

to disclose the names of such proposed experts at this time as such disclosure would constitute a disadvantageous and premature public designation of experts in the RK and S&S Actions.

I. Background

Pursuant to the Order Appointing Receiver, the Receiver is authorized to “engage and employ persons in his discretion to assist him in carrying out his duties and responsibilities [t]hereunder...”. ECF No. 418 at ¶7(F). Although the Receiver is authorized to engage expert witnesses, out of an abundance of caution he seeks the explicit prior approval of this Court to engage expert witnesses in the RK and S&S Actions and in any subsequently approved Ancillary Proceeding. Engagement of expert witnesses is required by Texas law with respect to the accountant and attorney negligence claims and necessary for proof of damages and their retention will enable the Receiver to pursue meritorious claims on behalf of the Receivership Estate. As detailed in the Court-approved engagement agreement between the Receiver and his contingency fee counsel prosecuting the RK and S&S Actions, the Receivership Estate is responsible for all ongoing expenses incurred during the RK and S&S Actions, such as expenses for depositions, travel, and expert witnesses, etc., subject to reimbursement to the Receiver of such expenses incurred prior to the calculation of the contingency fee due to counsel.

II. Relief Requested

The Receiver seeks leave and authorization from the Court to engage expert witnesses on malpractice and damages for the RK and S&S Actions at discounted Texas market rates.

PRAYER

WHEREFORE, PREMISES CONSIDERED, the Receiver respectfully requests that the Court grant his Motion for Leave to Engage Expert Witnesses and for any other and further relief to which he may be justly entitled.

Dated: June 1, 2020

Respectfully submitted,

THE TAYLOR LAW OFFICES, P.C.

By: /s/ Thomas L. Taylor III

Thomas L. Taylor III Texas
Bar: 19733700
taylor@liltaylorlaw.com

245 West 18th Street
Houston, Texas 77008
Tel: 713.626.5300
Fax: 713.402.6154

COURT-APPOINTED RECEIVER

CERTIFICATE OF CONFERENCE

I certify that I have conferred with counsel for Plaintiff Securities and Exchange Commission and Defendant Parker Hallam, who are unopposed to the relief sought herein.

/s/ Thomas L. Taylor III
Thomas L. Taylor III

CERTIFICATE OF SERVICE

I certify that on June 1, 2020 I filed the foregoing document through the Court's CM/ECF filing system, which satisfies service requirements under FED. R. CIV. P. 5(b)(2)(E).

/s/ Thomas L. Taylor III
Thomas L. Taylor III

