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10 Attorneys for Permanent Receiver
ROBB EVANS & ASSOCIATES LLC

11 **UNITED STATES DISTRICT COURT**
 12 **DISTRICT OF NEVADA**

14 FEDERAL TRADE COMMISSION,
 15 Plaintiff,
 16 v.
 17 IVY CAPITAL, INC., etc., et al.,
 18 Defendants, and
 19 CHERRYTREE HOLDINGS, LLC,
 20 etc., et al.
 21 Relief Defendants.

CASE NO. 2:11-cv-00283-JCM-GWF

ORDER (1)
APPROVING AND
AUTHORIZING PAYMENT OF
RECEIVER’S AND
PROFESSIONALS’ FEES AND
EXPENSES FROM APRIL 1, 2011
THROUGH AUGUST 31, 2012;
AND (2) GRANTING RELIEF
FROM LOCAL RULE 66-5
PERTAINING TO NOTICE TO
CREDITORS

22
 23 The matter of the Motion for Order (1) Approving and Authorizing Payment
 24 of Receiver’s and Professionals’ Fees and Expenses From April 1, 2011 Through
 25 August 31, 2012; and (2) Granting Relief from Local Rule 66-5 Pertaining to
 26 Notice to Creditors (“second fee motion”) filed by Robb Evans & Associates LLC
 27 (“receiver”) as receiver of Ivy Capital, Inc. and other related and affiliated entities
 28

1 pursuant to the Preliminary Injunction issued March 25, 2011, came on regularly
2 before the court, the Honorable James C. Mahan, United States District Judge
3 presiding. The court, having reviewed and considered the second fee motion and
4 all pleadings and papers filed in support thereof, and responses, if any, to the
5 second fee motion, and good cause appearing therefor,

6 IT IS ORDERED that:


7 1. The second fee motion and all relief sought therein is granted;

8 2. Without limiting the generality of the foregoing:

9 A. The receivership fees and expenses incurred for the seventeen-month
10 period from April 1, 2011 through August 31, 2012 (“expense period”), including
11 the fees of the receiver, the receiver’s members and staff in the sum of \$368,269.08
12 and receiver’s costs in the sum of \$21,160.12, fees in the sum of \$225,857.70 and
13 costs in the sum of \$27,525.72 of the receiver’s lead counsel McKenna Long &
14 Aldridge LLP, and fees and costs of the receiver’s local counsel Kolesar &
15 Leatham, Chtd. of \$139.59, for total receiver’s fees and expenses incurred in the
16 expense period of \$642,952.21 are hereby approved and authorized to be paid from
17 assets of the receivership; and

18 B. Notice of the second fee motion is hereby deemed to be sufficient
19 under Local Civil Rule 66-5 based on the service of the notice of the filing of the
20 second fee motion and the second fee motion motion on all parties and service of
21 the notice of the filing of the second fee motion on all known non-consumer
22 creditors of the estate.

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24 DATED: December 18, 2012.


The Honorable James C. Mahan
United States District Court Judge

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CERTIFICATE OF SERVICE

I am a citizen of the United States and employed in Los Angeles County, California. I am over the age of eighteen years and not a party to the within-entitled action. My business address is 300 South Grand Avenue, 14th Floor, Los Angeles, CA 90071.

On October 18, 2012, I served the **[PROPOSED] ORDER (1) APPROVING AND AUTHORIZING PAYMENT OF RECEIVER’S AND PROFESSIONALS’ FEES AND EXPENSES FROM APRIL 1, 2011 THROUGH AUGUST 31, 2012; AND (2) GRANTING RELIEF FROM LOCAL RULE 66-5 PERTAINING TO NOTICE TO CREDITORS** upon the parties and/or counsel listed and by the methods indicated on the attached Service List.

I declare upon the penalty of perjury that the foregoing is true and correct, and that I am employed in the office of a member of the bar of this Court at whose direction the service was made. Executed on October 18, 2012 at Los Angeles, California.

/s/ Pamela A. Coates
Pamela A. Coates

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2 **SERVICE LIST**
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4 The following CM/ECF participants were served by electronic means on
5 October 18, 2012:
6

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The following non-CM/ECF participant was served by first-class mail,
postage prepaid on October 18, 2012:

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