

**UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF NORTH CAROLINA
CIVIL DOCKET FOR CASE: #3:13-CV-00196**

U.S. COMMODITY FUTURES TRADING
COMMISSION,

Plaintiff,

vs.

JAMES HARVEY MASON,

Defendant,

JHM Forex Only Pool and
Forex Trading At Home,

Relief Defendants.

**EIGHTH MOTION FOR
COMPENSATION TO GRIER FURR
& CRISP, PA, ATTORNEYS FOR THE
RECEIVER**

This motion of Joseph W. Grier, III, Receiver for James Harvey Mason, Defendant and JHM Forex Only Pool and Forex Trading At Home, Relief Defendants, (hereafter "Defendants"), to authorize compensation and reimbursement of expenses from April 1, 2015 through September 30, 2015, to Grier Furr & Crisp, PA, as attorneys for the Receiver, respectfully represents as follows:

1. This court appointed Joseph W. Grier, III as Receiver by Order entered on March 27, 2013 (the "Receivership Order").
2. Pursuant to Paragraph VI. A. (7) of the Receivership Order, the Receiver is authorized to "choose, engage and employ attorneys, accountants, appraisers, and other independent contractors and technical specialists, as the Receiver deems advisable or necessary in the performance of his duties and responsibilities."
3. The Receiver has retained Grier Furr & Crisp, PA, as general counsel.
4. Paragraph E. of the Receivership Order provides in part that:

The Receiver and all personnel hired by the Receiver as herein authorized, including counsel to the Receiver, are entitled to reasonable compensation for the performance of duties pursuant to this Order and for the cost of actual out-of-pocket expenses incurred by them, from the assets now held by or in the possession or control of, or which may be received by the Defendants or Relief Defendants. The Receiver shall file with the Court and serve on the parties, periodic requests for the payment of such reasonable compensation.

5. The Receiver has filed his *Receiver's Eighth Report*.
6. The Receiver's Eighth Report and the pleadings in this case describe generally the services provided by the undersigned.
7. Prior to filing this Application, Applicant provided a copy to the CFTC for its review and comments, which have been incorporated herein.
8. Attached hereto as **Exhibit A-1** and **Exhibit A-2** are statements itemizing the fees and expenses incurred by Grier Furr & Crisp, PA, in connection with its representation of the Receiver for the period of April 1, 2015 to September 30, 2015. The undersigned contends that the firm has spent the following time in performing the services referred to herein as attorney for the Receiver, and it is informed and believes that its services rendered herein as attorney for the Receiver are reasonably worth the sum as set forth below and that it should be allowed and paid said sum as fees and as a cost of this estate:

Mason Receivership – 13-5555

Professional	Hours	Rate	Total
Joseph W. Grier, III (JOE)	8.30	\$495.00	\$4,108.50
Anna S. Gorman (ASG)	0.60	\$340.00	\$204.00
Michael L. Martinez (MLM)	83.90	\$250.00	\$20,193.00
A. Cotten Wright (ACW)	0.60	\$350.00	\$210.00
B. Kay Rogers (KRB)	4.10	\$165.00	\$676.50
Summer Clerk	.40	\$135.00	<u>\$54.00</u>
Total Fees:			\$25,446.00
+ Disbursements: \$ 251.65			
Total Fees & Disbursements:			\$25,697.65

Net Winner Litigation – 14-5994

Professional	Hours	Rate	Total
Joseph W. Grier, III (JOE)	0.10	\$495.00	\$49.50
Anna S. Gorman (ASG)	2.10	\$340.00	\$714.00
Michael L. Martinez (MLM)	4.80	\$250.00	<u>\$1,200.00</u>
Total Fees:			<u>\$1,963.50</u>
+ Disbursements: \$ -0-			
Total Fees & Disbursements:			\$1,963.50

Combined Totals Fees & Disbursements: \$27,661.15

8. Attached hereto and marked **Exhibit B** is a list of prior Applications for Compensation filed in this matter.

9. A brief biography of each attorney in the firm of Grier Furr & Crisp, PA, who provided services on this statement, is attached hereto as **Exhibit C** and incorporated herein by reference

WHEREFORE, the undersigned requests that the court approve compensation of **\$27,409.50** and reimbursement of expenses of **\$251.65** to it as attorney for the Receiver and authorize the payment of said sums from the funds of the Receivership, when such funds become available.

Dated this 2nd day of November, 2015.

/s/ Joseph W. Grier, III
Joseph W. Grier, III
State Bar No. 7764
GRIER FURR & CRISP, PA
101 N. Tryon St., Ste. 1240
Charlotte, NC 28246
(704) 225-0215 – Fax
(704) 375-3720 – Telephone
jgrier@grierlaw.com - Email Address

CERTIFICATE OF SERVICE

I hereby certify that on November 2nd, 2015, I electronically filed with the Clerk of the Court, the ***RECEIVER'S EIGHTH REPORT, EIGHTH MOTION FOR COMPENSATION TO GRIER FURR & CRISP, PA, ATTORNEYS FOR THE RECEIVER, with NOTICE***, using the CM/ECF system, and caused it to be served by U.S. Postal Service Mail, postage prepaid, or via electronic mail as indicated on the following at their last known addresses, or by email service:

James Harvey Mason PID: 0000425831 P.O. Box 34429 Charlotte, NC 28234-4429	Customers via electronic mail Also Posted on Receiver's Web Page
The JHM Forex Only Pool (f/k/a The JHM Forex Only Pool, LP) c/o James Harvey Mason PID: 0000425831 P.O. Box 34429 Charlotte, NC 28234-4429	Forex Trading At Home c/o James Harvey Mason PID: 0000425831 P.O. Box 34429 Charlotte, NC 28234-4429
Barry R. Blankfield Senior Trial Attorney Commodity Futures Trading Commission Division of Enforcement Via e-mail: bblankfield@cftc.gov	John A. Fagg, Jr. Frank E. Schall Moore & Van Allen PLLC 100 N. Tryon St., Ste. 4700 Charlotte, NC 28202 johnfagg@mvalaw.com frankschall@mvalaw.com

/s/ Anna S. Gorman
Anna S. Gorman (NC State Bar No. 20987)
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