

IN THE CIRCUIT COURT OF THE SIXTH JUDICIAL CIRCUIT
IN AND FOR PASCO COUNTY, FLORIDA
CIVIL DIVISION

OFFICE OF THE ATTORNEY
GENERAL, DEPARTMENT OF LEGAL
AFFAIRS, STATE OF FLORIDA,

Plaintiff,

CASE NO.: 51-2010-CA-2912-WS/G

v.

BOTFLY L.L.C., DAVID R. LEWALSKI,
and JON J. HAMMILL,

Defendants.

**RECEIVER'S FIRST INTERIM MOTION FOR ORDER
AWARDING FEES AND REIMBURSEMENT OF COSTS TO
MICHAEL MOECKER & ASSOCIATES, INC. AND
AUTHORIZING PAYMENT TO THE RECEIVER'S LEGAL COUNSEL**

Michael Moecker, as Receiver in the above-referenced case, by and through his undersigned counsel and pursuant to the Court's Order Appointing Receiver dated April 1, 2010 (the "**Order Appointing Receiver**"), files this First Interim Application for the allowance of compensation and reimbursement of costs to Michael E. Moecker & Associates, Inc. ("**Moecker & Associates**") incurred from the Receiver's date of appointment, April 1, 2010, through April 30, 2010 (the "**First Fee Period**"). Further, the Receiver seeks a determination by the Court that, pursuant to the Order Appointing Receiver, the fees incurred for the services of his counsel, Bush Ross, P.A. ("**Bush Ross**"), are ordinary and reasonable. The Receiver has not previously sought compensation or reimbursement of costs in this matter for Moecker & Associates, and has not previously sought a determination regarding the services performed by Bush Ross.

I. Case Background and Status.

The Order Appointing Receiver appointed Michael Moecker or his designee employed by Michael Moecker & Associates Inc. as Receiver for Defendants Botfly, L.L.C. (“**Botfly**”), David R. Lewalski (“**Lewalski**”), and Jon J. Hammill (“**Hammill**”) and all other entities operated, controlled, or otherwise associated with the Defendants’ activities (collectively referred to as the “**Receivership Entities**”).

On April 21, 2010, the Receiver filed his Initial Report of Inventory, Findings and Actions Taken from April 1, 2010 through April 21, 2010 (the “**Initial Report**”), which contains the case background and status; and information regarding the initial recovery and disposition of assets. The Receiver incorporates the Initial Report into this Motion for Fees and has attached a true and correct copy of the Initial Report as **Exhibit A** for the Court’s convenience.

II. Services Performed by Moecker & Associates During the First Fee Period

The Order Appointing Receiver provides for payment of fees to Michael Moecker or his designee employed by Michael Moecker & Associates from the State of Florida or the Receivership estate’s funds after a hearing upon notice to the parties and all counsel of record. During the First Fee Period, 498.91 recorded hours were expended by Michael Moecker and Moecker & Associates personnel. Michael Moecker and Moecker & Associates provided services and incurred expenses to investigate the affairs of the Receivership Entities, preserve the Receivership assets, and attempt to locate and recover additional assets. These services were incurred in connection with the administration of the Receivership estate and are for the benefit of aggrieved investors, creditors, and other interested parties of the Receivership Entities. All of the services for which compensation is sought in connection with this case were rendered on

behalf of the Receivership Entities and in furtherance of the duties of the Receiver, and in discharge of the Receiver's responsibilities under the Order Appointing Receiver.

The Receiver requests the Court award Moecker & Associates fees for the services rendered and costs incurred from April 1, 2010, through April 30, 2010, in the amount of \$81,773.05 and \$9,474.16, respectively. The standard hourly rates which Moecker & Associates range from \$21 to \$300 depending on the individual performing the services. The standard hourly rates were applied to the services performed in this case. A copy of the statement summarizing the services rendered by Michael Moecker and Moecker & Associates personnel and the costs incurred for the foregoing is attached hereto as **Exhibit B**.

III. Services Performed by Bush Ross During the First Fee Period

Bush Ross is a professional association engaged in the general practice of law. By order entered on May 25, 2010, the Court authorized the Receiver to employ Bush Ross as general counsel. The Order Appointing Receiver authorizes the Receiver to pay his legal counsel 80% of the ordinary and reasonable fees and 100% of costs incurred upon receipt of a bill for legal services. Specifically, paragraph 9 of the Order Appointing Receiver authorizes the Receiver to

...employ legal counsel with prior approval by Plaintiff, accountants, investigators and consultants ("Outside Professionals"), including entities of which Receiver is a principal/shareholder, to furnish legal, accounting and other advice to the Receiver for such purposes as may be reasonable and necessary during the period of receivership. The Receiver is authorized to pay from the receivership estate's funds eighty (80%) percent of the ordinary and reasonable fees and one hundred (100%) percent of the costs of such Outside Professionals upon receipt of a bill from the Outside Professional. The remaining 20% of fees shall be withheld (the "holdback") pending final application to the Court for approval of all fees and expenses of such Outside Professional, including the Holdback.

Notwithstanding the authorization to pay legal counsel from the Receivership estate's funds provided in the Order Appointing Receiver, the Receiver determined that this Court should review and approve any payment from the Receivership estate's funds.

During the First Fee Period, 150.9 recorded hours were expended by Bush Ross attorneys and paraprofessionals. A chart that summarizes the number of hours expended by each Bush Ross attorney and paraprofessional, the applicable hourly rate and total dollar amount charged for such services during the First Fee Period is attached hereto as **Exhibit C**.

Bush Ross maintains computerized records of the time spent by all Bush Ross attorneys and paraprofessionals in connection with this case, which records detail the services rendered by Bush Ross on behalf of the Receiver. A copy of such records for the First Fee Period is attached hereto as **Exhibit D**. Time increments are reported in tenths of an hour with one-tenth (.1) equaling six minutes.

Bush Ross provided services and incurred expenses to investigate the affairs of the Receivership Entities, preserve the Receivership assets, and attempt to locate and recover additional assets. These services were incurred in connection with the administration of the Receivership estate and are for the benefit of aggrieved investors, creditors, and other interested parties of the Receivership Entities. All of the services for which compensation is sought in connection with this case were rendered on behalf of the Receivership Entities and in furtherance of the duties of the Receiver, and in discharge of Bush Ross's professional responsibilities.

The Receiver has incurred \$42,899.00 in fees for professional services rendered by Bush Ross, P.A. from April 1, 2010, through April 30, 2010 and \$883.08 in costs incurred during that period. Pursuant to the Order Appointing Receiver, the Receiver is authorized to pay from the

receivership estate's funds 80% of Bush Ross fees and 100% of its costs, with the remaining amount to be held back pending final application to the Court.

Accordingly, the Receiver has been authorized to pay Bush Ross \$34,319.20 of its fees for services provided in April, 2010 and the full amount of costs incurred. The Receiver seeks a determination from the court that at a minimum \$34,319.20 in legal fees were reasonably incurred in connection with the administration of the receivership estate, with a reservation for the Receiver to seek full payment of the holdback upon final application to the Court.

MEMORANDUM OF LAW

“A receiver is an officer of the court, and is entitled to reasonable compensation, including a reasonable sum for attorneys fees.” *Southeast Bank, N.A. v. Ingrassia*, 562 So.2d 718, 721 (Fla. 3d DCA 1990); *see Amos v. Taylor*, 106 Fla. 317, 323 (Fla. 1932). The determination of fees to be awarded is largely within the discretion of the trial court, however, the Court is not at liberty to award anything more or less than for and reasonable compensation for the services rendered. *Id.* In determining reasonable compensation for the services rendered by the Receiver and Bush Ross, the Court should consider the circumstances surrounding the receivership. *See Amos*, 106 Fla. at 322-23.

In obtaining a fee award, the burden is on the Receiver to show the services and benefits which he has rendered the receivership estate and the amount of compensation to which he is reasonably entitled as well as the propriety and correctness of the expenditures for which he claims reimbursement or approval. *Lewis*, 94 So.2d at 176 . Among the factors to be considered by the Court in determining the reasonableness of compensation are “the nature and extent of the services rendered by the receiver, the responsibility assumed by him, the character and extent of the property committed to his care, the beneficial results of his management, the complexity of

his task, the opinions of persons of experience as to the value of the services rendered by the receiver, and proof of any other material factors.” *Id.* at 177.

The Receiver and Bush Ross have charged their normal and customary rates. The rates charged by the attorneys and paralegals are at or below those charged by attorneys and paralegals of comparable skill from other law firms in the Middle District of Florida. As this is the Receiver’s first motion for fees and costs, the Receiver and Bush Ross have not received compensation for their services or for un-reimbursed out-of-pocket costs although they have worked diligently on this matter and continue to do so.

This case has been time-intensive for the Receiver and Bush Ross because of the need to resolve many issues rapidly and efficiently. The attached Exhibits detail the time, nature and extent of the professional services rendered by the Receiver and his Professionals for the benefit of investors, creditors, and other interested parties. The Receiver anticipates that additional funds will be obtained through the Receiver’s negotiations or litigation with third parties.

Through his appointment by the Court, the Receiver is charged with the responsibility for the efforts to locate and gather investors’ money, the determination of investor and creditor claims and any ultimate payment of these claims. While the Receiver is sensitive to the need to conserve the Receivership Entities’ assets, he feels that the fees and costs expended to date were reasonable, necessary, and benefited the Receivership. The OAG has no objection to the relief sought in this motion.

CONCLUSION

Under the terms and conditions of the Order Appointing Receiver, the Receiver, among other things, is authorized, empowered, and directed to engage professionals to assist him in carrying out his duties and obligations. The Order further provides that he apply to the Court for authority to pay himself and his professionals for services rendered and costs incurred. In exercising his duties, the Receiver has determined that the services rendered and their attendant fees and costs were reasonable, necessary, advisable, and in the best interest of the Receivership.

WHEREFORE, Michael E. Moecker, the Court-appointed Receiver, respectfully requests that this Court award the following sums and direct that payment be made from the Receivership assets:

Michael Moecker & Associates, Inc.	\$91,247.21
Bush Ross, P.A.	\$35,202.28

BUSH, ROSS, P.A.
Post Office Box 3913
Tampa, FL 33601-3913
(813) 224-9255
(813) 223-9620 (telecopy)
Counsel for the Receiver

BY: Karen Cox
Jeffrey W. Warren, Esquire
Florida Bar No. 150024
Karen Cox, Esquire
Florida Bar No. 456667

CERTIFICATE OF SERVICE

I **HEREBY CERTIFY** that on this 6th day of August, 2010 a true and correct copy of this Receiver's First Interim Motion for Order Awarding Fees, Costs, and Reimbursement of Costs to Receiver and his Professionals has been furnished via regular U.S. Mail to the following addresses:

R. Scott Palmer, Esq.
Gregory S. Slemp, Esq.
Nicholas J. Weilhammer, Esq.
PL-01: The Capitol
Tallahassee, Florida 32399-1050

Jon J. Hammill
P.O. Box 530181
St. Petersburg, FL 33747

Kristine McAlister Brown , Esq.
Michael Brown, Esq.
Alston & Bird, LLP
1201 W. Peachtree St.
Atlanta, GA 30309

Craig Carpenito, Esq.
Alston & Bird, LLP
90 Park Ave.
New York, NY 10016-1387

BY: Karen Cox
Karen Cox, Esquire

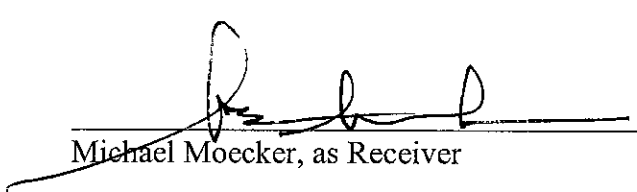
RECEIVER'S CERTIFICATION

The Receiver has reviewed this Receiver's First Interim Motion For Order Awarding Fees And Reimbursement Of Costs To Michael Moecker & Associates, Inc. And Authorizing Payment To The Receiver's Legal Counsel (the "**Motion**").

To the best of the Receiver's knowledge, information, and belief formed after reasonable inquiry, the Motion and all fees and expenses herein are true and accurate.

All fees contained in the Motion are reasonable, necessary, and commensurate with (if not below the hourly rate that is commensurate with) the skill and experience required for the activity performed.

To the extent the Receiver seeks reimbursement for any service which the Receiver justifiably purchased or contracted for from a third party (such as copying, imaging, bulk mail, messenger service, overnight courier, computerized research, or title and lien searches), the Receiver has requested reimbursement only for the amount billed to the Receiver by the third-party vendor and/or paid by the Receiver to such vendor. The Receiver is not making a profit on such reimbursable service.



Michael Moecker, as Receiver

Exhibit “A”

IN THE CIRCUIT COURT OF THE SIXTH JUDICIAL CIRCUIT
IN AND FOR PASCO COUNTY, FLORIDA
CIVIL DIVISION

OFFICE OF THE ATTORNEY
GENERAL, DEPARTMENT OF LEGAL
AFFAIRS, STATE OF FLORIDA,

Plaintiff,

CASE NO.: 51-2010-CA-2912-WS/G

v.

BOTFLY L.L.C., DAVID R. LEWALSKI,
and JON J. HAMMILL,

Defendants.

RECEIVER'S INITIAL REPORT OF INVENTORY,
FINDINGS AND ACTIONS TAKEN
FROM APRIL 1, 2010 THROUGH APRIL 21, 2010

BUSH ROSS, P.A.
Jeffrey W. Warren
Karen Cox, Esq.
1801 N. Highland Ave.
Tampa, Florida 33601-3913
(813) 224-9255
(813) 223-9620 (fax)

INTRODUCTION

Botfly, LLC, is a Florida limited liability company (“**Botfly**”) which was formed in 2005. Beginning in at least January 2008, Botfly solicited loans from investors in the State of Florida and throughout the United States (the “**Investors**”) promising payment of interest at the rate of 10% compounded monthly. Botfly advised the Investors that the funds transferred to Botfly would be invested in a foreign currency exchange market. Hundreds of persons and entities have been identified as having made loans to Botfly.

On April 1, 2010, the Office of the Attorney General, Department of Legal Affairs, State of Florida (“**OAG**”) filed a complaint against Botfly, David R. Lewalski (“**Lewalski**”), and Jon J. Hammill (“**Hammill**”) for violations of the Florida Securities and Investor Protection Act, Fla. Stat. §§ 517.011 et seq. and the Florida Deceptive and Unfair Trade Practices Act, Fla. Stat. §§ 501.201 et seq. The complaint is founded on the allegation that Botfly was utilized by Lewalski and Hammill to perpetrate a Ponzi scheme and that the funds obtained from the Investors were principally used for Lewalski and Hammill’s personal benefit and were not invested in the foreign currency exchange market as represented.

I. LEGAL PROCEEDINGS – APPOINTMENT OF RECEIVER

The OAG commenced investigations into the Defendants’ activities and filed the instant action seeking entry of an injunction, appointment of a receiver to protect the interests of the victims of the fraud and other ancillary relief. By Order dated April 1, 2010 (“**Receivership Order**”), the Court appointed Michael E. Moecker to be the Receiver of Botfly LLC, David R. Lewalski, and Jon J. Hammill and all other entities operated, controlled or otherwise associated with the Defendants’ activities (collectively, the “**Receivership Entities**”). The Court also entered a preliminary injunction.

Immediately after appointment, the Receiver engaged Moecker & Associates to assist in the performance of his duties. The Receiver also engaged the law firm of Bush Ross, P.A., and its attorneys Jeffrey W. Warren and Karen Cox to serve as his counsel and provide the legal services necessary to properly perform his duties.

This initial report provides to the Court: (1) an inventory of property presently under the Receiver's control or possession pursuant to his appointment; (2) a synopsis of the Receiver's actions to date; and (3) an overview of the Receivers' ongoing efforts to discharge his duties to marshal, preserve, protect, maintain, manage and safeguard the assets of the Receivership Entities.

As required by Rule 1.620(b), Fla. R. Civ. P., and the Receivership Order, the Receiver will file additional periodic reports to update interested parties on all material developments in the receivership every 120 days.

II. INVENTORY OF PROPERTY IN THE CUSTODY OF THE RECEIVER

Among other things, the Receivership Order mandates that the Receiver "take possession of all Assets, bank accounts, offices and the contents of such offices where the business of Defendants has been conducted." In discharge of this responsibility, the Receiver sent agents to four locations in Pinellas, Pasco and Alachua County identified as having been utilized by the Receivership Entities on April 2, 2010. The Receiver's investigation later developed additional addresses and the Receiver secured the property at those locations that were subject to the Receivership Order. In addition, the Receiver has taken possession of certain bank accounts of the Receivership Entities.

A. Locations for the Receivership Entities.

1. 10249 Clocktower Dr., Bayonet Point: This address is listed as the principle business address for Botfly with the Florida Department of State (the "**Principle Business Address**"). It is believed that the Principle Business Address is the residence of Lewalski's mother, Mrs. Kathleen Lewalski. On April 2, 2010, Mrs. Lewalski refused to grant access to the Principle Business Address after the Receivership Order was delivered to her. The Receiver sought and obtained an Order requiring law enforcement to accompany the Receiver to the Principle Business Address and, if necessary, to use the force of the County to break and enter the Principle Business Address (the "**First Break Order**") on April 6, 2010, and entered and searched it on April 7. No assets belonging to the Receivership Entities were identified or recovered at the Principle Business Address.

2. 5745 S.W. 75th Street, #275, Gainesville: This address is listed as a mailing address for Botfly with the Florida Department of State (the "**Mailing Address**"). It was discovered to be a rental mailbox in a UPS store in the name of Botfly, LLC. On April 2, the Receivership Order was delivered to the manager of the UPS store and the Receiver's agents took possession of the mail and made arrangements for forwarding incoming mail.

The mail delivered to the Mailing Address after the Receivership Order included a cashier's check in the amount of \$18,000 made payable to Botfly. The Receiver is holding the check and will attempt to determine the reason for the payment.

3. 2684 70th Ave., S, St. Petersburg: This address is believed to be Hammill's residence ("**Hammill's Address**"). On April 2, 2010, Hammill refused to grant access to the property after the Receivership Order was delivered to him. Subsequently, after obtaining the First Break Order, the Receiver recovered certain assets from Hammill's Address. No business

records were recovered at Hammill's Address and Hammill stated that he had none. The recovered assets are more particularly described on Exhibit "A" filed under seal pursuant to the First Break Order.

4. 2515 S.W. 35th Pl., #112, Gainesville: This address was believed to be Lewalski's residence. It was discovered that the apartment was no longer occupied by Lewalski and neither the current occupant nor the landlord had any knowledge of Lewalski's location.

5. 4813 S.W. 91st Dr., Gainesville: This location is a townhouse with a room above the garage and appears to have been utilized by Botfly for its business activities and by Lewalski for his residence (the "**Gainesville Business Address**"). According to the landlord, rent for the Gainesville Business Address has been paid through February 2011. When the Receiver's agents went to the location on April 13, 2010, it was unoccupied and the agents were informed that Lewalski had not been to the location for approximately ten days. A note stating "shredded" was found on the ground outside of the townhouse. After attempts to reach the landlord to obtain access to the Gainesville Business Address were unsuccessful, the Receiver obtained the Order granting Second Motion for Entry of Break Order (the "**Second Break Order**") and secured the Gainesville Business Address on April 14, 2010. No business records were located in the search of the Gainesville Business Address although there were several empty filing cabinets and a desk with file drawers. The assets recovered from the is location are more particularly described on Exhibit "B" filed under seal pursuant to the Second Break Order.

6. 4100 S.W. 41st Blvd., #5, Gainesville: Lewalski appeared to utilize an office in the office park on 41st Street in Gainesville (the "**Office Park Unit**") to conduct business activities. Lewalski leased a unit in the name of Botfly. Its small office was furnished with office furniture. The attached garage housed a 2008 Ferrari and two motorcycles, a new

television, and mechanic's tools. The Receiver recovered a safe from the Office Park Unit. The safe contained keys to two automobiles.

7. 6505 W. Archer Road, Suites 0-330 and 6-002, Gainesville: Lewalski appeared to utilize two units within a storage facility on Archer Road in Gainesville (the "**Storage Facility Units**") to store assets belonging to the Receivership Entities. The Receiver has taken possession of the items in the Storage Facility Units and will examine them to determine whether they reveal any additional information material to locating and recovering assets pursuant to the Receivership Order.

B. Bank Accounts of the Receivership Entities.

Notice of the entry of the Preliminary Injunction has been provided by the OAG or the Receiver to all known banks or depositories of the Receivership Entities. Certain bank accounts which had funds on deposit have transferred the funds to the Receiver as required by the provisions of the freeze certain bank accounts of the Receivership Entities and caused banks to transfer approximately \$3.5 million from accounts of the Receivership Entities to the Receiver.

The funds recovered from the bank accounts are more particularly described on Exhibit "C" attached hereto and incorporated herein. In total, the Receiver has recovered \$3,505,719.27 from bank accounts of the Receivership Entities.

C. Other Assets of the Receivership Entities:

On March 28, 2010, Botfly sent payment of approximately \$150,000 for the purchase of a 2010 Porsche from a car dealership in New Jersey. The car had not been delivered because a Florida title had not yet been obtained. The Receiver has requested that the car dealership return the funds and void the transaction and will take appropriate action to recover the funds if the dealership refuses to do so.

The Receiver has also discovered that Lewalski invested \$175,000 of Botfly's funds to purchase 50 shares of corporate stock for a newly-opened restaurant in Gainesville named Limerock Road. The corporation has been given notice of the Receivership Order and the Receiver's interest in the stock and advised that any distributions should be made to the Receiver.

Public records reflect that a 2008 Toyota Tundra and a 2010 Land Rover are registered to Botfly. These vehicles have not been located.

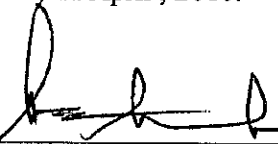
Using information developed from the investigation to date and in the Receiver's ongoing investigation of the nature, extent and location of the assets of the Receivership Entities, the Receiver will continue to discharge his responsibilities under the Receivership Order. Analysis of bank records for the Receivership Entities' accounts and of data recovered from computer equipment is expected to lead to additional recoveries. Whether the Receiver possesses causes of action for transfers made by the Receivership Entities is an issue that will be addressed once the Receiver completed a review of such transfers.

D. Liabilities.

The Receiver has not identified any litigation pending against the Receivership Entities. The Receiver expects that Investors will assert claims, although the Receiver has no information that any claims have been asserted yet.

The Receiver is in the process of creating a website for the Receivership. The Receiver will update the website periodically to provide current information regarding the progress of the case and the status of the Receivership

In witness whereof, the undersigned, Michael Moecker, hereby files this Initial Report of Inventory, Findings and Actions Taken from April 1, 2010 to April 20, 2010 with the Honorable Stanley R. Mills, Circuit Court Judge of the Sixth Judicial Circuit in and for Pasco County, Florida, and declare under penalty of perjury and under the laws of the United States that the foregoing statements are true and correct on this 20th day of April, 2010.

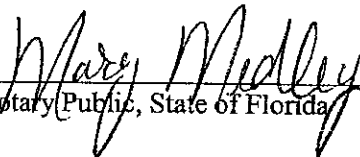


Michael Moecker
P.O. Box 1757
Mt. Dora, Florida 32756

Sworn to and subscribed before me this 20th day of April, 2010 by Michael Moecker, who is personally known to me or who produced Florida DL as identification.



MARY M. MEDLEY
MY COMMISSION # DD 931694
EXPIRES: August 15, 2011
Bonded thru Budget Notary Services



Notary Public, State of Florida

Printed name: Mary Medley

My Commission expires: 8-15-11

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 21st day of April, 2010 a true and correct copy of this Receiver's Initial Report Of Inventory, Findings And Actions Taken From April 1, 2010 Through April 21, 2010 has been mailed to the following addresses:

David R. Lewalski
as Registered Agent of Botfly, L.L.C.
2515 Southwest 35th Place, Apt. #112
Gainesville, Florida 32608

David R. Lewalski, Individually
2515 Southwest 35th Place, Apt. #112
Gainesville, Florida 32608

Todd Foster, Esq.
Cohen, Foster & Romine, P.A.
201 E. Kennedy Blvd., Suite 1000
Tampa, FL 33602

R. Scott Palmer
Gregory S. Slemp
PL-01: The Capitol
Tallahassee, Florida 32399-1050

William H. Bryan, III
Pineyro Law Firm
1611 N. Main Street
Kissimmee, Florida 34744

Jon J. Hammill
2684 70th Avenue South
St. Petersburg, Florida 33712

David R. Lewalski
c/o Melinda Lee Colbeth
160 Central Park S.
Apartment 1801
New York, New York 10019-1502

Karen Cox

Karen Cox

Exhibit "A"

Filed under separate seal pursuant to Court order

Exhibit "B"

Filed under separate seal pursuant to Court order

Exhibit "C"

Bank	Account	Date Opened	Recovery Amount
Bank of America			
Business Interest Maximizer Botfly, LLC	# 898026895540	Jul-09	\$286,973.17
Business Economy Chkg Botfly, LLC	# 003670155586	Jan-07	\$2,511,075.83
Withdrawal Acct. Botfly, LLC	# 898024417098	Aug-09	\$85,886.93
Expense Acct. Botfly, LLC	# 229022037434	Jun-09	\$145,176.10
Interest Chkg Jon J Hammill	# 004430252851	Nov-05	Closed on 02/08/09
Regular Chkg Jon J Hammill	# 003768755458	Dec-04	\$35,740.55
Regular Chkg David R Lewalski	# 229003886691	Feb-07	\$17,950.81
David R. Lewalski	# 898013241660		\$128,699.21
Florida Citizens	# 202200004192		\$294,216.67
TOTAL			\$3,505,719.27

Exhibit “B”

Michael Moecker & Associates, Inc.

6861 S.W. 196th Ave., Suite 201-04
Ft. Lauderdale, FL 33332

Invoice submitted to:
Boffly, LLC

August 06, 2010

Invoice #10208

Professional Services

		<u>Hrs/Rate</u>	<u>Amount</u>
4/1/2010	MP Receiver Receiver - Traveled to New Port Richey, FL to meet with attorney and attend hearing. Also, did research.	4.00 250.00/hr	1,000.00
	GD Case Administrator Case Administrator - Did recon of sites for raid.	5.00 200.00/hr	1,000.00
	MM Court Appearance for Hearing Court Appearance for Hearing	4.00 300.00/hr	1,200.00
	CM Case Administrator Case Administrator - Provided information support to Mike Phelan and others in field during seizure of assets.	6.00 150.00/hr	900.00
4/2/2010	KM Case Administrator Case Administrator - Attempted to secure premises.	10.50 150.00/hr	1,575.00
	MO Case Administrator Case Administrator - Terry Keller recorded conference call and monitored for support to those in field.	5.00 75.00/hr	375.00
	MP Receiver Coordinated team efforts in recovery of assets. Attempted search in Bayonet Point, FL.	4.50 250.00/hr	1,125.00

		<u>Hrs/Rate</u>	<u>Amount</u>
4/2/2010	NJ Phone calls Phone calls to Jeff Warren, Scott Palmer, Greg Dyer, David Dybas, Mike Luetgert, Kerry McGlucken to join conference call.	1.50 75.00/hr	112.50
	NJ Emails Email - Sent email to Greg Dyer, Mike Luetgert, Kerry McGlucken & David Dybas - Letter	0.25 75.00/hr	18.75
	NJ Emails Email - Sent email to Mike Phelan, Greg Dyer, Mike Luetgert, Kerry McGucken & David Dybas - Conference call	0.25 75.00/hr	18.75
	NJ Office/Computer Taping of conference call.	1.00 75.00/hr	75.00
	GD Case Administrator Case Administrator - Pursued and seized assets for Botfly, LLC.	12.50 200.00/hr	2,500.00
	MLT Site Visit Site Visit - Attempt to acquire access and extensive conversations with J.H.	2.50 200.00/hr	500.00
	MO Case Administrator Case Administrator - John Tucker traveled to Gainesville to discuss case and locate target addresses.	3.00 150.00/hr	450.00
	MM Phone calls Phone calls	0.75 300.00/hr	225.00
4/3/2010	MP Office/Computer Phone calls and emails.	4.00 250.00/hr	1,000.00
	MM Receiver Visited bank in Gainseville, FL with Phil Von Kahle to put a freeze on bank account.	2.00 300.00/hr	600.00
	GD Case Administrator Case Administrator - Typed inventory report and seized mail.	2.00 200.00/hr	400.00

		<u>Hrs/Rate</u>	<u>Amount</u>
4/3/2010	MO Case Administrator Case Administrator - John Tucker served court orders, obtained mail, located and searched storage unit, and stored seized items.	11.00 150.00/hr	1,650.00
4/5/2010	GD Case Administrator Case Administrator - Follow up on report of findings in Gainesville with Mike Phelan.	1.00 200.00/hr	200.00
	MP Phone calls Phone calls and emails	1.50 250.00/hr	375.00
	KM Case Administrator Case Administrator - Security Issue at St. Petersburg residence.	4.50 200.00/hr	900.00
	ML Case Administrator Case Administrator - Initial work on case with Mike Phelan	3.00 175.00/hr	525.00
	MM Phone calls Phone calls to and from the office, Greg Dyer, and Michael Phelan.	2.00 300.00/hr	600.00
4/6/2010	MP Phone calls Phone calls and emails	2.00 250.00/hr	500.00
	MLT Meeting Meeting with counsel regarding the hearing on the following day.	1.00 200.00/hr	200.00
	KM Case Administrator Case Administrator - Checked out St. Petersburg residence.	4.00 200.00/hr	800.00
	ML Case Administrator Case Administrator - Assist Kerry in Tampa and research	2.00 175.00/hr	350.00
	MM Phone calls Numerous Phone calls.	1.50 300.00/hr	450.00
4/7/2010	MP Phone calls Phone calls and emails.	1.20 250.00/hr	300.00

		<u>- Hrs/Rate</u>	<u>Amount</u>
4/7/2010	MLT Meeting Meeting with T.C. counsel, multiple emails with Mike Moecker, Mike Phelan, and Greg Dyer.	0.40 200.00/hr	80.00
	MLT Meeting Meeting with Attorney General's office and counsel, attend extended hearing, post hearing meeting with plaintiff, travel to St. Petersburg, acquire and photo interior and access boat dock for photos.	5.50 200.00/hr	1,100.00
	KM Case Administrator Case Administrator - Went to Hammill's house with Leutgert.	3.00 200.00/hr	600.00
	DD Inspection Inspect Property	8.00 21.00/hr	168.00
	TG Preparation Research of banks/setup letters for recovery	4.00 75.00/hr	300.00
	MO Case Administrator Case Administrator - John Tucker researched Botfly directors and developed associates.	2.00 150.00/hr	300.00
	MM Phone calls Phone calls about break order and coordinating efforts.	1.25 300.00/hr	375.00
	NC Research Researched inquiries as presented by Receiver and case administrators.	5.00 35.00/hr	175.00
4/8/2010	MP Phone calls Phone calls and emails	0.80 250.00/hr	200.00
	KM Case Administrator Case Administrator - Tried to take Hammill's vehicles, but was denied access.	4.00 200.00/hr	800.00
	TG Banking Sent letters to banks for fund research	3.50 75.00/hr	262.50

		<u>Hrs/Rate</u>	<u>Amount</u>
4/8/2010	ML Case Administrator Case Administrator - Research - Id Corp relationships	2.00 175.00/hr	350.00
	MM Phone calls Phone calls to Tammie about Bank accounts, to M. Leutgert, and to Mike Lattas and Tucker for review.	1.75 300.00/hr	525.00
	NC Research Researched inquiries as presented by Receiver and case administrators and informed those in need via the telephone.	4.00 35.00/hr	140.00
4/9/2010	GD Travel Travel to Gainesville and Ocala to check out address.	7.00 200.00/hr	1,400.00
	MP Phone calls Phone calls and emails. Analyze bank statements.	2.50 250.00/hr	625.00
	KM Case Administrator Case Administrator - Finally took possession of Hammill's vehicles	4.50 200.00/hr	900.00
	TG Phone calls Phone calls/emails with Bank of America on funds	2.00 75.00/hr	150.00
	ML Case Administrator Case Administrator - Review/Sort banking info	2.00 175.00/hr	350.00
	MO Case Administrator Case Administrator - John Tucker searched for and located Lewalski residence and attempted to serve court orders.	8.50 150.00/hr	1,275.00
	MM Phone calls Phone calls to and from Mike Lattas, K. Cox, Tucker, and G. Dyer. Also reviewed Lewalski investments.	3.75 300.00/hr	1,125.00
	NC Research Researched information about principles through internet databases.	5.00 35.00/hr	175.00
4/10/2010	GD Travel Travel back to Gainesville to interview neighbor and take photos.	6.00 200.00/hr	1,200.00

		<u>Hrs/Rate</u>	<u>Amount</u>
4/10/2010	MO Case Administrator Case Administrator - John Tucker attempted to serve court orders and locate Ocala bike shop.	4.25 150.00/hr	637.50
	MM Phone calls Phone calls to Greg Dyer and Tucker to review bank account information.	0.75 300.00/hr	225.00
4/12/2010	MP Manage Phone calls, emails data analysis	2.40 250.00/hr	600.00
	TG Manage Review funds received from BOA	2.50 75.00/hr	187.50
	ML Case Administrator Case Administrator - Bank Records Acct 5540 & 7098	10.00 175.00/hr	1,750.00
	KM Case Administrator Case Administrator - Checked out new addresses in Pasco and Pinellas Counties	4.50 150.00/hr	675.00
	MO Case Administrator Case Administrator - John Tucker organized case notes and researched Botfly associate.	1.00 150.00/hr	150.00
	MM Review Review of several emails and their attachments. Also, made several phone calls about findings.	1.50 300.00/hr	450.00
4/13/2010	DD Inspection Inspect Storage Unit	6.00 21.00/hr	126.00
	GD Inspection Trip to checkout Storage in Port St. Ritchie to check out Golf-cart dealership. Take photos of cars & bikes.	8.00 200.00/hr	1,600.00
	MP Manage Research, data analysis, phone calls	2.50 250.00/hr	625.00

		<u>Hrs/Rate</u>	<u>Amount</u>
4/13/2010	TG Correspondence Sent letters to Credit Unions	2.00 75.00/hr	150.00
	ML Case Administrator Case Administrator - Bank Records	7.00 175.00/hr	1,225.00
	KM Case Administrator Case Administrator - Meeting at Bush/Ross	4.00 150.00/hr	600.00
	ML Meeting Meeting at Bush/Ross	2.50 300.00/hr	750.00
	MM Phone calls Conference call with M. Phelan, Bush/Ross, and Scott.	2.50 300.00/hr	750.00
	NC Operations Changed addresses for properties in question.	3.00 35.00/hr	105.00
4/14/2010	DD Case Administrator Pick up & deliver computer & files	8.50 21.00/hr	178.50
	GD Inspection Get B&E order, got to Gainesville, serve and secure	7.00 200.00/hr	1,400.00
	GD Inspection Inspection of premises, also attempted to get in storage	1.00 200.00/hr	200.00
	MP Phone calls phone calls, emails	2.00 250.00/hr	500.00
	ML Case Administrator Case Administrator - Bank Records Review	4.00 175.00/hr	700.00
	ML Case Administrator Case Administrator - Bank Accts , B&E order, Security	7.00 175.00/hr	1,225.00
	KM Case Administrator Case Administrator - Traveled to St. Petersburg to get Hammil's mail.	3.00 150.00/hr	450.00

		<u>Hrs/Rate</u>	<u>Amount</u>
4/14/2010	MO Case Administrator Case Administrator - John Tucker located and secured Lewalski's Gainesville residence	7.25 150.00/hr	1,087.50
	MM Office/Computer Opened and reviewed mail. Had phone calls with Bivens, Tucker, and Dyer about break orders and instructions.	1.25 300.00/hr	375.00
4/15/2010	GD Case Administrator Change of locks, and entry into storage units	6.00 200.00/hr	1,200.00
	GD Case Administrator Talked with security & owner of house 91st Drive	2.00 200.00/hr	400.00
	MP Emails Phone calls & Email	1.50 250.00/hr	375.00
	TG Office/Computer Review all accounts. Enter Statements	1.50 75.00/hr	112.50
	ML Case Administrator Case Administrator - Porsche recovery, Land Rover search, Biven Conversations, Bank Accts	9.00 175.00/hr	1,575.00
	G Analysis Botfly bank statement entry and analysis.	5.50 35.00/hr	192.50
	MO Case Administrator Case Administrator - John Tucker returned to Mt. Dora meet with M. Moecker	2.00 150.00/hr	300.00
	MM Phone calls Phone calls to Bivens, Dyer, Lattas, K. Cox, and Tucker.	0.75 300.00/hr	225.00
4/16/2010	DD Inventory Inventory Assets	12.00 21.00/hr	252.00
	MP Manage Email, phone calls, work on recover report	2.50 250.00/hr	625.00

		<u>Hrs/Rate</u>	<u>Amount</u>
4/16/2010	MO Case Administrator Case Administrator - Edward (Jamie) Welch designed website for Receiver.	4.00 100.00/hr	400.00
	G Analysis Botfly bank statement entry and analysis.	7.00 35.00/hr	245.00
	SZ Case Administrator Case Administrator - Looked into boat insurance.	2.00 150.00/hr	300.00
	MO Case Administrator Case Administrator - John Tucker travelled to Gainesville to assist in inventory of Lewalski's residence	9.00 150.00/hr	1,350.00
	SZ Case Administrator Case Administrator - Boat insurance	2.00 150.00/hr	300.00
	MM Inventory Took inventory with John Tucker.	9.50 300.00/hr	2,850.00
4/17/2010	MM Phone calls Phone call about security at townhouse	0.25 300.00/hr	75.00
4/18/2010	MM Meeting Meeting with Tucker about Gainesville issues and then call to Greg Dyer.	0.50 300.00/hr	150.00
4/19/2010	DD Office/Computer Type Inventory	3.00 21.00/hr	63.00
	GD Inventory Follow up on safe, moving of assets, Inventory	2.00 200.00/hr	400.00
	MP Manage Work on receiver report	3.00 250.00/hr	750.00
	MO Case Administrator Case Administrator - John Tucker travelled to Gainesville to monitor transfer of Lewalski's property	9.00 150.00/hr	1,350.00

		<u>Hrs/Rate</u>	<u>Amount</u>
4/19/2010	ML Case Administrator Case Administrator - Mail, Calls, Excel Summaries	3.50 175.00/hr	612.50
	MM Office/Computer Office/Computer - Phone calls and emails about Botfly.	0.75 300.00/hr	225.00
	CM Case Administrator Case Administrator - Sent information request to Deutsche Bank and HSBC and responded to Wachovia. Discussed this case with Mike Lattas.	1.00 150.00/hr	150.00
4/20/2010	ML Case Administrator Case Administrator - March Statements for 6 accounts	10.00 175.00/hr	1,750.00
	SZ Case Administrator Case Administrator - Telephone calls regarding boat insurance	0.25 150.00/hr	37.50
	KM Case Administrator Case Administrator - Retrieved Jon Hammil's mail.	3.00 150.00/hr	450.00
	MM Phone calls Phone calls to Karen Cox and Jeff	2.00 300.00/hr	600.00
4/21/2010	MO Case Administrator Case Administrator - John Tucker Photographed residence, inventoried Archer Rd storage unit	8.00 150.00/hr	1,200.00
	ML Case Administrator Case Administrator - Entering Checks	2.00 175.00/hr	350.00
	ML Case Administrator Case Administrator - 2010 Porsche, Moecker/Phelan Update calls, Input checks	5.00 175.00/hr	875.00
	SZ Case Administrator Case Administrator - Telephone calls and e-mails to and from Tanenbaum Harber boat insurance	0.50 150.00/hr	75.00

		<u>Hrs/Rate</u>	<u>Amount</u>
4/21/2010	PVK Emails Email - Emails with J. Welch on Botfly Website (botflyllc.com)	0.33 250.00/hr	83.47
	MM Phone calls Phone call to Mike Lattas and Chris Mayer.	0.50 300.00/hr	150.00
	CM Case Administrator Case Administrator - Received phone calls from David Dybas concerning TINs for Botfly, LLC, Lewalski, and Hammill. Discussed case with Mike Lattas, Mike Moecker, and Phil Von Kahle. Got update from Tammie Goldstein on money received from bank requests.	3.00 150.00/hr	450.00
4/22/2010	MP Phone calls Phone calls & emails	1.20 250.00/hr	300.00
	ML Case Administrator Case Administrator - March Deposits, hard drive backup, Marquis Jet, 2010 Porsche	6.00 175.00/hr	1,050.00
	ML Case Administrator Case Administrator - Correct Master File Entries	1.50 175.00/hr	262.50
	SZ Research Research insurance for 26 Ft. Powerboat.	0.75 150.00/hr	112.50
4/23/2010	ML Case Administrator Case Administrator - E-mails, calls in Milwaukee	1.50 175.00/hr	262.50
	SZ Case Administrator Case Administrator - Telephone calls and e-mails about boat	0.50 150.00/hr	75.00
	PVK Emails Email - Emails with J. Welch on obtaining information in Botfly	0.50 250.00/hr	125.00
4/24/2010	MM Review Reviewed emails from 4/23/2010.	0.50 300.00/hr	150.00

		<u>Hrs/Rate</u>	<u>Amount</u>
4/26/2010	MO Case Administrator Case Administrator - John Tucker: Transfer Archer Rd items to secure facility, arrange survey	8.50 150.00/hr	1,275.00
	ML Case Administrator Case Administrator - PC hard drive backed up, Adjustment to bank info in Excel	8.00 175.00/hr	1,400.00
	SZ Case Administrator Case Administrator - Made application for boat insurance	0.50 150.00/hr	75.00
	PVK Emails Email - Emails with J. Welch on Botflyreceivership.com and link from moecker.com	0.33 250.00/hr	83.33
4/27/2010	MO Office/Computer Office/Computer - Posted to internet, emailed, downloaded new PDFs, updated www.botflyreceivership.com	2.00 75.00/hr	150.00
	ML Case Administrator Case Administrator - Excel Files, E*Trade acct, T. Stead	3.00 175.00/hr	525.00
	PVK Emails Email - Emails with J. Welch on Botfly receivership up and running	0.25 250.00/hr	62.50
4/28/2010	MO Office/Computer Posted new links to website www.botflyreceivership.com, receiver's report	1.00 75.00/hr	75.00
	ML Case Administrator Case Administrator - Documents, Spreadsheets, Mail, calls	4.00 175.00/hr	700.00
	ML Case Administrator Case Administrator - Review of banking data, prep to Tampa Meetings	3.50 175.00/hr	612.50
	BC File Review Reviewed bank statements before analysis.	2.00 75.00/hr	150.00
	KM Case Administrator Case Administrator - Retrieved Jon Hammil's mail.	3.00 150.00/hr	450.00

		<u>Hrs/Rate</u>	<u>Amount</u>
4/28/2010	KM Case Administrator Case Administrator - Retrieved Jon Hammil's mail and took picture of boat.	5.00 150.00/hr	750.00
	MM Review Reviewed emails and called Mike Lattas.	0.50 300.00/hr	150.00
	MM Meeting Meetings with Karen C., Gliedowski and Jamison. Also, returned emails and phone calls.	3.50 300.00/hr	1,050.00
4/29/2010	ML Case Administrator Case Administrator - Action from Tampa meeting, Three more vehicle to track down, Kerri on Stead family	1.25 175.00/hr	218.75
4/30/2010	ML Case Administrator Case Administrator - AG issue, update Terry on case, Karen Cox re: cars, Marquis Jets, Moecker on NY Apt	4.50 175.00/hr	787.50
	MM Phone calls Phone calls to Seth Palmer, Gliedowski, and Jamison.	1.50 300.00/hr	450.00
	CM Case Administrator Case Administrator - Verified trading activity procured from clients and sent findings to Mr. Bivens.	5.00 150.00/hr	750.00
For professional services rendered		498.91	\$81,773.05

Additional Charges :

		<u>Qty/Price</u>	
4/1/2010	GD Travel Travel - Hotel Expense for 2 rooms.	1 283.16	283.16
	GD Travel Travel - Food	1 61.87	61.87
	GD Supplies Supplies - Office	1 18.63	18.63

			<u>Qty/Price</u>	<u>Amount</u>
4/1/2010	GD	Security Security	1 540.27	540.27
	GD	Auto Expense Mileage - Drive to location to seize assets.	592 0.50	296.00
	MP	Travel Travel - Airfare	1 345.40	345.40
	PVK	Travel Travel - Hotel stay	1 136.09	136.09
	GD	Auto Expense Mileage	592 0.50	296.00
	GD	Travel Travel - Dinner	1 14.75	14.75
	GD	Supplies Supplies - Camera	1 10.63	10.63
	MP	Auto Expense Parking	1 15.00	15.00
	MM	Auto Expense Mileage	191 0.50	95.50
4/2/2010	MM	Travel Travel - Hotel Expense.	1 136.09	136.09
	GD	Travel Travel - Breakfast	1 20.00	20.00
	GD	Fax Fax - Locksmith	1 199.00	199.00
	GD	Moving Expense Towing Company	1 250.00	250.00

			<u>Qty/Price</u>	<u>Amount</u>
4/2/2010	GD	Storage Storage unit first month.	1 91.27	91.27
	GD	Fax Fax	1 2.00	2.00
	GD	Travel Travel - Lunch	1 22.08	22.08
	GD	Travel Travel - Dinner	1 5.04	5.04
	MLT	Auto Expense Mileage	52 0.50	26.00
	MO	Auto Expense John Tucker's Mileage	93 0.50	46.50
	MO	Moving Expense John Tucker had to tip tow truck drivers.	1 30.00	30.00
	MO	Postage, Fax & Xerox UPS Box Rental Fee	1 48.04	48.04
	MO	Copying cost Photo developing	1 7.02	7.02
	MP	Telephone Telephone - Conference call for 14 people	1 706.20	706.20
	MP	Telephone Telephone - Conference Call	1 26.46	26.46
	MP	Auto Expense Car Rental	1 113.62	113.62
4/3/2010	MO	Auto Expense John Tucker's Mileage	104 0.50	52.00

		<u>Qty/Price</u>	<u>Amount</u>
4/3/2010	MP Auto Expense Car rental	1 137.82	137.82
	MM Auto Expense Mileage for driving to bank and to meet Tucker.	197 0.50	98.50
4/5/2010	KM Auto Expense Mileage - Travel to Hammill's residence.	56 0.50	28.00
	MP Travel Travel	1 146.06	146.06
	MP Auto Expense Parking	1 30.00	30.00
4/6/2010	KM Auto Expense Mileage - Travel to find new address in St. Petersburg, FL.	65 0.50	32.50
4/7/2010	MLT Auto Expense Mileage	115 0.50	57.50
	DD Auto Expense Drove to inspect property.	300 0.50	150.00
	DD Auto Expense Mileage for Inspecting property	300 0.50	150.00
	MM Travel Travel	1 27.57	27.57
4/8/2010	KM Auto Expense Mileage - Travel to Hammill's residence	56 0.50	28.00
4/9/2010	GD Auto Expense Mileage to sites in Gainesville and Ocala.	421 0.50	210.50
	GD Travel Travel - Hotel for Dyer and Tucker.	1 246.24	246.24

			<u>Qty/Price</u>	<u>Amount</u>
4/9/2010	GD	Travel Travel - Dinner for Tucker and Dyer	1 49.98	49.98
	KM	Auto Expense Mileage - Travel to Hammill's residence	56 0.50	28.00
	KM	Storage Towing of Hammill's boat by SeaTow.	1 375.00	375.00
	MO	Auto Expense John Tucker's Mileage	159 0.50	79.50
	FE	FedEx FedEx	1 18.53	18.53
4/10/2010	GD	Travel Travel - Food for Tucker and Dyer.	1 20.00	20.00
	GD	Auto Expense Mileage - Travel from Ocala and Gainesville to home.	378 0.50	189.00
	MO	Auto Expense John Tucker's Mileage	152 0.50	76.00
4/12/2010	GD	Travel Travel - Food for Dyer	1 12.75	12.75
	KM	Auto Expense Mileage - Traveled to check out sites in Pasco and Pinellas Counties.	75 0.50	37.50
	FE	FedEx FedEx	1 17.97	17.97
4/13/2010	DD	Auto Expense Mileage to Inspect Storage Unit	280 0.50	140.00
	GD	Travel Meals - 3	1 48.75	48.75

			<u>Qty/Price</u>	<u>Amount</u>
4/13/2010	GD	Auto Expense Mileage for 4/13	378 0.50	189.00
	GD	Supplies Cameras	1 14.00	14.00
	GD	Travel Hotel	1 141.58	141.58
	ML	Travel Travel - Lunch with Ron Brazda to discuss case.	1 35.68	35.68
	FE	FedEx FedEx	1 12.48	12.48
4/14/2010	DD	Auto Expense Mileage for pickup & delivery of Computer & files	380 0.50	190.00
	GD	Copying cost Certified copies of order	1 8.00	8.00
	GD	Travel Hotel 2, Dyer & Tucker	1 283.16	283.16
	GD	Auto Expense Mileage	245 0.50	122.50
	GD	Travel Meals \$21.48	1 21.48	21.48
	GD	Professional Services fee for Locksmith changing 3 locks after hours	1 349.00	349.00
	GD	Repairs & Maintenance Purchase of padlocks	1 28.24	28.24
	ML	Auto Expense Mileage	36 0.50	18.00

			<u>Qty/Price</u>	<u>Amount</u>
4/14/2010	KM	Auto Expense Mileage - Traveled to recover Hammill's mail.	56 0.50	28.00
	FE	FedEx FedEx	1 7.20	7.20
	MO	Supplies Supplies - Camera	1 15.59	15.59
	MO	Auto Expense John Tucker's Mileage	104 0.50	52.00
4/15/2010	GD	Professional Services Pick Locks on Storage (2)	1 202.00	202.00
	GD	Auto Expense Mileage to pick locks on storage	180 0.50	90.00
	GD	Travel Meals - 2	1 29.84	29.84
	MO	Auto Expense John Tucker's Mileage	94 0.50	47.00
4/16/2010	DD	Professional Services locksmith fee	1 115.00	115.00
	MO	Auto Expense John Tucker's Mileage	193 0.50	96.50
	ML	Auto Expense Deposition	71 0.50	35.50
	ML	Deposition Costs Deposition	1 36.00	36.00
4/18/2010	GD	Office Expenses photo development	1 7.22	7.22

		<u>Qty/Price</u>	<u>Amount</u>
4/19/2010	DD Auto Expense Inventory Assets	250 0.50	125.00
	MO Auto Expense John Tucker's Mileage	204 0.50	102.00
	MO Supplies Supplies - Camera	1 13.00	13.00
	MO Storage Storage - Boxes	1 16.01	16.01
	FE FedEx FedEx - 793461334360 to Debbie Gray at Florida Citizens Bank	1 23.54	23.54
	FE FedEx FedEx - 798583077190 to David Dybas	1 15.22	15.22
	FE FedEx FedEx - 872081227912 to Mike Pheian	1 7.28	7.28
	FE FedEx FedEx - 872081227923 to Mike Phelan	1 7.28	7.28
	FE FedEx FedEx - 872923906867 to Mike Lattas	1 17.79	17.79
	DK Storage Storage at South West Self Storage, Inc.	1 225.64	225.64
4/20/2010	FE FedEx Fed X	1 16.80	16.80
	KM Auto Expense Case Administrator - Retrieved Jon Hammil's mail.	56 0.50	28.00
4/21/2010	MO Auto Expense John Tucker's Mileage	201 0.50	100.50

			<u>Qty/Price</u>	<u>Amount</u>
4/23/2010	FE	FedEx FedEx	1 16.80	16.80
4/26/2010	MO	Auto Expense John Tucker's Mileage	216 0.50	108.00
	FE	FedEx FedEx	1 10.54	10.54
	FE	FedEx FedEx	1 16.80	16.80
	FE	FedEx FedEx	1 17.79	17.79
4/27/2010	FE	FedEx FedEx	1 12.54	12.54
4/28/2010	KM	Auto Expense Case Administrator - Retrieved Jon Hammil's mail.	56 0.50	28.00
4/29/2010	FE	FedEx FedEx	1 10.54	10.54
4/30/2010	MMA	Postage, Fax & Xerox Postage	1 42.63	42.63
	FE	FedEx FedEx	1 7.20	7.20
Total additional charges				\$9,474.16
Total amount of this bill				\$91,247.21
Balance due				\$91,247.21

Exhibit “C”

Michael Moechker - 12761.1 - Botfly, LLC			
Attorney/Paraprofessional	Hours	Billing	Amount
	Billed	Rate	Billed
Jeff Warren	24.9	\$450	\$11,205.00
Karen Cox	78.6	\$310	\$24,366.00
Sasha Lohn	18.4	\$215	\$3,956.00
Anne Leigh Moe	0.3	\$250	\$75.00
Erin Gross	0.8	\$120	\$96.00
Kristan Long	16.3	\$120	\$1,956.00
Mary Mayott	11.6	\$120	\$1,392.00
TOTAL FEES	150.9		\$43,046.00
Expenses:			
Copies	\$272.30		
Travel Expenses - Mileage	\$36.00		
Service of Process	\$240.00		
Pacer	\$5.76		
Facsimile	\$28.00		
Long Distance Telephone	\$75.99		
Postage	\$87.37		
Westlaw	\$137.66		
TOTAL EXPENSES	\$883.08		
TOTAL FEES AND COSTS	\$43,929.08		

Exhibit “D”

BUSH | ROSS

ATTORNEYS AT LAW

Mailing Address:
Post Office Box 3913
Tampa, Florida 33601-3913
813-224-9255
Tax ID No. 59-2753805

For Services Thru April 30, 2010

Invoice Number 480651

Michael Moecker
6996 Piazza Grande Avenue, Suite 310
Orlando, FL 32835

RE: Botfly, LLC

Our File No. 012761.00001

04/01/10	telephone call to M Moecker regarding engagement		
	J.W. Warren	0.50 hrs.	225.00
04/01/10	telephone call to M Moecker regarding engagement		
	J.W. Warren	0.40 hrs.	180.00
04/02/10	Participate in conference call with Receiver's designated agents to coordinate service of Receivership Order; instructions to S Lohn-McDermott to obtain copies of the pleadings filed in connection with the appointment of the Receiver; Participate in conference call with Receiver's designates regarding obstruction of access to 2 locations and advice regarding conduct; telephone call from M . Phelan regarding status for the rest of the weekend		
	J.W. Warren	2.00 hrs.	900.00
04/02/10	Meet with Atty Warren re documents, relevant contacts and skip tracing on David Lewalski; search for documents re same; email Atty Warren re same.		
	S. Lohn	0.80 hrs.	172.00
04/02/10	Conference with Atty Warren re documents for Botfly.		
	S. Lohn	0.10 hrs.	21.50
04/05/10	telephone call from M Phalen regarding need for break order; telephone call to G Slemp re break order; instructions to K Cox re motion for break order; review and approve proposed order		
	J.W. Warren	1.50 hrs.	675.00
04/05/10	instructions to K Cox re filing motion and proceeding with Court; telephone call to Judge's office re need for hearing on notice; draft letter to Judge re hearing on motion; prepare status report to M Phelan		

	J.W. Warren	1.00 hrs.	450.00
04/05/10	Emergency motion of entry of break order.		
	K. Cox	2.00 hrs.	620.00
04/05/10	Conference with Atty Warren re research receivership order for break right; research same and relate relevant provisions to Attys Cox and Warren.		
	S. Lohn	1.40 hrs.	301.00
04/05/10	Research protective order; send synopsis on same to Attys Warren & Cox.		
	S. Lohn	0.50 hrs.	107.50
04/05/10	Conference with Atty Cox re: Motion for Break Order; edit same and coordinate filing.		
	S. Lohn	1.60 hrs.	344.00
04/06/10	telephone call to Helen in Judge Mills office re need for hearing on emergency motion; telephone call to W Bryan's office regarding hearing and left message; instructions to paralegal re service of notice of hearing and preparation of hearing notice; memorandum to client re hearing		
	J.W. Warren	1.00 hrs.	450.00
04/06/10	work on issues relating to Break Order, including service of the notice of hearing; review issues relating to need to amend Order Appointing Receiver and review and revise draft of motion; prepare for hearing on Motion for Break Order; attend conference with M Moecker and M Luitgert regarding actions that need to be taken		
	J.W. Warren	5.00 hrs.	2250.00
04/06/10	Meeting with client to discuss initial actions to be undertaken and hearing on motion for entry of break order, preparation of financial statements to be completed by Defendants pursuant to Receivership order; review of law regarding the duties and powers of receivers: review of and revision to motion to amend motion to appoint receiver.		
	K. Cox	4.30 hrs.	1333.00
04/06/10	Create list of things that Receiver must do from Order; research findings on same to aid in execution of duties; attend meeting with Michael Moecker, et al. re strategy and hearing tomorrow; amend order for Atty Warren; draft motion to amend existing order re financial statement.		
	S. Lohn	7.80 hrs.	1677.00
04/06/10	Conference with Attys Warren and Cox re hearing on motion for break order; assist coordination of service of notice re same.		
	S. Lohn	0.40 hrs.	86.00

04/07/10	prepare for hearing on motion to obtain break order, including meeting with M Luetgert and G Slemp; attend hearing on motion; obtain certified copies of order and instructions to M Luetgert; conference with K Cox and S McDermott to outline next steps and provide hearing notice on motion to amend receivership order; telephone call from W Bryan regarding representation of Lewalski; memorandum to Receiver regarding discussion with W Bryan; review notice to Hammill's accountant		
	J.W. Warren	5.00 hrs.	2250.00
04/07/10	memorandum from M Phelan regarding bank account search; review files for information regarding Interfor and Juval Aviv; memorandum to M Phelan regarding international account search		
	J.W. Warren	0.50 hrs.	225.00
04/07/10	Work on preliminary issues related to marshalling of assets.		
	K. Cox	7.20 hrs.	2232.00
04/07/10	Research, review and begin to organize asset search information on D. Lewalski, Botfly, LLC and J. Hammill.		
	K. Long	2.10 hrs.	252.00
04/07/10	Meet with Attys Warren & Cox re hearing and ongoing strategy; draft order re amendments to receivership order.		
	S. Lohn	1.20 hrs.	258.00
04/08/10	Call to Bivens regarding service of Hammill and response to requests for information.; call to court reporter; call to Marsha Johnson; instructions to assistant regarding deposition of Hammill; review of asset recovery efforts.		
	K. Cox	1.10 hrs.	341.00
04/08/10	Finalize asset search on D. Lewalski. Draft memo regarding asset search results on D. Lewalski. Review asset search reports on J. Hammill and finalize search. Draft memo regarding asset search results. Perform asset search on Botfly, LLC. Draft memo regarding asset search results. Correspond with K. Bass, PDJ Investigations, regarding bank account searches on defendants.		
	K. Long	6.30 hrs.	756.00
04/09/10	Assist receiver with issues relating to identifying and recovering assets		
	K. Cox	4.80 hrs.	1488.00
04/09/10	Finalize asset search on Botfly, LLC. Organize additional bank account search for Nevada bank accounts for Lewalski & Botfly. Perform additional search for assets for involved persons.		
	K. Long	1.30 hrs.	156.00

04/09/10	Prepare several notices of deposition duces tecum; research court reporters on-line and schedule same; prepare several requests for production of documents from non-party.		
	M. Mayott	2.00 hrs.	240.00
04/09/10	Review email regarding Botfly funds.		
	S. Lohn	0.10 hrs.	21.50
04/09/10	Email Atty Moe re receivership background.		
	S. Lohn	0.10 hrs.	21.50
04/12/10	review reports on status from M Phelan; telephone call from J Hammill re desire to remove injunction; prepare report on discussion with J Hammill; telephone call from Attorney General's office re returning calls from J Hammill		
	J.W. Warren	1.30 hrs.	585.00
04/12/10	Prepare for and attend hearing on motion to amend receivership order; drafting order granting same; preparing second motion for break order and preparing order granting same; revisions to notice of duces tecum depo for Hammill; call from client; call from OAG.		
	K. Cox	5.00 hrs.	1550.00
04/12/10	Review bank account search report on Jon Hammill and compare with in-house information.		
	K. Long	0.50 hrs.	60.00
04/12/10	Telephone call to judicial assistant regarding emergency hearing request and fax to judicial assistant.		
	M. Mayott	0.30 hrs.	36.00
04/12/10	Conference with Atty Moe re receiverships.		
	S. Lohn	0.70 hrs.	150.50
04/12/10	Conference with Atty Cox re prep for 4/12 hearing.		
	S. Lohn	0.10 hrs.	21.50
04/13/10	participate in conference e with M Moecker and M Luetgart to review status and pending matters, including conference call with the Attorney General's office		
	J.W. Warren	2.00 hrs.	900.00
04/13/10	memo from N Weilhammer re associates of defendants		
	J.W. Warren	0.20 hrs.	90.00
04/13/10	Meeting with receiver and firm attorneys, correspondence with Hammill and receiver and assist		

in developing information regarding nature and location of assets subject to recovery by receiver.

	K. Cox	3.40 hrs.	1054.00
04/13/10	Telephone call to judicial assistant to set hearing; preparation of notice of hearing and service of same.		
	M. Mayott	0.50 hrs.	60.00
04/13/10	Meeting with Michael Moecker, Mike Luetgert & Carrie.		
	S. Lohn	2.70 hrs.	580.50
04/14/10	review emails relating to attempts to locate assets and instructions to K Cox		
	J.W. Warren	0.50 hrs.	225.00
04/14/10	prepare for and attend hearing on motion for break order, coordinate with receiver and his agents for recovery of assets from Gainesville townhouse.		
	K. Cox	5.70 hrs.	1767.00
04/14/10	Review background report on Melinda Colbeth. Perform additional background search on M. Colbeth. Memo to K. Cox on research results.		
	K. Long	0.70 hrs.	84.00
04/14/10	Revisions to several requests for production of documents from 3rd parties, preparation of draft letter to 3rd parties, and arrange for overnight delivery of all document requests (1.0); revisions to orders and arrange for conformed copies to be provided to all parties (.7); telephone call to judicial assistant regarding telephonic appearance (.1); revision to 2nd Break Order and fax same to Judge (.3); telephone call from S. Powell and telephone call to judicial assistant regarding his telephone appearance (.2); telephone call to and from Mike at Moecker & Assoc. regarding faxing the 2nd Break Order to Sheriff's office and discuss same with K. Cox (.2)		
	M. Mayott	2.50 hrs.	300.00
04/15/10	Draft requests for production of documents		
	J.E. Gross	0.80 hrs.	96.00
04/15/10	Draft receiver's initial report outline.		
	S. Lohn	0.80 hrs.	172.00
04/15/10	Research regarding certification.		
	S. Lohn	0.10 hrs.	21.50
04/16/10	telephone call from M Moecker regarding Gainesville landlord issues; telephone call to W Lapoint re items in Gainesville; conference with K Cox re status of obtaining information from J		

	Hammill		
	J.W. Warren	2.30 hrs.	1035.00
04/16/10	Prepare for and attend deposition of Hammill; correspondence to Foster; calls from various recipients of transfers from Botfly; correspondence with Receiver and representatives regarding status of case and preparation of initial report of receiver; continued work on document production requests.		
	K. Cox	5.40 hrs.	1674.00
04/16/10	Preparation of certificate of service of 2nd Break Order and prepare letter to clerk.		
	M. Mayott	0.30 hrs.	36.00
04/19/10	Assist in preparation of report of receiver.		
	K. Cox	5.90 hrs.	1829.00
04/19/10	Prepare several 3rd party requests for production of documents and arrange for overnight delivery of same.		
	M. Mayott	1.20 hrs.	144.00
04/20/10	meet with M Moecker to review initial report and open issues		
	J.W. Warren	1.50 hrs.	675.00
04/20/10	Revisions to initial report and inventory of receiver, meeting with Moecker regarding initial report and inventory, preparation of third party production requests, calls from persons regarding third party production requests, correspondence from counsel for Hammill.		
	K. Cox	7.10 hrs.	2201.00
04/20/10	Prepare more 3rd party requests for production of documents and arrange for overnight delivery of same.		
	M. Mayott	1.40 hrs.	168.00
04/21/10	Continued work on request for production of documents from third parties.		
	K. Cox	5.20 hrs.	1612.00
04/23/10	Begin asset search on D. Gleichowski.		
	K. Long	1.30 hrs.	156.00
04/26/10	Review of pleadings filed in state court, correspondence to and from Hammill's counsel, the OAG, and client; review of issues regarding frozen ETrade account; demand regarding recovery of Porche in New Jersey; call to New Jersey dealership regarding receivership; continued work on production of documents of third parties to identify and recovery assets subject to Receivership order; deposition scheduling.		

	K. Cox	5.20 hrs.	1612.00
04/26/10	Review asset search reports on R. Jimerson. Research public records databases on property. Draft memo regarding asset search results on R. Jimerson. Finalize asset search on D. Gleichowski. Draft memo regarding research results.		
	K. Long	2.40 hrs.	288.00
04/26/10	Prepare letter and fax to Princeton Porsche.		
	M. Mayott	0.30 hrs.	36.00
04/27/10	correspondence from W Bryan re notice of proceeding and non-involvement		
	J.W. Warren	0.20 hrs.	90.00
04/27/10	Revisions to subpoena duces tecum without deposition (M&M Ventures) and prepare one for Brick City Bicycles; preparation of notices of production; revisions to request for production to Treadstone Consulting and KPK Realty; prepare request for production of documents to David McLaughlin.		
	M. Mayott	2.30 hrs.	276.00
04/28/10	Continued analysis of documents produced by third parties and bank records and asset transfers for potential fraudulent transfer claims.		
	K. Cox	4.20 hrs.	1302.00
04/28/10	Review asset search report on Fairway Golf Carts, LLC and draft memo regarding assets of company.		
	K. Long	0.30 hrs.	36.00
04/29/10	Meeting with Moecker, Gleichowski, and Jimerson, calls to and from Botfly investors; continued analysis of asset transfers and documents produced by third parties.		
	K. Cox	7.40 hrs.	2294.00
04/30/10	Review of records produced by Marquis Jet, additional records from Fairway Golf Carts, records fro Newport Oil, continued work on identifying and recovering assets for the receivership.		
	K. Cox	4.70 hrs.	1457.00
04/30/10	Review information on Justin Gleichowski. Perform asset search on Justin Gleichowski. Draft asset research results memo. Perform search on alternative information for Budacon, Inc. in NYC. Begin asset search on Thomas Stead.		
	K. Long	0.80 hrs.	96.00
04/30/10	Research regarding Budacon and e-mail to K. Long to request address search (.3); and preparation of request for production of documents to Princeton Porsche (.3); e-mail to K. Cox regarding same (.2);.		

M. Mayott	0.80 hrs.	96.00
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Total Fees for Professional Services		\$42899.00
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REIMBURSABLE EXPENSES

04/08/10	Warren, Jeffrey W.: 12761-1 - Travel mileage to New Port Richey 72 miles @.50	36.00
04/19/10	Pacer	5.76
04/26/10	Tropical Surveillance & Investigations, Inc.: 12761-1 - Service of process on David Lewalski	90.00
04/26/10	Tropical Surveillance & Investigations, Inc.: 12761-1 - Service of process on David Lewalski	90.00
04/26/10	Tropical Surveillance & Investigations, Inc.: 12761-1 - Service of process on Jon hammill	60.00
04/30/10	Facsimile Charges	28.00
04/30/10	Online research charges	25.69
04/30/10	Online research charges	111.97
04/30/10	Photocopy charges	272.30
04/30/10	Postage charges	87.37
04/30/10	Telephone charges	75.99

Total Reimbursable Expenses		\$883.08
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AMOUNT DUE FOR THIS INVOICE		\$43782.08
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