in support thereof, and there being no opposition to the Thirteenth Quarterly Fee Application, and good cause appearing therefore, IT IS

ORDERED that:

1. The Thirteenth Quarterly Fee Application is approved in its entirety;

2. The following fees and costs incurred in the Thirteenth Expense Period¹, are hereby authorized to be paid from the assets in the receivership estate:

- a. The Receiver's fees in the amount of \$1,470.00; and
- b. The Receiver's counsel, Gibbons P.C.'s fees in the amount of \$82,270.00 and Gibbons' costs in the amount of \$21.00 for a total of \$82,291.00; and
- c. The Receiver's accountants, Rocky Mountain Advisory, LLC's, fees in the amount of \$2,487.00 and RMA's costs in the amount of \$42.00 for a total of \$2,529.00

DATED this ___ day of _____, 2025.

BY THE COURT:

RAYMOND P. MOORE
United States District Judge

¹Capitalized terms not otherwise defined herein shall have the meaning ascribed to them in the Thirteenth Quarterly Fee Application.