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9:13am

J. Eaton, Deputy

1 **Guttilla Murphy Anderson, P.C.**  
 2 **Patrick M. Murphy** (Ariz. No. 002964)  
 3 5415 E. High St., Suite 200  
 Phoenix, Arizona 85054  
 Email: pmurphy@gamlaw.com  
 4 Phone: (480) 304-8300  
 Fax: (480) 304-8301

Attorneys for the Receiver

IN THE SUPERIOR COURT FOR THE STATE OF ARIZONA

IN AND FOR THE COUNTY OF MARICOPA

7 STATE OF ARIZONA ex rel. Christina )  
 8 Corieri, Superintendent of the Arizona )  
 Department of Financial Institutions, )

Cause No. CV2009-020595

9 Plaintiff, )

v. )

ORDER RE: PETITION NO. 111

10 LANDMARC CAPITAL & )  
 INVESTMENT COMPANY, )

(Assigned to Judge Daniel Martin)

11 Defendant. )  
 )  
 12 )

13 The Receiver having filed *Petition No. 111, Petition for Order Approving Final*  
 14 *Accounting, Authorizing Payment of Final Administrative Expenses, Assigning Remaining*  
 15 *Assets to the Arizona Department of Financial Institutions, Exonerating the Receiver and his*  
 16 *Agents, Authorizing the Destruction of Records and Terminating the Receivership* ("Petition  
 17 No. 111") and the Court having considered same, and it appearing to the Court that the  
 18 matters requested by Petition No. 111 are reasonable, just and appropriate:

19 NOW, THEREFORE, IT IS HEREBY ORDERED:

20 1. Approving the Receiver's final accounting attached as **Exhibit "C"** to Petition  
 21 No. 111;

Guttilla Murphy Anderson, P.C.  
 5415 E. High Street, Suite 200  
 Phoenix, AZ 85054  
 (480) 304-8300

1           2.     Authorizing the payment of final administrative expenses reflected on Exhibit  
2 "C" attached to Petition No. 111;

3           3.     Awarding the two fireproof file cabinets owned by the receivership to the DFI  
4 valued at \$3,000 in partial satisfaction of its priority reimbursement claim;

5           4.     Directing the Receiver to pay all funds remaining in this receivership after  
6 payment of the final administrative expenses, to DFI in partial satisfaction of its priority  
7 reimbursement claim;

8           5.     Authorizing the Receiver to destroy the books and records of this receivership  
9 not earlier than one hundred and twenty (120) days from the entry of this order;

10          6.     Authorizing the Receiver to cease maintaining the receivership website not  
11 earlier than thirty (30) days from the entry of this order;

12          7.     Discharging the Receiver from further responsibility in this receivership and  
13 exonerating the Receiver and his employees, agents, attorneys and assistants from any and all  
14 further liability to this receivership estate, or to Landmarc Capital & Investment Company,  
15 Hayden Investments, LLC, Desert Trails Holdings, LLC, Arizona Valuation Company, LLC,  
16 Hayden Insurance, LTD and Desert Trails Insurance Co., or their respective subsidiaries,  
17 affiliates, creditors, claimants, beneficiaries, or owners;

18          8.     Declaring that this Receivership proceeding shall terminate without further  
19 order of this Court upon filing by the Receiver of a "Closing Statement" reflecting the  
20 payment of final administrative expenses and final distributions as reflected on Exhibit "C"  
21 attached to Petition No. 111;

Gutilla Murphy Anderson, P.C.  
5415 E. High Street, Suite 200  
Phoenix, AZ 85054  
(480) 304-8300

1           9.     Enjoining all persons from commencing or prosecuting, without leave of this  
2 Court, any action against the Receiver or his agents in connection with or arising out of the  
3 Receiver's service to this Court in this Receivership; and

4           10.    This Court shall retain jurisdiction for the purpose of enforcing the above  
5 injunctive relief.

6           Dated this 7<sup>th</sup> day of May, 2020.

7  
8   
9 \_\_\_\_\_  
10 Judge of the Superior Court

Daniel G. Martin

11  
12  
13 1157-001(394033)

The foregoing instrument is a full, true and correct copy  
of the original on file in this office.

14 Attest May 7 20 20  
15 JEFF FINE, Clerk of the Superior Court of the  
16 State of Arizona, in and for the County of Maricopa.  
17 By Heaton, Deputy Clerk