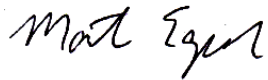


DISTRICT COURT, DENVER COUNTY, COLORADO		
Court Address: 1437 Bannock Street, Rm 256, Denver, CO, 80202		
Plaintiff(s) GERALD ROME SECURITIES COM FOR THE ST OF et al. v. Defendant(s) GARY DRAGUL et al.		DATE FILED: May 13, 2019 7:44 AM CASE NUMBER: 2018CV33011
		△ COURT USE ONLY △
		Case Number: 2018CV33011 Division: 424 Courtroom:
Order: SECOND APPLICATION FOR PROFESSIONAL FEES AND EXPENSES (w/ attach)		

The motion/proposed order attached hereto: APPROVED.

Issue Date: 5/13/2019



MARTIN FOSTER EGELHOFF
District Court Judge

DISTRICT COURT, DENVER COUNTY, STATE OF COLORADO Denver District Court 1437 Bannock St. Denver, CO 80202	<p style="text-align: center;">▲ COURT USE ONLY ▲</p>
<p>Plaintiff: CHRIS MYKLEBUST, Securities Exchange Commissioner for the State of Colorado</p> <p>v.</p> <p>Defendants: GARY DRAGUL, GDA REAL ESTATE SERVICES, LLC, and GDA REAL ESTATE MANAGEMENT, LLC</p>	
Attorneys for Receiver: Patrick D. Vellone, #15284 Michael T. Gilbert, #15009 Rachel A. Sternlieb, #51404 ALLEN VELLONE WOLF HELFRICH & FACTOR P.C. 1600 Stout St., Suite 1100 Denver, Colorado 80202 (303) 534-4499 pvellone@allen-vellone.com mgilbert@allen-vellone.com rsternlieb@allen-vellone.com	Case Number: 2018CV33011 Division/Courtroom: 424
SECOND APPLICATION FOR PROFESSIONAL FEES AND EXPENSES	

Harvey Sender, the duly-appointed receiver (“Receiver”) for Gary Dragul (“Dragul”), GDA Real Estate Services, LLC, GDA Real Estate Management, LLC, and related entities (collectively, “Dragul and the GDA Entities”), submits this Second Application for Fees and Expenses (the “Application”).

1. On August 15, 2018, Gerald Rome, Securities Commissioner for the State of Colorado (the “Commissioner”), filed his Complaint for Injunctive and Other Relief against Gary Dragul, GDA Real Estate Services, LLC, and GDA Real Estate Management, LLC.

2. On August 30, 2018, the Court entered its Order Appointing Receiver (“Receivership Order”), which appointed Harvey Sender Receiver for Dragul (limited to the definition of the “Receivership Property” or “Receivership Estate” as defined in the Receivership Order), GDA Real Estate Services, LLC, and GDA Real Estate Management, LLC.

3. The Receivership Order gives the Receiver the authority to “hire and pay general counsel, accounting, and other professionals as may be reasonably necessary to the proper discharge of the Receiver’s duties, and to hire, pay and discharge the personnel necessary to fulfill the obligations of the Receiver hereunder, including the retention of . . . other third parties to assist the Receiver in the performance of its duties hereunder, all within the Receiver’s discretion[.]” Receivership Order at p. 9, ¶ 13(l).

4. This Application covers the period from December 1, 2018, through March 31, 2019 (unless otherwise noted), and requests the following fees and expenses, which are specifically set forth in **Exhibits A-G**:

Exhibit	Applicant	Amount Requested
A	HARVEY SENDER, RECEIVER	\$154,320.00 ¹
B	ALLEN VELLONE WOLF HELFRICH & FACTOR P.C.	\$376,951.33 ²
C	RUBINBROWN LLP	\$106,821.25 ³
D	WALDREP LLP	\$6,643.75 ⁴

¹ This includes professional fees only.

² This includes legal fees of \$371,722.79 (with a \$20,000 courtesy discount) and out-of-pocket expenses of \$5,228.58.

³ This includes professional fees only with a \$20,000 courtesy discount.

⁴ The Estate retained Waldrep to represent it in foreclosure proceedings in North Carolina against the Hickory Corners Property. The amount includes professional fees of \$6,088.00 and expenses of \$555.75 through April 3, 2019.

Exhibit	Applicant	Amount Requested
E	Frost Brown Todd, LLC	\$68,348.36 ⁵
F	Revesco Property Services	\$71,986.01 ⁶
G	Kelly Reinhart	41,200 ⁷
Total		\$826,270.70

5. Court approval of any motion filed by the Receiver shall be given as a matter of course unless a party objects within ten days after service. This Application and its Exhibits are available at www.dragulreceivership.com.

Dated: April 19, 2019.

ALLEN VELLONE WOLF HELFRICH & FACTOR P.C.

By: /s/ Michael T. Gilbert

Patrick D. Vellone

Michael T. Gilbert

Rachel A. Sternlieb

ATTORNEYS FOR THE RECEIVER

⁵ The Estate retained Frost Brown to represent it in foreclosure and receivership proceedings initiated in Ohio against the Prospect Square Property. The amount includes professional fees of \$68,196.14 and expenses of \$152.22.

⁶ This includes fees through April 5, 2019. The Estate hired Revesco to manage all Estate properties commencing March 12, 2019.

⁷ The Estate hired Kelly Reinhart to file tax returns for a number of Estate entities; Reinhart had prepared returns and financial statements for GDA for over 15 years.

CERTIFICATE OF SERVICE

I certify that on April 19, 2019, a true and correct copy of the **Second Application for Professional Fees and Expenses** was filed and served via the Colorado Courts E-Filing system to the following:

Robert W. Finke
Sueanna P. Johnson
Ralph L. Carr Judicial Building
1300 Broadway, 8th Floor
Denver, Colorado 80203

*Counsel for Chris Myklebust,
Securities Commissioner*

Jeffery A. Springer, Esq.
Springer and Steinberg P.C.
1600 Broadway, Suite 1200
Denver, Colorado 80202

*Counsel for Defendants, Gary Dragul,
GDA Real Estate Services, LLC and
GDA Real Estate Management, LLC*

CERTIFICATION OF E-SERVICE ON KNOWN CREDITORS

In accordance with this Court's February 1, 2019 Order clarifying notice procedures for this case, I also certify that a copy of the foregoing is being served by electronic mail on all currently known creditors of the Receivership Estate to the addresses set forth on the service list maintained in the Receiver's records.

By: /s/ Victoria Ray