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SEAMAN, Court-Appointed Receiver

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11 UNITED STATES DISTRICT COURT
12 CENTRAL DISTRICT OF CALIFORNIA

13 FEDERAL TRADE COMMISSION,
14 Plaintiff,

15 v.

16 DIGITAL ALTITUDE LLC, a
17 Delaware limited liability company;
DIGITAL ALTITUDE LIMITED,
18 United Kingdom company; ASPIRE
19 PROCESSING LLC, a Nevada limited
20 liability company; ASPIRE
21 PROCESSING LIMITED, a United
22 Kingdom company; ASPIRE
23 VENTURES LTD., a United Kingdom
24 company; DISC ENTERPRISES INC.,
25 a Nevada corporation; RISE SYSTEMS
& ENTERPRISE LLC, a Utah limited
26 liability company; RISE SYSTEMS &
27 ENTERPRISE LLC, a Nevada limited
28 liability company; SOAR
INTERNATIONAL LIMITED
LIABILITY COMPANY, a Utah
limited liability company; THE
UPSIDE, LLC, a California limited
liability company; THERMOGRAPHY
FOR LIFE, LLC, also d/b/a LIVING
EXCEPTIONALLY, INC., a Texas
limited liability company; MICHAEL
FORCE, individually and as an officer,

) Case No.: 2:18-cv-00729 JAK-MRW
) Assigned to Hon. John A. Kronstadt

) **RECEIVER'S FOURTH AND
FINAL FEE APPLICATION**

) Date: June 15, 2020
) Time: 8:30 a.m.
) Place: Courtroom 10B
350 W. First Street
Los Angeles, 90012

) **Complaint Filed: January 29, 2018**

1 member and/or manager of Digital)
 2 Altitude LLC and Soar International)
 3 Limited Liability Company; MARY)
 4 DEE, individually and as an officer,)
 5 member and/or manager of Digital)
 6 Altitude LLC, Digital Altitude Limited,)
 7 Aspire Processing LLC, RISE Systems)
 8 & Enterprise LLC, The Upside, LLC,)
 9 and Thermography for Life, LLC;)
 10 MORGAN JOHNSON, individually and)
 11 as an officer, member and/or manager of)
 12 Digital Altitude LLC and RISE Systems)
 13 & Enterprise LLC; ALAN MOORE,)
 14 individually and as an officer, member)
 15 and/or manager of Digital Altitude LLC)
 16 and Aspire Processing Limited; and)
 17 SEAN BROWN, individually and as an)
 18 officer, member and/or manager of)
 19 Aspire Processing LLC, Disc)
 20 Enterprises Inc. and RISE Systems &)
 21 Enterprise LLC,)
 22 Defendants.)

14 Thomas A. Seaman, the Court-appointed Receiver (“Receiver”) for
 15 defendants Digital Altitude, LLC, Digital Altitude Limited; Aspire Processing LLC;
 16 Aspire Processing Limited; Aspire Ventures Ltd; Disc Enterprises Inc.; RISE
 17 Systems & Enterprise LLC (Utah); RISE Systems & Enterprise LLC (Nevada); Soar
 18 International Limited Liability Company; The Upside, LLC; Thermography for
 19 Life, LLC, d/b/a Living Exceptionally, Inc., and each of their subsidiaries, affiliates,
 20 successors, and assigns (the “Receivership Entities”), hereby respectfully submits
 21 this fourth and final application for approval and payment of fees and
 22 reimbursement of expenses (the “Application”). This Application covers the period
 23 from August 1, 2019, through February 18, 2020 (the “Fourth Application Period”),
 24 and seeks interim approval of \$42,779.50 in fees. Receiver concurrently is moving
 25 the Court for approval of his Final Account and Report, for his discharge, and for
 26 related relief, and if granted, this will be Receiver’s final fee application.

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 28

1 **I. INTRODUCTION AND PROCEDURAL BACKGROUND**

2 Plaintiff Federal Trade Commission (“FTC”) filed the above-captioned
3 action, under seal, on January 29, 2018. On Thursday, February 1, 2018, this Court
4 entered its “*Ex Parte* Temporary Restraining Order With Asset Freeze, Appointment
5 of Temporary Receiver, and Other Equitable Relief, and Order to Show Cause Why
6 a Preliminary Injunction Should Not Issue” (the “TRO”). On February 5, 2018, the
7 Receiver assumed possession of the Receivership Entities. On March 9, 2018, the
8 Court granted a Preliminary Injunction and confirmed the appointment of the
9 Receiver (the “PI Order”).

10 **II. APPLICATION**

11 During the Fourth Application Period, the Receiver and his staff spent
12 212.8 hours executing the duties set forth in the TRO and the subsequent PI Order.
13 Since the time of his appointment the Receiver has taken possession of
14 \$2,126,333.24 in funds turned over by financial institutions of the Receivership
15 Entities and their subsidiaries and affiliates. By this Application, the Receiver seeks
16 approval of \$42,779.50 in fees incurred from August 1, 2019, through February 18,
17 2020. The fees were incurred at hourly rates ranging from \$60 to \$400 per hour and
18 the weighted average hourly rate was \$201 per hour (as was also the case for the life
19 of this case). From inception through February 18, 2020, the total Receiver’s fees
20 are \$279,971.50, or 13.2% of receipts. Prior to being nominated to serve as receiver
21 by the FTC, the Receiver agreed to cap the blended hourly rate at \$210 for the
22 duration of the appointment.

23 **A. SCOPE OF RECEIVER’S WORK**

24 As set forth in the Receiver’s Final Account and Report, with the underlying
25 litigation having been resolved, the Receiver is concluding the affairs of the
26 receivership estate and is holding cash in the amount of \$1,682,789.16. During the
27 application period the following work has been performed:
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- Supported the FTC with accounting information in connection with obtaining Final Judgments and settlements the named defendants;
- Complied with subpoenas and discovery requests for records of the receivership entities;
- Continued efforts to recover funds from merchant account reserves;
- Liquidated certain personal property in connection with Final Judgments; and
- Continued efforts toward the return of \$515,000 inadvertently overpaid to Paradise Media Ventures, a company that provided purported sales training credentials thereby assisting Digital Altitude’s scheme.

B. Receivership Accounting - Receipts and Disbursements

From inception through February 18, 2020, the Receiver has collected \$2,126,333.24, disbursed \$443,544.08, and is holding cash in the amount of \$1,682,789.16.

III. SUMMARY OF RECEIVER'S FEES AT ISSUE

Exhibit A provides a summary by timekeeper of the total fees for the Fourth Application Period of \$42,779.50, as well as a detailed listing of every task performed by the Receiver or his agents. The fees were incurred by month as follows:

August 2019	\$8,414.50
September 2019	\$4,205.00
October 2019	\$9,107.00
November 2019	\$3,538.00
December 2019	\$6,293.00
January 2020	\$4,619.50
<u>February 2020</u>	<u>\$6,602.50</u>
Total	\$42,779.50

1 The Receiver and his agents expended 212.8 hours administering the affairs
 2 of the receivership estate at a total cost of \$42,779.50. In order to efficiently
 3 manage the receivership estate and minimize fees, the Receiver delegates work to
 4 lower priced employees of the Receiver at rates ranging from \$60 to \$210 per hour.
 5 These employees worked 184.2 hours at an average hourly rate of \$170, bringing
 6 the weighted average hourly rate to \$201 per hour.

7 IV. SUMMARY OF CHARGES BY TASK

8 The following summarizes the charges listed in Exhibit A by category of fees:

9	10	11	12	13	14	15	16
	<u>Task</u>	<u>Hours</u>	<u>Amount</u>				
	Accounting and Reporting	38.2	\$6,604.50				
	Consumer Relations	6.8	\$1,086.00				
	Project Management	96.5	\$16,685.00				
	Receiver	28.6	\$11,440.00				
	Receivership Administration	1.0	\$60.00				
	Research Files	23.2	\$3,944.00				
	Sell Liquidate Assets	18.5	\$2,960.00				
	<u>Total All Activities</u>	<u>212.8</u>	<u>\$42,779.50</u>				

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 18 Accounting and Reporting. This cost category collects cost of accounting for
 19 receipts and disbursements of the receivership estate, banking, and preparation of
 20 deposits and checks. For the Fourth Application Period, 38.2 hours were spent on
 21 these tasks for a total of \$6,604.50. A Quickbooks file was created and bank
 22 accounts were established for the receivership estate, and other miscellaneous tasks
 23 set forth in Exhibit A. The average hourly rate for this work was \$173.

24 Consumer relations. The costs include responding to consumer inquiries and
 25 maintaining the receivership website. For the Fourth Application Period, 6.8 hours
 26 were spent on these tasks for a total of \$1,086.00. The average hourly rate for this
 27 work was \$160.
 28

1 Project Management. In total, 96.5 hours at were spent preserving and
2 managing digital information, assisting the Receiver and document requests of the
3 FTC, and otherwise managing the affairs of the receivership estate. The total cost
4 was \$16,685.00 and was incurred at \$173 per hour.

5 Receiver. This category is only used by the Receiver and includes work to
6 manage the receivership estate. The Receiver spent 28.6 hours, or approximately
7 3% of his time in the Fourth Application Period on these tasks. At his hourly rate of
8 \$400, the total amount is \$11,440.

9 Receivership Administration. The work is comprised of document
10 preservation and organization, and review and processing of incoming mail, which
11 provides invaluable clues to locating assets and other matters requiring the attention
12 of the Receiver, replying to consumers emails and calls, and assisting the Receiver
13 with administrative tasks. This category was limited to one hour for a total of \$60.

14 Research Files. This category includes investigative work in reviewing
15 accounting and other business records to locate assets and understand the business
16 operations. The hours worked were 23.2 for a total of \$3,944.00, or \$170 per hour.

17 Sell Liquidate Assets. This category includes work in preparing assets for
18 sale, such as commissioning appraisals or opinions of value of assets and retaining
19 listing brokers or auctioneers, ordering title reports and UCC reports for assets,
20 preparing the assets for sale, including cleaning and non-capital repairs, entertaining
21 offers and negotiating sales, documenting sales, and administering escrows or
22 auctions to conclude the sales. The hours worked were 18.5 for a total of \$2,960.00,
23 or \$160 per hour. These efforts are expected to result in the transferring of
24 ownership and sale of the Falcon Oil & Gas, Ltd. shares currently held by the
25 Receivership Estate which is anticipated to yield proceeds of over \$40,000 after this
26 Fourth Application Period, which funds the Receiver will turnover to the FTC upon
27 receipt in accordance the proposed order discharging receiver.

28

1 **V. THE FEES COSTS ARE REASONABLE**
2 **AND SHOULD BE ALLOWED**

3 "As a general rule, the expenses and fees of a receivership are a charge upon
4 the property administered." *Gaskill v. Gordon*, 27 F. 3d 248, 251 (7th Cir. 1994).
5 These expenses include the fees and expenses of this Receiver and his professionals,
6 including Loeb & Loeb, LLP. Decisions regarding the timing and amount of an
7 award of fees and costs to the Receiver and his Professionals are committed to the
8 sound discretion of the Court. *See SEC v. Elliot*, 953 F. 2d 1560, 1577 (11th Cir.
9 1992) (rev'd in part on other grounds, 998 F.2d 922 (11th Cir. 1993)).

10 In allowing fees, a court should consider "the time, labor and skill required,
11 but not necessarily that actually expended, in the proper performance of the duties
12 imposed by the court upon the receiver, the fair value of such time, labor and skill
13 measured by conservative business standards, the degree of activity, integrity and
14 dispatch with which the work is conducted and the result obtained." *United States v.*
15 *Code Prods. Corp.*, 362 F. 2d 669, 673 (3d Cir. 1966) (internal quotation marks
16 omitted). In practical terms, receiver and professional compensation thus ultimately
17 rests upon the result of an equitable, multi-factor balancing test involving the
18 "economy of administration, the burden that the estate may be able to bear, the
19 amount of time required, although not necessarily expended, and the overall value of
20 the services to the estate." *In re Imperial 400 Nat'l, Inc.*, 432 F. 2d 232, 237 (3d Cir.
21 1970). Regardless of how this balancing test is formulated, no single factor is
22 determinative and "a reasonable fee is based [upon] all circumstances surrounding
23 the receivership." *SEC v. W.L. Moody & Co., Bankers (Unincorporated)*,
24 374 F. Supp. 465, 480 (S.D. Tex. 1974).

25 As a preliminary matter, the TRO and PI Order confer on the Receiver
26 substantial duties and powers, including to conduct such investigation and discovery
27 as is necessary to locate and account for all receivership assets, take such action as is
28 necessary and appropriate to assume control over and preserve receivership assets,

1 and employ attorneys and others to investigate and, where appropriate, institute,
2 pursue, and prosecute all claims and causes of action of whatever kind and nature.
3 See TRO, Part IX; PI Order, Part IX.

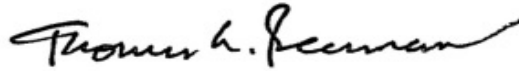
4 The Receiver believes the rates and the total fees and expenses charged are
5 reasonable in view of the challenges and circumstances encountered and respectfully
6 requests an order approving the total fees and costs submitted in the amount of
7 \$42,779.50.

8
9 **VI. CONCLUSION**

10 **FOR THESE REASONS**, the Receiver requests that the Court enter an
11 Order approving this Application.

12
13 Date: March 11, 2020

Respectfully submitted,

14 

15 _____
16 Thomas A. Seaman

17
18
19 APPROVED AS TO FORM AND CONTENT:

20
21 /s/ Benjamin R. King
22 Benjamin R. King
23 Lance N. Jurich
24 LOEB & LOEB LLP
25 10100 Santa Monica Blvd., Suite 2200
26 Los Angeles, California 90067
27 Telephone: 310-282-2000
28 Facsimile: 310-282-2200

Attorneys for Receiver, Thomas A. Seaman

EXHIBIT A

Thomas Seaman Company

FeeApp4

Summary By Timekeeper
Page 1 of 3

Thomas Seaman, Receiver for Digital Altitude, LLC, et al
Fourth Interim Fee Application
Summary of Fees
Summary By Timekeeper
August 1, 2019, through February 18, 2020

Thomas Seaman, Receiver	Hours	Rate	Cost
Aug-19	5.3	\$400.00	\$2,120.00
Sep-19	1.1	\$400.00	\$440.00
Oct-19	7.4	\$400.00	\$2,960.00
Nov-19	-	\$0.00	\$0.00
Dec-19	1.4	\$400.00	\$560.00
Jan-20	3.7	\$400.00	\$1,480.00
Through 2/18/2020	9.7	\$400.00	\$3,880.00
Total	28.6	\$400.00	\$11,440.00

Alison Juroe, Project Manager	Hours	Rate	Cost
Aug-19	4.5	\$210.00	\$945.00
Sep-19	2.7	\$210.00	\$567.00
Oct-19	7.8	\$210.00	\$1,638.00
Nov-19	2.7	\$210.00	\$567.00
Dec-19	2.4	\$210.00	\$504.00
Jan-20	1.3	\$210.00	\$273.00
Through 2/18/2020	1.8	\$210.00	\$378.00
Total	23.2	\$210.00	\$4,872.00

Darren Clevenger, Project Manager	Hours	Rate	Cost
Aug-19	21.8	\$170.00	\$3,706.00
Sep-19	11.4	\$170.00	\$1,938.00
Oct-19	21.7	\$170.00	\$3,689.00
Nov-19	17.1	\$170.00	\$2,907.00
Dec-19	23.7	\$170.00	\$4,029.00
Jan-20	12.0	\$170.00	\$2,040.00
Through 2/18/2020	2.8	\$170.00	\$476.00
Total	110.5	\$170.00	\$18,785.00

Thomas Seaman Company

FeeApp4

Summary By Timekeeper
Page 2 of 3

Timothy McDonnell, Project Manager	Hours	Rate	Cost
Aug-19	9.4	\$160.00	\$1,504.00
Sep-19	7.8	\$160.00	\$1,248.00
Oct-19	4.8	\$160.00	\$768.00
Nov-19	0.4	\$160.00	\$64.00
Dec-19	7.5	\$160.00	\$1,200.00
Jan-20	4.5	\$160.00	\$720.00
Through 2/18/2020	11.2	\$160.00	\$1,792.00
Total	45.6	\$160.00	\$7,296.00

Matthew Flahive, Accountant	Hours	Rate	Cost
Aug-19	1.5	\$85.00	\$127.50
Sep-19	-	\$0.00	\$0.00
Oct-19	0.4	\$85.00	\$34.00
Nov-19	-	\$0.00	\$0.00
Dec-19	-	\$0.00	\$0.00
Jan-20	0.9	\$85.00	\$76.50
Through 2/18/2020	0.9	\$85.00	\$76.50
Total	3.7	\$85.00	\$314.50

Various Administrative Assistants	Hours	Rate	Cost
Aug-19	0.2	\$60.00	\$12.00
Sep-19	0.2	\$60.00	\$12.00
Oct-19	0.3	\$60.00	\$18.00
Nov-19	-	\$0.00	\$0.00
Dec-19	-	\$0.00	\$0.00
Jan-20	0.5	\$60.00	\$30.00
Through 2/18/2020	-	\$0.00	\$0.00
Total	1.2	\$60.00	\$72.00

Thomas Seaman Company

FeeApp4

Summary By Timekeeper
Page 3 of 3

Total	Hours	Rate	Cost
Aug-19	42.7	\$197.00	\$8,414.50
Sep-19	23.2	\$181.00	\$4,205.00
Oct-19	42.4	\$215.00	\$9,107.00
Nov-19	20.2	\$175.00	\$3,538.00
Dec-19	35.0	\$180.00	\$6,293.00
Jan-20	22.9	\$202.00	\$4,619.50
Through 2/18/2020	26.4	\$250.00	\$6,602.50
Total, Receiver and Agent hours	212.8	\$201.00	\$42,779.50

Thomas Seaman Company

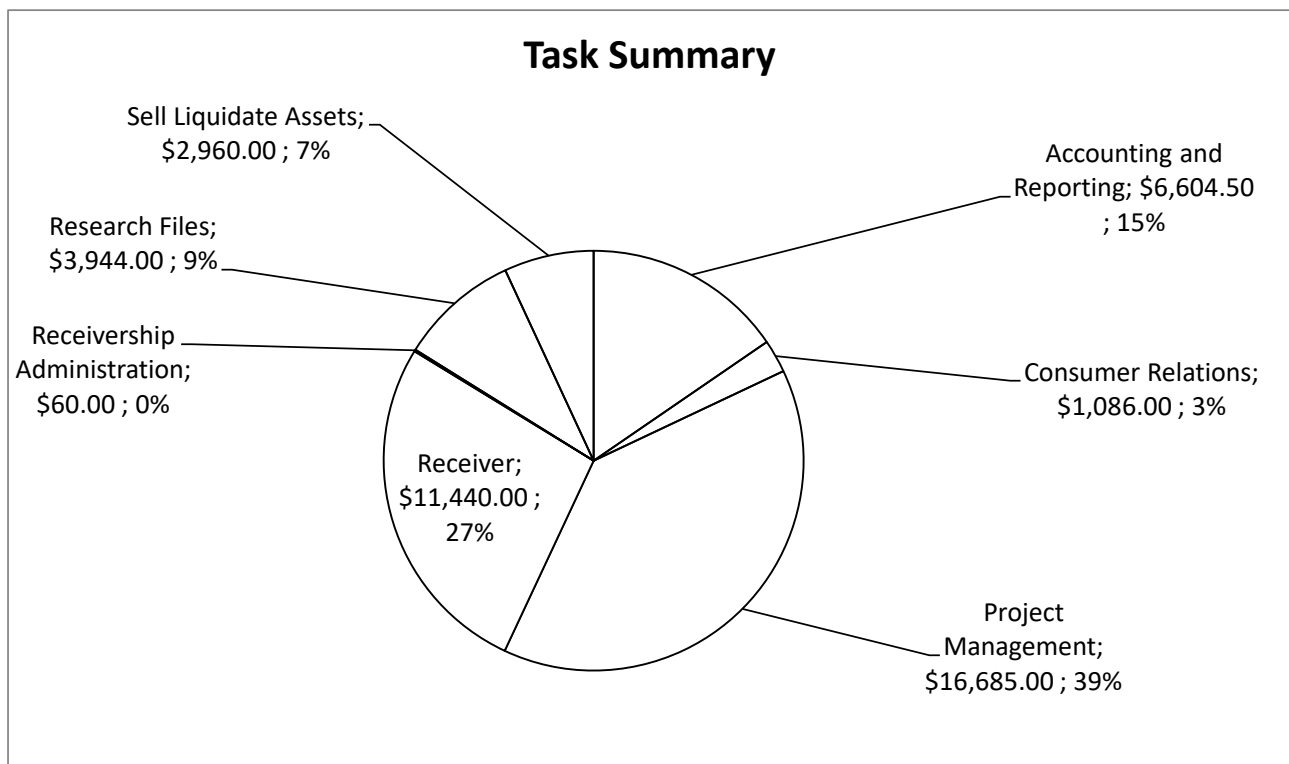
FeeApp4

Summary By Task
Page 1 of 4

**Thomas Seaman, Receiver for Digital Altitude, LLC, et al
Fourth Interim Fee Application
Summary By Task**

August 1, 2019, through February 18, 2020

Task	Hours	Rate	Amount
Accounting and Reporting	38.2	\$173	\$6,604.50
Consumer Relations	6.8	\$160	\$1,086.00
Project Management	96.5	\$173	\$16,685.00
Receiver	28.6	\$400	\$11,440.00
Receivership Administration	1.0	\$60	\$60.00
Research Files	23.2	\$170	\$3,944.00
Sell Liquidate Assets	18.5	\$160	\$2,960.00
Total All Activities	212.8	\$201	\$42,779.50



Thomas Seaman Company

FeeApp4

Summary By Task
Page 2 of 4

Accounting and Reporting	Hours	Rate	Accounting and Reporting
Aug-19	12.9	\$165	\$2,131.50
Sep-19	2.4	\$210	\$504.00
Oct-19	1.6	\$179	\$286.00
Nov-19	2.7	\$210	\$567.00
Dec-19	3.7	\$192	\$712.00
Jan-20	4.0	\$159	\$637.50
Through 2/18/2020	10.9	\$162	\$1,766.50
Total Accounting and Reporting	38.2	\$173	\$6,604.50

Consumer Relations	Hours	Rate	Consumer Relations
Aug-19	-	\$0	\$0.00
Sep-19	6.4	\$160	\$1,022.00
Oct-19	-	\$0	\$0.00
Nov-19	0.4	\$160	\$64.00
Dec-19	-	\$0	\$0.00
Jan-20	-	\$0	\$0.00
Through 2/18/2020	-	\$0	\$0.00
Total Consumer Relations	6.8	\$160	\$1,086.00

Project Management	Hours	Rate	Project Management
Aug-19	22.9	\$171	\$3,913.00
Sep-19	8.9	\$170	\$1,510.00
Oct-19	26.2	\$180	\$4,717.00
Nov-19	8.8	\$170	\$1,496.00
Dec-19	15.9	\$170	\$2,703.00
Jan-20	11.0	\$170	\$1,870.00
Through 2/18/2020	2.8	\$170	\$476.00
Total Project Management	96.5	\$173	\$16,685.00

Thomas Seaman Company

FeeApp4

Summary By Task
Page 3 of 4

Receiver	Hours	Rate	Receiver
Aug-19	5.3	\$400	\$2,120.00
Sep-19	1.1	\$400	\$440.00
Oct-19	7.4	\$400	\$2,960.00
Nov-19	-	\$0	\$0.00
Dec-19	1.4	\$400	\$560.00
Jan-20	3.7	\$400	\$1,480.00
Through 2/18/2020	9.7	\$400	\$3,880.00
Total Receiver	28.6	\$400	\$11,440.00

Receivership Administration	Hours	Rate	Receivership Administration
Aug-19	0.2	\$60	\$12.00
Sep-19	-	\$0	\$0.00
Oct-19	0.3	\$60	\$18.00
Nov-19	-	\$0	\$0.00
Dec-19	-	\$0	\$0.00
Jan-20	0.5	\$60	\$30.00
Through 2/18/2020	-	\$0	\$0.00
Total Receivership Administration	1.0	\$60	\$60.00

Research Files	Hours	Rate	Research Files
Aug-19	1.4	\$170	\$238.00
Sep-19	2.5	\$170	\$425.00
Oct-19	2.2	\$170	\$374.00
Nov-19	8.3	\$170	\$1,411.00
Dec-19	7.8	\$170	\$1,326.00
Jan-20	1.0	\$170	\$170.00
Through 2/18/2020	-	\$0	\$0.00
Total Research Files	23.2	\$170	\$3,944.00

Thomas Seaman Company

FeeApp4

Summary By Task

Page 4 of 4

Sell/Liquidate Assets	Hours	Rate	Sell/Liquidate Assets
Aug-19	-	\$0	\$0.00
Sep-19	1.9	\$160	\$304.00
Oct-19	4.7	\$160	\$752.00
Nov-19	-	\$0	\$0.00
Dec-19	6.2	\$160	\$992.00
Jan-20	2.7	\$160	\$432.00
Through 2/18/2020	3.0	\$160	\$480.00
Total Sell Liquidate Assets	18.5	\$160	\$2,960.00

Total All Activities	Hours	Rate	Total All Activities
Aug-19	42.7	\$197	\$8,414.50
Sep-19	23.2	\$181	\$4,205.00
Oct-19	42.4	\$215	\$9,107.00
Nov-19	20.2	\$175	\$3,538.00
Dec-19	35.0	\$180	\$6,293.00
Jan-20	22.9	\$202	\$4,619.50
Through 2/18/2020	26.4	\$250	\$6,602.50
Total All Activities	212.8	\$201	\$42,779.50

Thomas Seaman Company
 3 Park Plaza
 Suite 550
 Irvine, CA 92614

Invoice submitted to:
 FTC v. Digital Altitude, et al
 Thomas Seaman, Receiver
 3 Park Plaza
 Suite 550
 Irvine, CA 92614

March 02, 2020

Invoice #11202

Professional Services

		<u>Hrs/Rate</u>	<u>Amount</u>
<u>Accounting & Reporting</u>			
8/1/2019	TM Accounting & Reporting Direction from Tom to start next fee app. Started preparing template spreadsheet to add several more months. Made initial spreadsheet for Tom.	3.00 160.00/hr	480.00
	AJ Accounting & Reporting Reconcile accounts and run financials.	0.30 210.00/hr	63.00
	AJ Accounting & Reporting Confer with Tom re taxes and questions from accountants.	0.20 210.00/hr	42.00
8/2/2019	MRF Accounting & Reporting Processed remaining accounts payable and met with Thomas Seaman to review/approve payments. Reviewed issue with software vendor charges in excess of contract rates.	0.70 85.00/hr	59.50
	AJ Accounting & Reporting Confer with Tom and re-run financials for different period. Confer with Tom and Darren re Infusionsoft and Google data preservation.	0.40 210.00/hr	84.00
	AJ Accounting & Reporting Review accountants data requests. Search for info and send to Dolins Group for tax preparation.	0.80 210.00/hr	168.00

FTC v. Digital Altitude, et al

Page 2

			<u>Hrs/Rate</u>	<u>Amount</u>
8/5/2019	AJ	Accounting & Reporting Review response from Christian re taxes.	0.10 210.00/hr	21.00
8/6/2019	AJ	Accounting & Reporting Call with Tom and Ben re 1099 issue. Emails with Christian re taxes and 1099.	0.40 210.00/hr	84.00
	AJ	Accounting & Reporting Call with Utah Tax Commission re amount due. Direct Kim re email to send with orders and final judgement, etc.	0.40 210.00/hr	84.00
8/7/2019	TM	Accounting & Reporting Checked Timeslips re upcoming fee app. Entered Timeslips data onto Word document narrative.	3.00 160.00/hr	480.00
8/8/2019	TM	Accounting & Reporting Entered Timeslips data and SFAR info onto Word document narrative.	1.50 160.00/hr	240.00
	AJ	Accounting & Reporting Confer with Tim re bank records. Review and give direction to Kim re same.	0.60 210.00/hr	126.00
8/9/2019	TM	Accounting & Reporting Email to Tom re fee app. Minor edit.	0.30 160.00/hr	48.00
	AJ	Accounting & Reporting Review items from Kim and email to Dolins Group for completing the taxes.	0.20 210.00/hr	42.00
8/12/2019	AJ	Accounting & Reporting Review email from Christian re DA taxes.	0.10 210.00/hr	21.00
8/19/2019	MRF	Accounting & Reporting Received instructions from Darren Clevenger re AWS account and reviewed issues with credit card setup. Remedied issue and processed payment.	0.50 85.00/hr	42.50
8/23/2019	AJ	Accounting & Reporting Review emails and questions from The Dolins Group with additional tax questions.	0.10 210.00/hr	21.00
8/30/2019	MRF	Accounting & Reporting Reviewed vendor invoice and processed payment.	0.30 85.00/hr	25.50
SUBTOTAL:			[12.90	2,131.50]

			<u>Hrs/Rate</u>	<u>Amount</u>
<u>Project Management</u>				
8/1/2019	DC	Project Management Reviewed GSuite invoice, approved and forwarded.	0.10 170.00/hr	17.00
	DC	Project Management After approving invoice, logged in and ran audit on drive to review any new activity.	0.40 170.00/hr	68.00
8/2/2019	DC	Project Management Worked with Keap -(new name for Infusionsoft) researched when bill increased by \$600. User Lisa Iwig was created on 1/18/19, and notes on Keap side indicate that rate should have gone back to regular rate of \$216. Had call with Keap support rep to investigate.	1.00 170.00/hr	170.00
8/4/2019	DC	Project Management Tested Quickbooks file after power outage impacting entire building. Checked login, size of data file and date of last save. Reviewed backup file to compare and confirm success.	0.40 170.00/hr	68.00
8/6/2019	DC	Project Management Worked on adjusting contract for Keap (formerly Infusionsoft). Employee of Keap changed the billing in January of 2019 (Lisa Iwig). Forwarded prior communication and agreements. Talked with customer success manager, then legal department.	1.10 170.00/hr	187.00
	AJ	Project Management Review email re meeting to discuss case. Confer with Tom re same. Look up DA site online and email Darren and Tom re findings.	0.30 210.00/hr	63.00
	AJ	Project Management Confer with Darren re DA website, meeting tomorrow, etc.	0.10 210.00/hr	21.00
	DC	Project Management Read, researched and responded to Receiver's email regarding hosting of Digital Altitude assets.	0.30 170.00/hr	51.00
	DC	Project Management Researched GoDaddy listings and companies who might be hosting new version of Digital Altitude. Researched listed executives on LinkedIn as well as companies tied to domain registrations and dates of registrations.	0.50 170.00/hr	85.00
8/7/2019	DC	Project Management Worked on restoring access to Digital Altitude servers which had gone offline due to a hosting issue. Reached out to defendant regarding ips and domains as well as forwarding of domains. Spent majority of day restoring access to back office (not Infusionsoft) but the secondary back office with accurate record of inflows of cash from victims. Had calls with as well as exchanged emails with hosts. Sent email and had call with Dan Pryor to look into additional hosting	4.10 170.00/hr	697.00

FTC v. Digital Altitude, et al

Page 4

		<u>Hrs/Rate</u>	<u>Amount</u>
	solutions.		
8/7/2019	DC Project Management Worked on negotiations with Infusionsoft (now Keap). Sent copies of order and injunction along with detained notes and backup of prior communications. Received updates and additional requests for info' complied with requests and had call and was transferred to new trouble ticket manager.	0.80 170.00/hr	136.00
	AJ Project Management Email to Darwin with the Utah State Tax Commission re treatment of amount owing. Email to Tim re adding commission to the email contact list.	0.20 210.00/hr	42.00
8/8/2019	TM Project Management Received email with documents re Digital Altitude. Downloaded and saved. Printed and checked if they matched requested documents. Gave to Alison.	0.70 160.00/hr	112.00
	TM Project Management Downloaded numerous PACER documents.	0.40 160.00/hr	64.00
	DC Project Management Received response from Keap (formerly Infusionsoft). Disputed amounts and researched proof of overcharges as well as emailed backup of agreement for charges reached in prior year.	0.40 170.00/hr	68.00
	DC Project Management Conducted additional research into Digital Altitude developments concerning possible restart, additional websites and correspondence with hosts.	1.60 170.00/hr	272.00
8/9/2019	DC Project Management Researched more info on Digital Altitude in preparation for call.	0.60 170.00/hr	102.00
	DC Project Management Had call to update research into current status of Digital Altitude assets.	0.30 170.00/hr	51.00
	DC Project Management Sent summary email with additional documents.	0.20 170.00/hr	34.00
8/12/2019	DC Project Management Worked with AWS, GoDaddy, SiteGround and Alan Moore to restore access to back office for myaspiressystem.co and admin.digitalaltitude.co.	3.10 170.00/hr	527.00
	DC Project Management Worked on Infusionsoft/Keap software refund. Researched and compiled additional documents and composed response, after	0.70 170.00/hr	119.00

FTC v. Digital Altitude, et al

Page 5

			<u>Hrs/Rate</u>	<u>Amount</u>
		meeting with Receiver.		
8/12/2019	TM	Project Management Call from Tom re finding court documents re settlement. Searched the PACER file and found them.	0.50 160.00/hr	80.00
	AJ	Project Management Confer with Darren re DA Admin access. Review online info re same and verify it is usable and accessible.	0.30 210.00/hr	63.00
8/15/2019	DC	Project Management Had call with customer support, then transferred to tech support regarding running reports on usage, imports and allowed users.	0.70 170.00/hr	119.00
	DC	Project Management Created custom tag report to assign tags to every customer who made purchase in order to separate contacts to reduce the monthly bill paid by Receiver. Customized report and ran, monitored process.	0.80 170.00/hr	136.00
8/19/2019	DC	Project Management Worked on issues with Digital Altitude hosting on AWS. Sent multiple emails and worked with customer service to change over billing and primary contact information. Sent updates and questions to Alan Moore.	0.80 170.00/hr	136.00
8/22/2019	DC	Project Management Made additional calls and conducted additional research regarding various hosted products for Digital Altitude data preservation after reviewing emails.	0.70 170.00/hr	119.00
	DC	Project Management Worked on additional items for exporting Keap (Infusionsoft) data with all fields. Created pivot table to see if payments can be tied to levels to assist with claims.	1.20 170.00/hr	204.00
8/26/2019	DC	Project Management Worked on additional research for shutting off hosting services and maintaining data.	0.60 170.00/hr	102.00
		SUBTOTAL:	[22.90	3,913.00]
		<u>Receiver</u>		
8/2/2019	TAS	Receiver Review Infusionsoft and Google charges, email counsel re same.	0.30 400.00/hr	120.00

FTC v. Digital Altitude, et al

Page 6

			<u>Hrs/Rate</u>	<u>Amount</u>
8/2/2019	TAS	Receiver Review Infusionsoft charges.	0.30 400.00/hr	120.00
	TAS	Receiver Direct Matt re reinvesting cash.	0.10 400.00/hr	40.00
	TAS	Receiver Meet with Alison re email from Dolins re taxes, Amex, forgiveness of debt, etc.	0.60 400.00/hr	240.00
8/7/2019	TAS	Receiver Prepare SFAR.	0.50 400.00/hr	200.00
8/12/2019	TAS	Receiver Review draft narrative for fee app and revise and update.	0.90 400.00/hr	360.00
	TAS	Receiver Revise fee app.	0.40 400.00/hr	160.00
	TAS	Receiver Prepare fifth report.	2.20 400.00/hr	880.00
		SUBTOTAL:	[5.30	2,120.00]
		<u>Receivership Administration</u>		
8/5/2019	BC	Receivership Administration Prepared checks and mailed to creditors and filed backup.	0.20 60.00/hr	12.00
		SUBTOTAL:	[0.20	12.00]
		<u>Research files</u>		
8/6/2019	DC	Research files Researched DigitalAltitude.co website appearing active again with new host. Researched links and GoDaddy Whois records and searched out info on contacts in preparation for meeting with Receiver and forensic accounting, and claims administrator.	1.40 170.00/hr	238.00
		SUBTOTAL:	[1.40	238.00]
		For professional services rendered	42.70	\$8,414.50
		Balance due		<u>\$8,414.50</u>

Thomas Seaman Company
 3 Park Plaza
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Invoice submitted to:
 FTC v. Digital Altitude, et al
 Thomas Seaman, Receiver
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March 02, 2020

Invoice #11202

Professional Services

		<u>Hrs/Rate</u>	<u>Amount</u>
<u>Accounting & Reporting</u>			
9/4/2019	AJ Accounting & Reporting Follow up email to Christian with items for remaining tax questions	0.60 210.00/hr	126.00
9/10/2019	AJ Accounting & Reporting Review email from accounting firm re payment for final tax returns. Forward to Matthew with comments.	0.20 210.00/hr	42.00
9/11/2019	AJ Accounting & Reporting Review emails with accounting and The Dolins Group re payment, and return timing, etc.	0.10 210.00/hr	21.00
9/13/2019	AJ Accounting & Reporting Review emails from the Dolins group. Download, save and review the tax returns. Confer with Tom re same. Review emails to understand the scope of retainer.	1.30 210.00/hr	273.00
9/16/2019	AJ Accounting & Reporting Confer with Tom re return. Complete the online authorization. Discuss additional returns.	0.20 210.00/hr	42.00
SUBTOTAL:		[2.40	504.00]
<u>Consumer Relations</u>			
9/9/2019	DC Consumer Relations Received email and call from investor requesting updates. Answered questions and directed to website.	0.30 170.00/hr	51.00

FTC v. Digital Altitude, et al

Page 2

		<u>Hrs/Rate</u>	<u>Amount</u>
9/19/2019	AJ Consumer Relations Review email from investor that stopped by the office. Confer with Tom re website update. Forward message to Bonnie and provide info on appropriate investor responses.	0.30 210.00/hr	63.00
	BC Consumer Relations Spoke to Investor on the phone.	0.20 60.00/hr	12.00
	TM Consumer Relations Downloaded PACER documents re fee apps and report. Prepared to post on website per Tom's direction.	2.50 160.00/hr	400.00
9/20/2019	TM Consumer Relations Email from Tom re narrative, spoke with Tom re same. Finished posting narrative to fee apps and report posting.	0.50 160.00/hr	80.00
9/24/2019	TM Consumer Relations Prepared posting to website, checked hyperlinks, re-named a few of the documents, posted to website, checked. Sent emails to subscribers. Sent email to group re same.	2.60 160.00/hr	416.00
SUBTOTAL:		[6.40	1,022.00]
<u>Project Management</u>			
9/3/2019	DC Project Management Researched prior communications and composed email with screen shots to ask for an update on revising the charges and status of export.	0.30 170.00/hr	51.00
	DC Project Management Reviewed prior data sent by Keap (formerly Infusionsoft). Summarized records received to date and sent attachment of most recent file and requested another attempt at export.	0.40 170.00/hr	68.00
9/9/2019	DC Project Management Received call from Keap (formerly Infusionsoft). returned call to discuss billing adjustments. Exchanged multiple emails and documents including cc statements and prelim injunction as well as copies of prior emails.	0.70 170.00/hr	119.00
9/12/2019	DC Project Management Worked on issues related to data preservation with Infusionsoft/Keap. Sent screen shots of email conversations after exhausting all avenues for cost reduction and attempts to verify final data exports.	0.80 170.00/hr	136.00
9/23/2019	DC Project Management Worked on additional items with cloud based software in preparation for upcoming meeting.	2.10 170.00/hr	357.00

FTC v. Digital Altitude, et al

Page 3

		<u>Hrs/Rate</u>	<u>Amount</u>
9/26/2019	TM Project Management Email from Schwab re need to call the security operations desk. Call to Charles Schwab re how to register the securities in the name of the Receiver.	0.30 160.00/hr	48.00
9/27/2019	DC Project Management Installed updates and tested connections on additional computers prior to meeting with counsel. Worked on documentation.	2.00 170.00/hr	340.00
9/30/2019	DC Project Management Worked on issues with permissions and DNS files in preparation for meeting with counsel. Contacted former employee of DA and sent multiple screen shots with resulting errors along with step by step instructions on how each resulting screen was reached. Worked in tandem testing multiple potential fixes throughout day.	1.70 170.00/hr	289.00
	DC Project Management Ran tests after additional changes made and successfully logged in. Sent screen shots to programmer to seek assistance with DNS and domains.	0.60 170.00/hr	102.00
SUBTOTAL:		[8.90	1,510.00]
<u>Receiver</u>			
9/15/2019	TAS Receiver Read Souza complaint confer with Ben re same.	0.50 400.00/hr	200.00
9/23/2019	TAS Receiver Follow up with Ben on Souza complaint, deadline re same.	0.30 400.00/hr	120.00
9/24/2019	TAS Receiver Telephone call with Laura Basford re Souza complaint and next steps.	0.30 400.00/hr	120.00
SUBTOTAL:		[1.10	440.00]
<u>Research files</u>			
9/4/2019	DC Research files Worked with Alison Juroe and Keap representatives to analyze data exports and determine purpose of each of 48 fields in exported data. Working on changing hosting responsibility.	1.80 170.00/hr	306.00
	DC Research files Received AWS bill. Reviewed and compared to prior email correspondence regarding hosting terms. Entered alternate billing	0.70 170.00/hr	119.00

FTC v. Digital Altitude, et al

Page 4

	<u>Hrs/Rate</u>	<u>Amount</u>
information.		
SUBTOTAL:	[2.50	425.00]
<u>Sell Property/Liquidate Assets</u>		
9/20/2019 TM	0.10	16.00
Sell Property/Liquidate Assets	160.00/hr	
Direction by Tom to investigate share prices of stock turned over to Receiver from Moore.		
9/23/2019 TM	1.80	288.00
Sell Property/Liquidate Assets	160.00/hr	
Reviewed contact info of registrar and potential brokers re Falcon Oil stock certificate. Call to registrar and to Schwab re selling the shares. Calls to and from Schwab and given contact info re foreign desk for trading and wrote large email to the foreign desk re same.		
SUBTOTAL:	[1.90	304.00]
For professional services rendered	23.20	\$4,205.00
Balance due		<u>\$4,205.00</u>

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 Thomas Seaman, Receiver
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March 02, 2020

Invoice #11202

Professional Services

		<u>Hrs/Rate</u>	<u>Amount</u>
<u>Accounting & Reporting</u>			
10/9/2019	AJ Accounting & Reporting Confer with Tom re QSF taxes. Start pulling and gathering info for accountants.	0.60 210.00/hr	126.00
10/10/2019	AJ Accounting & Reporting Confer with Tom re tax penalty notice received. Direct Bonnie re scanning and emailing same.	0.10 210.00/hr	21.00
10/11/2019	AJ Accounting & Reporting Email to Christian Ortiz re penalty notice received from IRS related to paper filed 1099's.	0.10 210.00/hr	21.00
10/30/2019	MRF Accounting & Reporting Conferred with Thomas Seaman re treasury investments and cash needs. Conferred with broker re penny stock sale for shares turned over by defendant.	0.40 85.00/hr	34.00
	AJ Accounting & Reporting Confer with Tom re accounting status. Prepare email to CLA re tax returns.	0.40 210.00/hr	84.00
SUBTOTAL:		[1.60	286.00]

FTC v. Digital Altitude, et al

Page 2

			<u>Hrs/Rate</u>	<u>Amount</u>
<u>Project Management</u>				
10/1/2019	DC	Project Management Reviewed and forwarded invoice for GSuite.	0.10 170.00/hr	17.00
10/3/2019	DC	Project Management Worked on DA information to further prep for meeting.	1.10 170.00/hr	187.00
10/9/2019	DC	Project Management Prepared for meeting. This involved setting up specific computer and changing hosts file and logging in to all cloud assets to test. Had to communicate with defendant in order to get additional sites functional.	3.60 170.00/hr	612.00
	DC	Project Management Located missing documents which were filed with court which were moved on server. Restored.	0.40 170.00/hr	68.00
	TM	Project Management Question from Tom re fee app hearing. Researched times and dates. Question from Alison re fee app of attorneys.	0.10 160.00/hr	16.00
10/10/2019	DC	Project Management Met with counsel and TSC reps to go over case and clarify information.	7.00 170.00/hr	1,190.00
	AJ	Project Management Meet with counsel re books and records, any other recovery and eventual case closing and status of items in progress.	6.60 210.00/hr	1,386.00
10/11/2019	DC	Project Management Used exports from Infusionsoft and back office and separated out net winners and joint ventures. Imported partial list into OFAC area on FINRA site to see if any joint ventures are on the list. Will import full list later (and prior to distribution and will run prior to closing.	1.20 170.00/hr	204.00
10/16/2019	DC	Project Management Received notice from AWS regarding SSL/TLS certificates. Contacted support re issue. Sent documents to IT professional to assess situation. Reviewed timing of changes taking effect and possible end to case but in light of Receiver's office agreeing to host indefinitely, sought a workaround. Contacted defendant with questions. Relayed info to IT professional and checked it against AWS direction. Implemented and tested with success.	2.10 170.00/hr	357.00
	DC	Project Management Worked on obtaining alternate email addresses through investor's counsel based on bounced emails announcing interim distribution. Updated master sheet and notified claims.	0.80 170.00/hr	136.00

FTC v. Digital Altitude, et al

Page 3

		<u>Hrs/Rate</u>	<u>Amount</u>
10/17/2019	DC Project Management Gathered and send pdfs of specific claim info and sent to responsible parties along with information that Receiver asked me to forward.	0.40 170.00/hr	68.00
10/22/2019	DC Project Management Went to storage unit to get serial numbers from computers and inventory. Worked on gathering information for disposition.	2.80 170.00/hr	476.00
SUBTOTAL:		[26.20	4,717.00]
<u>Receiver</u>			
10/1/2019	TAS Receiver Direct Alison re tax prep work.	0.20 400.00/hr	80.00
10/9/2019	TAS Receiver Prepare for meeting with counsel re business books and records.	0.50 400.00/hr	200.00
10/10/2019	TAS Receiver Meet with counsel re books and records, any other recovery and eventual case closing and status of items in progress.	6.50 400.00/hr	2,600.00
10/30/2019	TAS Receiver Confer with Matt treasury management, calculate current needs, direct re invest in short term treasury.	0.20 400.00/hr	80.00
SUBTOTAL:		[7.40	2,960.00]
<u>Receivership Administration</u>			
10/10/2019	BC Receivership Administration Downloaded and printed emails for Alison for meeting.	0.30 60.00/hr	18.00
SUBTOTAL:		[0.30	18.00]
<u>Research files</u>			
10/5/2019	DC Research files Went to storage to inspect computers taken from Utah site in preparation for upcoming meeting. Booted up computers and double checked inventory and identification of computers that were in use upon takeover. Reviewed completed questionnaires from onsite employees for passwords to local machines. Worked on document prep to assist with direction on where to research specific data including cloud based digital assets and applications.	2.20 170.00/hr	374.00

FTC v. Digital Altitude, et al

Page 4

		<u>Hrs/Rate</u>	<u>Amount</u>
SUBTOTAL:		[2.20	374.00]
<u>Sell Property/Liquidate Assets</u>			
10/2/2019	TM	Sell Property/Liquidate Assets Email from Tom re stock sale requirements, informed him of need for papers. Found court orders relevant to case, printed and went to Schwab to get forms and spoke with representative.	1.30 160.00/hr 208.00
10/8/2019	TM	Sell Property/Liquidate Assets Reviewed other clearing houses for sale of shares.	0.30 160.00/hr 48.00
10/9/2019	TM	Sell Property/Liquidate Assets Call to Fidelity re stock certificate and if they were able to transact it. Left message re same.	0.10 160.00/hr 16.00
10/10/2019	TM	Sell Property/Liquidate Assets Calls to brokers re stock certificate and given contact information of people at TD Ameritrade re same to call for restricted securities sales.	0.70 160.00/hr 112.00
10/11/2019	TM	Sell Property/Liquidate Assets Call with TD Ameritrade and discussed if they could sell the stock and determined that they can not. Referred back to Schwab. Read through order again to see if language will convince Schwab to accept the security.	0.50 160.00/hr 80.00
10/21/2019	TM	Sell Property/Liquidate Assets Looked up contact info of Wells Fargo Advisor re stock sale. Prepared email and sent to him with documentation.	1.00 160.00/hr 160.00
10/22/2019	TM	Sell Property/Liquidate Assets Email from Doucet re any possibility of selling the stock through Wells.	0.10 160.00/hr 16.00
10/23/2019	TM	Sell Property/Liquidate Assets Email to Doucet re possibility of selling the stock. Let Tom know that an exception is needed.	0.20 160.00/hr 32.00
10/25/2019	TM	Sell Property/Liquidate Assets Email to Doucet re possibility of stock sale.	0.10 160.00/hr 16.00
10/30/2019	TM	Sell Property/Liquidate Assets Discussed status of request to Wells Fargo, printed for Tom to review. Email to Doucet. Call from Tom re the Order re Moore and whether it was sent to Doucet, I checked and it was along with the Preliminary Injunction.	0.40 160.00/hr 64.00
SUBTOTAL:		[4.70	752.00]

FTC v. Digital Altitude, et al

Page 5

	<u>Hours</u>	<u>Amount</u>
For professional services rendered	42.40	\$9,107.00
Balance due		<u>\$9,107.00</u>

Thomas Seaman Company
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Invoice submitted to:
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 Thomas Seaman, Receiver
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March 02, 2020

Invoice #11202

Professional Services

		<u>Hrs/Rate</u>	<u>Amount</u>
<u>Accounting & Reporting</u>			
11/1/2019	AJ Accounting & Reporting Review email from CLA re taxes. Review and discuss with Tom.	0.20 210.00/hr	42.00
11/5/2019	AJ Accounting & Reporting Confer with Tom re engagement letter. Scan and email to CLA. Review files and records to prepare for sending documents to accountants.	0.70 210.00/hr	147.00
11/6/2019	AJ Accounting & Reporting Gather and prepare email with documents for CLA to get taxes done for QSF. Emails with Ginger re questions on same.	1.60 210.00/hr	336.00
11/11/2019	AJ Accounting & Reporting Review email from accountants re call for taxes.	0.10 210.00/hr	21.00
11/15/2019	AJ Accounting & Reporting Review email from CAL about setting up a call. Respond.	0.10 210.00/hr	21.00
SUBTOTAL:		[2.70	567.00]

FTC v. Digital Altitude, et al

Page 2

		<u>Hrs/Rate</u>	<u>Amount</u>
<u>Consumer Relations</u>			
11/27/2019	TM Consumer Relations Renewed web services for the Digital Altitude case.	0.40 160.00/hr	64.00
SUBTOTAL:		[0.40	64.00]
<u>Project Management</u>			
11/1/2019	DC Project Management Reviewed and approved GSuite invoice for Digital Altitude as well as AWS invoice and Keap. Scanned recent copies to review with counsel.	0.20 170.00/hr	34.00
11/7/2019	DC Project Management Read and responded to multiple emails from counsel regarding specific contact info and documents.	0.20 170.00/hr	34.00
	DC Project Management Worked on documentation and research for turnover of DA information. Created login documentation and tested in preparation for call with vendor to turnover documents. Researched email history to find user credentials as well as restored text messages to look for additional contact information and dates when specific information was sent via email or text.	1.10 170.00/hr	187.00
11/8/2019	DC Project Management Researched data to provide for claims.	1.80 170.00/hr	306.00
11/13/2019	DC Project Management Worked on additional documentation.	1.10 170.00/hr	187.00
11/19/2019	DC Project Management Looked up information for consel and continued compiling turnover and sifting through and eliminating duplicative materials.	1.10 170.00/hr	187.00
11/20/2019	DC Project Management Worked on additional items and research for data turnover based on conversations and additional emails and notes from meeting. Worked on documentation to facilitate easier access and understanding of different cloud data services.	1.20 170.00/hr	204.00
11/27/2019	DC Project Management Researched testimonial content and names against actual financial results from exported data as part of preservation.	2.10 170.00/hr	357.00
SUBTOTAL:		[8.80	1,496.00]

FTC v. Digital Altitude, et al

Page 3

		<u>Hrs/Rate</u>	<u>Amount</u>
<u>Research files</u>			
11/11/2019	DC	Research files Worked on data hosting. Researched, scanned exported and created data sheets to identify data as well as adjust billing.	1.80 170.00/hr 306.00
11/12/2019	DC	Research files Created instructional documents for operation of various cloud based programs including usernames and passwords and step by step screen shots for interested parties.	4.10 170.00/hr 697.00
	DC	Research files Had conference call with host to go over sites and access for multiple Digital Altitude programs. Answered questions and walked through various scenarios.	1.20 170.00/hr 204.00
11/22/2019	DC	Research files Worked on changing passwords for turnover in GSuite and reviewed docs in legal hold and researched info on Google environment for moving and downloading data.	1.20 170.00/hr 204.00
SUBTOTAL:		[8.30	1,411.00]
For professional services rendered		20.20	\$3,538.00
Balance due			<u>\$3,538.00</u>

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Professional Services

			<u>Hrs/Rate</u>	<u>Amount</u>
<u>Accounting & Reporting</u>				
12/3/2019	AJ	Accounting & Reporting Follow up with CLA on QSF taxes.	0.20 210.00/hr	42.00
12/11/2019	AJ	Accounting & Reporting Call with Tom re tax status. Email to CLA re same.	0.20 210.00/hr	42.00
	AJ	Accounting & Reporting Call with Brian at CLA. Confer with Tom re tax return ETA.	0.10 210.00/hr	21.00
12/19/2019	TM	Accounting & Reporting Call from Alison re unpaid fees as of Dec. 31, 2018, for Digital Alt. Made spreadsheet and sent to her.	1.30 160.00/hr	208.00
	AJ	Accounting & Reporting Call with Brian re taxes, court order and other info needed. Email TRO. Reconcile accounts, run financial reports, etc. Confer with Tim re accrued fees. Email all info to Brian as requested.	1.10 210.00/hr	231.00
12/30/2019	AJ	Accounting & Reporting Check email and mail for returns and email to Brian and CLA requesting status on QSF return.	0.20 210.00/hr	42.00
12/31/2019	AJ	Accounting & Reporting Download and save QSF 2018 return. Review and email Brian with question on Delaware.	0.60 210.00/hr	126.00

FTC v. Digital Altitude, et al

Page 2

		<u>Hrs/Rate</u>	<u>Amount</u>	
SUBTOTAL:		[3.70	712.00]	
<u>Project Management</u>				
12/2/2019	DC	Project Management Reviewed updates from GSuite regarding new security rollouts and impact on users. Tested to see if new enabled search feature will aid counsel when searching for responsive documents. Created screen shots to highlight use of new features to send with other documentation.	0.80 170.00/hr	136.00
	DC	Project Management Worked on turnover; primarily tracking down and organizing testimonials and complaints and checking statements against actual earnings.	1.30 170.00/hr	221.00
12/3/2019	DC	Project Management Received and reviewed AWS bill for content hosting and API connection with Keap database. Sent info and exchanged emails with Alan to review scenario impacting database if hosting is suspended and link between AWS and Keap is disconnected.	0.80 170.00/hr	136.00
	DC	Project Management Received bill for AWS for Digital Altitude. Verified and passed to accounting. Logged in to review connection settings for AWS and Keap to help with turnover.	0.60 170.00/hr	102.00
12/5/2019	DC	Project Management Worked on additional research and preparation.	1.50 170.00/hr	255.00
12/9/2019	DC	Project Management Worked on research and documentation including writing summaries for funding requests for cloud assets as well as descriptions for uses of each cloud based asset.	3.60 170.00/hr	612.00
12/16/2019	DC	Project Management Went to offsite storage to prep computers for transfer. Booted up each machine and cracked all passwords for all machines. Double checked inventory, serial numbers and labeling of machines and created list. Finished list and password details at office and sent information..	2.60 170.00/hr	442.00
12/17/2019	DC	Project Management Read and responded to emails from investors.	0.20 170.00/hr	34.00
12/23/2019	DC	Project Management Read and responded to multiple emails from investors; had call with local investor and answered questions about what will happen in the	0.80 170.00/hr	136.00

FTC v. Digital Altitude, et al

Page 3

		<u>Hrs/Rate</u>	<u>Amount</u>
coming months.			
12/26/2019	DC Project Management Went to storage facility to archive computers.	1.60 170.00/hr	272.00
12/30/2019	DC Project Management Organized and renamed testimonial pdfs and matched to Excel worksheet. Inserted bookmarks into each testimonial in master pdf file and wrote descriptive email for counsel to be able to decipher the information. Sent documents, screen shots and excel file.	2.10 170.00/hr	357.00
SUBTOTAL:		[15.90	2,703.00]
<u>Receiver</u>			
12/11/2019	TAS Receiver Confer with Alison re when QSF returns will be filed.	0.10 400.00/hr	40.00
	TAS Receiver Confer with Tim re Falcon shares sale process.	0.30 400.00/hr	120.00
	TAS Receiver Telephone call with Ben King re order governing process to close case, certified orders, reserve and turnover.	0.30 400.00/hr	120.00
	TAS Receiver Prepare email re timing of pending matters and closing case.	0.70 400.00/hr	280.00
SUBTOTAL:		[1.40	560.00]
<u>Research files</u>			
12/10/2019	DC Research files Had call with counsel and performed additional research and turnover for specific items. Searched through multiple email and drive accounts with keyword searches. Had to reassign permissions for specific users in order to access certain files for printing, downloading and/or reviewing. Sent updates to counsel throughout the day as they were obtained. Located key contact information for specific individuals. Created documents with screen shots for multiple levels of logins and numerous click-able data points to drill down into additional information. Wrote instructional document for use of software.	6.20 170.00/hr	1,054.00

FTC v. Digital Altitude, et al

Page 4

		<u>Hrs/Rate</u>	<u>Amount</u>
12/30/2019	DC Research files Researched and compiled more testimonial information.	1.60 170.00/hr	272.00
SUBTOTAL:		[7.80	1,326.00]
<u>Sell Property/Liquidate Assets</u>			
12/4/2019	TM Sell Property/Liquidate Assets Discussed with Tom the needs to sell stock re Falcon. Searched for broker with strong presence in Canada and called and got instructions of what is necessary. Call to transfer agent and got instructions of how to turn into electronic shares. Reported to Tom what is needed re certified court orders. Started work on letter of instruction for transfer agent.	1.20 160.00/hr	192.00
12/11/2019	TM Sell Property/Liquidate Assets Calls from Tom re need for certified copies of the orders for transferring shares into name of the Receiver.	0.10 160.00/hr	16.00
12/16/2019	TM Sell Property/Liquidate Assets Letter for ComputerShare re transferring stocks into name of the Receiver.	0.70 160.00/hr	112.00
12/17/2019	TM Sell Property/Liquidate Assets Made detailed instructions for transfer agent re stock. Prepared document for Tom's signature. Looked up Canadian postal code format, made changes to letter, contact in Outlook.	2.00 160.00/hr	320.00
12/18/2019	TM Sell Property/Liquidate Assets Edits to letter to Computershare with added explanation of requirements upon vendors not associated with the case.	1.00 160.00/hr	160.00
12/20/2019	TM Sell Property/Liquidate Assets Finalized letter with Tom's edits, made UPS shipment, consulted UPS re allowed declared value, etc. Scanned documents, sent out.	1.10 160.00/hr	176.00
12/23/2019	TM Sell Property/Liquidate Assets Email re package delivered at transfer agent.	0.10 160.00/hr	16.00
SUBTOTAL:		[6.20	992.00]
For professional services rendered		35.00	\$6,293.00
Balance due			<u>\$6,293.00</u>

Thomas Seaman Company
 3 Park Plaza
 Suite 550
 Irvine, CA 92614

Invoice submitted to:
 FTC v. Digital Altitude, et al
 Thomas Seaman, Receiver
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 Suite 550
 Irvine, CA 92614

March 02, 2020

Invoice #11202

Professional Services

			<u>Hrs/Rate</u>	<u>Amount</u>
<u>Accounting & Reporting</u>				
1/6/2020	AJ	Accounting & Reporting Email to Brian for update on taxes and provide accrued fees.	0.30 210.00/hr	63.00
1/9/2020	AJ	Accounting & Reporting Confer with Tom on taxes. Review accounting and make entry for YE interest deposit. Rerun and email financials to Brian. Follow up with Tim re expense accruals for 2019.	0.30 210.00/hr	63.00
	TM	Accounting & Reporting Call from Alison to makes spreadsheet re unpaid fees for TSC and attorneys at end of 2019.	1.00 160.00/hr	160.00
1/10/2020	TM	Accounting & Reporting Finished spreadsheet of unpaid fees for Alison.	0.80 160.00/hr	128.00
1/23/2020	AJ	Accounting & Reporting Review message from Tom re taxes.	0.10 210.00/hr	21.00
	AJ	Accounting & Reporting Email to Brian to request a not to exceed amount for 2020 and cost for 2019. Review response and forward to Tom.	0.10 210.00/hr	21.00
1/24/2020	AJ	Accounting & Reporting Review email from CLA re tax question on accrued fees, respond to same.	0.10 210.00/hr	21.00

FTC v. Digital Altitude, et al

Page 2

			<u>Hrs/Rate</u>	<u>Amount</u>
1/29/2020	AJ	Accounting & Reporting Review email from CLA and download and print tax returns. Review with Tom and get a signatures. Give Bonnie instruction on mailing same.	0.40 210.00/hr	84.00
	MRF	Accounting & Reporting Processed accounts payable.	0.40 85.00/hr	34.00
1/30/2020	MRF	Accounting & Reporting Reviewed 1099 eligible vendors for 2019 and processed forms 1096 & 1099. Gave instructions to Bonnie Carver re mailing forms.	0.50 85.00/hr	42.50
SUBTOTAL:			[4.00	637.50]
<u>Project Management</u>				
1/1/2020	DC	Project Management Received and reviewed invoice for GSuite checked # users and usage.	0.20 170.00/hr	34.00
1/3/2020	DC	Project Management Reviewed and forwarded AWS bill which enables functionality of the Keap/Infusionsoft website via APIs.	0.20 170.00/hr	34.00
1/7/2020	DC	Project Management Had chat support with Amazon regarding hosting and updating TSL/SSL certificate in order to insure that APIs between Infusionsoft and primary website will continue to work. Installed updates and tested. Had multiple support calls and chat sessions. Exchanged emails with Alan Moore and reached out to independent programmer to review certificate status and spot potential future problems (if any) for website.	1.80 170.00/hr	306.00
1/10/2020	DC	Project Management Received multiple emails from individuals re data preservation issues and timing of case ending. Created document with screen shots to provide answers. Sent information regarding specific billing cycle dates and deadlines regarding various digital assets and cloud accounts. Had call with IT team in Phoenix regarding progress on G Suite export as well as answered questions regarding differences with "vault" and "legal holds" specific to the context in which Google uses the terms.	1.10 170.00/hr	187.00
	DC	Project Management Received voicemail from investor regarding additional items. Made list and will research over weekend.	0.10 170.00/hr	17.00
1/13/2020	DC	Project Management Received email regarding removal of 2 factor authentication for GSuite for Digital Altitude. Researched and tested.	0.80 170.00/hr	136.00

FTC v. Digital Altitude, et al

Page 3

		<u>Hrs/Rate</u>	<u>Amount</u>
1/13/2020	DC Project Management Had call with counsel regarding coordinating access now that 2 factor authentication is active. Agreed that he will text me codes when necessary.	0.30 170.00/hr	51.00
1/17/2020	DC Project Management Performed additional work to export all data for preservation prior to turning off cloud assets.	0.90 170.00/hr	153.00
	DC Project Management Received vm from counsel.	0.10 170.00/hr	17.00
1/21/2020	DC Project Management Performed additional research for counsel prior to next report. Met and sent emails to individuals at Thomas Seaman Company to get additional information.	0.70 170.00/hr	119.00
	DC Project Management Worked on issues with security for DA domain and GSuite and updated report notes.	0.80 170.00/hr	136.00
1/23/2020	DC Project Management Worked on additional preservation items and primarily cloud assets.	0.80 170.00/hr	136.00
1/28/2020	DC Project Management Conducted additional research for final report.	1.20 170.00/hr	204.00
1/31/2020	DC Project Management Worked on archiving data from sites in order to turn off G-Suite and other cloud properties.	2.00 170.00/hr	340.00

SUBTOTAL: [11.00 1,870.00]

Receiver

1/22/2020	TAS Receiver Prepare email to update FTC on closing status.	0.30 400.00/hr	120.00
1/23/2020	TAS Receiver Conference call with FTC re Falcon shares, closing status.	0.30 400.00/hr	120.00
	TAS Receiver Confer with Tim re new approach to Falcon, need Alan Moore's help.	0.40 400.00/hr	160.00
1/28/2020	TAS Receiver Email Alan Moore requesting assistance with sale of Falcon shares, get Fed Ex for return, etc.	0.30 400.00/hr	120.00

FTC v. Digital Altitude, et al

Page 4

		<u>Hrs/Rate</u>	<u>Amount</u>
1/28/2020	TAS Receiver Email Ben re closing process, request courts order re same, review same, direct staff re closing, prepare post closing reserve amount, set up call.	1.10 400.00/hr	440.00
1/29/2020	TAS Receiver Telephone call with Laura Basford and Ben King re closing process and reserve.	0.40 400.00/hr	160.00
	TAS Receiver Follow up call with Ben King re discharge motion, fee apps, dates, accounting, reserve, etc.	0.30 400.00/hr	120.00
1/31/2020	TAS Receiver Update FTC on Falcon shares.	0.30 400.00/hr	120.00
	TAS Receiver Communications with Alan Moore re Medallion Signature Guarantee, have Matt send check for fees.	0.30 400.00/hr	120.00
SUBTOTAL:		[3.70	1,480.00]
<u>Receivership Administration</u>			
1/6/2020	BC Receivership Administration Prepared certified mail for taxes.	0.30 60.00/hr	18.00
1/30/2020	BC Receivership Administration Prepared mailing 1099 tax docs.	0.20 60.00/hr	12.00
SUBTOTAL:		[0.50	30.00]
<u>Research files</u>			
1/13/2020	DC Research files Searched for contact details for multiple people and entities and made sure docs, files and emails could not be deleted; same with Keap.	1.00 170.00/hr	170.00
SUBTOTAL:		[1.00	170.00]
<u>Sell Property/Liquidate Assets</u>			
1/6/2020	TM Sell Property/Liquidate Assets Call from Tom re status of Computershare's processing of the stock. Call to same and told to call back on Friday as that is the tenth business day since receiving the letter of instruction. Updated Tom	0.50 160.00/hr	80.00

FTC v. Digital Altitude, et al

Page 5

		<u>Hrs/Rate</u>	<u>Amount</u>
	with status.		
1/10/2020	TM Sell Property/Liquidate Assets Called Computershare to get an update on the status of our request. Told they will return the documents with instructions.	0.50 160.00/hr	80.00
1/21/2020	TM Sell Property/Liquidate Assets Call with Tom re if stock can be transferred and discussed need to have a broker handle it. Call to the transfer agent and told of need for transfer documentation.	0.40 160.00/hr	64.00
1/23/2020	TM Sell Property/Liquidate Assets Call from Tom re stock. Filled out form for securities transfer. Sent to Tom.	1.20 160.00/hr	192.00
1/28/2020	TM Sell Property/Liquidate Assets Call from Tom re transfer form, discussed that it should take care of all problems.	0.10 160.00/hr	16.00
	SUBTOTAL:	[2.70	432.00]
	For professional services rendered	22.90	\$4,619.50
	Balance due		<u>\$4,619.50</u>

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Invoice submitted to:
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March 02, 2020

Invoice #11202

Professional Services

			<u>Hrs/Rate</u>	<u>Amount</u>
<u>Accounting & Reporting</u>				
2/3/2020	AJ	Accounting & Reporting Reconcile accounts and make Quickbooks' entries. Run financial reports, review and confer with Tom re outstanding bills. Make payment and re-run reports. Save to report exhibits folder and provide Tom with hard copy.	0.60 210.00/hr	126.00
	TM	Accounting & Reporting Direction to start fee app.	0.10 160.00/hr	16.00
2/5/2020	MRF	Accounting & Reporting Conferred with Thomas Seaman re case closing and remaining disbursements. Processed payment for CPAs.	0.40 85.00/hr	34.00
	MRF	Accounting & Reporting Future slip to accrue time to process final disbursements.	0.50 85.00/hr	42.50
	TM	Accounting & Reporting Email to group re final slips.	0.10 160.00/hr	16.00
	TM	Accounting & Reporting Checked slips, edits to spreadsheet, entered timeslips. Entered onto narrative.	8.00 160.00/hr	1,280.00
2/7/2020	AJ	Accounting & Reporting Prepare report exhibit, and email to Tom. Discuss case closing process.	0.20 210.00/hr	42.00

FTC v. Digital Altitude, et al

Page 2

			<u>Hrs/Rate</u>	<u>Amount</u>
2/7/2020	AJ	Accounting & Reporting Post closing work, bank reconciliation, tax filing, etc.	0.50 210.00/hr	105.00
	AJ	Accounting & Reporting Print new financial statements and prepare exhibit for FAR.	0.50 210.00/hr	105.00
SUBTOTAL:			[10.90	1,766.50]
<u>Project Management</u>				
2/6/2020	DC	Project Management Logged in as SuperAdmin to multiple cloud accounts and removed billing information for Receiver for case wind down. Checked with accounting to review most recent charges and next billing cycle.	0.80 170.00/hr	136.00
2/7/2020	DC	Project Management Corrected and adjusted time entries per instruction of Receiver.	2.00 170.00/hr	340.00
SUBTOTAL:			[2.80	476.00]
<u>Receiver</u>				
2/1/2020	TAS	Receiver Telephone call with Andrew Hudson re final report issues.	0.20 400.00/hr	80.00
2/3/2020	TAS	Receiver Review accounting, input to FAR.	0.50 400.00/hr	200.00
	TAS	Receiver Edit bills.	0.60 400.00/hr	240.00
	TAS	Receiver Prepare narrative for FAR and discharge motion.	3.70 400.00/hr	1,480.00
	TAS	Receiver Travel time at 50% of time to courthouse for motion re discharge.	1.10 400.00/hr	440.00
	TAS	Receiver Attend hearing.	1.00 400.00/hr	400.00
	TAS	Receiver Make final distributions.	0.50 400.00/hr	200.00

FTC v. Digital Altitude, et al

Page 3

		<u>Hrs/Rate</u>	<u>Amount</u>
2/3/2020	TAS Receiver Review accounting, prepare distribution analysis.	0.60 400.00/hr	240.00
	TAS Receiver Prepare SFAR.	0.50 400.00/hr	200.00
2/18/2020	TAS Receiver Accrued time to liquidate Falcon shares.	1.00 400.00/hr	400.00
SUBTOTAL:		[9.70	3,880.00]
<u>Sell Property/Liquidate Assets</u>			
2/18/2020	TM Sell Property/Liquidate Assets Accrued time to liquidate Falcon shares, deal with transfer agent, get broker account opened, get shares transferred, confer with Tom re trade instructions, place orders, order funds, etc.	3.00 160.00/hr	480.00
SUBTOTAL:		[3.00	480.00]
For professional services rendered		26.40	\$6,602.50
Balance due			<u>\$6,602.50</u>