

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA
CASE NO. 20-CIV-21964-CMA

SECURITIES AND EXCHANGE
COMMISSION,

Plaintiff,

v.

TCA FUND MANAGEMENT GROUP CORP.,
et al.,

Defendants.

**RECEIVER, JONATHAN E. PERLMAN'S, EXPEDITED MOTION TO APPROVE
RETAINED PROFESSIONALS**

Basis for expedited relief:

The Receiver seeks relief on an expedited basis on or before Thursday, May 14, 2020 because it has come to the Receiver's attention that certain actions need to be taken immediately in order to meet with the timely reporting requirements in the Court's Appointment Order which cannot be completed without the assistance of the below-reference professional services.

COMES NOW, Jonathan E. Perlman, Esq., Court-Appointed Receiver ("Receiver") of the Receivership Entities,¹ by and through undersigned counsel, and pursuant to L.R. 7.1(d)(2) hereby files this Expedited Motion to Approve Retained Professionals and accordingly states as follows:

1. On May 11, 2020, the Securities and Exchange Commission ("SEC") filed its Complaint for Injunctive Relief against TCA Fund Management Group, Corp., TCA Global Credit Fund GP, LTD., ("Receivership Defendants"), and TCA Global Credit Fund, LP, TCA Global Credit Fund, LTD., and TCA Global Credit Master Fund, LP ("Relief Defendants") (collectively, "Defendants"). [ECF No. 1].

¹ All terms not specifically defined herein have the meaning ascribed to them in the SEC's Motion for Appointment of Receiver [ECF No. 3] and the Court's Appointment Order [ECF No. 5].

2. The SEC also filed an Expedited Motion for Appointment of Receiver. [ECF No. 3].

3. On the same day, the Court granted the motion and appointed Jonathan E. Perlman, Esq., of the law firm Genovese Joblove & Battista, P.A. (“GJB”), as permanent Receiver over the Receivership Entities [ECF No. 5] (“Appointment Order”).

4. The Appointment Order immediately granted the Receiver authority to retain GJB as counsel. *Id.* at § I ¶ 2. Receiver’s counsel has entered appearances accordingly.

5. Pursuant to the Appointment Order, the Receiver is empowered to, among other things, “engage and employ persons in Receiver’s discretion to assist Receiver in carrying out Receiver’s duties and responsibilities...” *Id.* at § II ¶ 5.F.

6. Further, pursuant to § XIV ¶¶ 52–53, the Receiver may solicit persons and entities (“Retained Personnel”) to assist the Receiver in carrying out his duties under the Appointment Order. Retained Personnel may only be engaged after “Order of the Court authorizing such engagement.” *Id.*

7. Acting under the express authority of the Appointment Order the Receiver has solicited the following professions which in his best judgment are highly experienced in their respective fields and would best be able to assist the Receiver in carrying out his duties. Accordingly, the Receiver seeks this Court’s approval for their formal engagement as Retained Professionals:

a. Forensic Accounting and Financial Investigations: Maria M. Yip, CPA with Yip Associates. Yip Associates have agreed to the following hourly rates: \$340 for Partners, \$295 for Directors, \$245 for Managers and Senior Associates, \$195 for Associates, and \$100 for Paraprofessionals. Additional details regarding Mrs. Yip’s CV

and Yip Associate's rate card information are attached as Exhibit A.

b. Tax Accounting and Analysis: Mitchell Hall, CPA, JD, LLM with Rehmann. Rehmann has agreed to the following hourly rates: Executive at \$300, Senior at \$215, Staff at \$150, Administrative Staff at \$75, and Travel at \$150. Additional details regarding the Rehmann team and rate card information are attached as Exhibit B.

c. Data storage and document review platform: E-Hounds. E-Hounds has agreed to provide the following hourly rates: Standard: \$195, Expert Consultant \$300, File Conversion \$95-195 per GB, Intake and Preservation \$225 per media, Triage Service \$1000 flat rate per computer, and additional services as provided in the attached agreement. Additional details regarding Adam D. Sharp's CV and rate card information, and information regarding E-Hounds services and capabilities are attached as Exhibit C.

8. None of the above professionals have requested retainers and have all committed to significant discounts of their usual hourly rates for their work in this matter.

9. Engagement of these professionals is sought on an expedited basis to facilitate the transition and early marshalling of all the Receivership Assets for eventual recovery to the investor-victims.

10. Each of these professionals has prior experience in similar matters and have advised the Receiver that no conflicts of interest exist in connection with their potential retention in this matter.

WHEREFORE, Receiver, Jonathan E. Perlman, by and through his undersigned counsel respectfully requests that this Honorable Court grant the expedited motion and approve each of the Receiver's solicited professionals for engagement on this matter. A proposed order for the Court's consideration is attached as Exhibit D.

GENOVESE JOBLOVE & BATTISTA, P.A.
Attorneys for Jonathan E. Perlman, Receiver
100 Southeast 2nd Street, Suite 4400
Miami, Florida 33131
Telephone: (305) 349-2300
Facsimile: (305) 349-2310

By: /s/Irina R. Sadovnic
Irina R. Sadovnic, Esq., FBN 124502
Isadovnic@gjb-law.com

CERTIFICATE OF CONFERENCE

I, Irina Sadovnic, Esq., hereby certify that I conferred with Stephanie Moot, via phone and e-mail correspondence on May 13, 2020, regarding the requested relief and she indicated that the SEC has no objection to the relief sought in the motion.

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a copy of the foregoing was served via CM/ECF Notification and/or U.S. Mail to all parties and notification of such filing to all CM/ECF participants in this case on the 13th day of May, 2020.

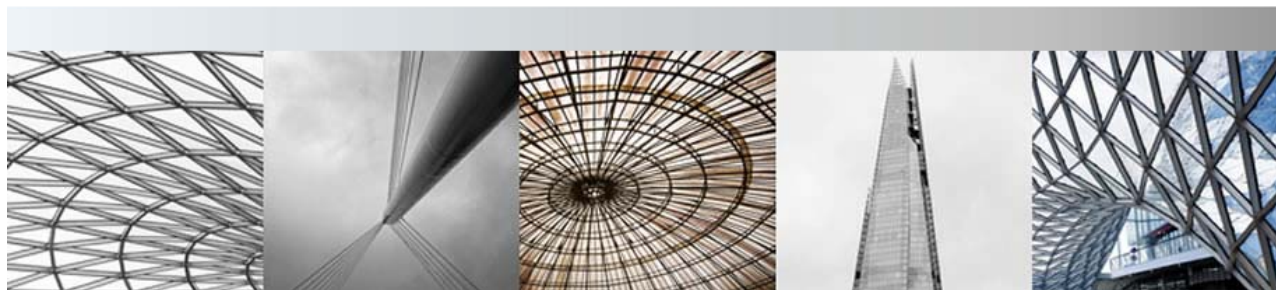
By: /s/ Irina R. Sadovnic
Irina R. Sadovnic, Esq.



YIP ASSOCIATES

FORENSIC ACCOUNTING +
FINANCIAL INVESTIGATIONS +
FIDUCIARY SERVICES

MARIA M. YIP, TRUSTEE



OUR TEAM

MARIA M. YIP | MARCIE D. BOUR | HYLTON WYNICK | RICHARD F. VERMEULEN | THOMAS A. DE ARAUJO | KERRY-ANN M. RIN |
ANGELA R. DELLA UNIVERSITA | HAL A. LEVENBERG | CHRISTOPHER M. CROPLEY | NICOLE ESCUDERO DUEÑAS |
DANNY D. ZAMORANO | BRANDON O. VICTOR | SUSAN Y. TAI | LEONARDO S. RESENDE | SANTIAGO I. CARPIO |
MATTHEW J. BELLACOSA | CRYSTAL E. FIERROS | WILLIAM MARTIN | JULIET ZAMORA

MARIA M. YIP



Maria M. Yip, CPA, CFE, CIRA, CFF is the founder and managing partner of YIP ASSOCIATES, a firm specializing in forensic accounting, financial investigations, receiverships and other fiduciary roles, bankruptcy related matters and valuations. Ms. Yip also serves as the firm's Fiduciary Services Practice Leader. The firm serves its clients from offices in Miami, Fort Lauderdale, Boca Raton, Tampa, Orlando, New York and New Jersey. Ms. Yip has previously worked for Price Waterhouse, Arthur Andersen, and led the forensic accounting practice for Florida as a partner at Grant Thornton prior to founding Yip Associates in 2008. Yip Associates is certified as a minority-owned and women-owned firm (M/WBE).

Ms. Yip is a Florida certified public accountant (CPA), certified fraud examiner (CFE), certified insolvency and restructuring advisor (CIRA) and is certified in financial forensics (CFF).

Ms. Yip is a sitting United States Bankruptcy Panel Trustee in the Southern District of Florida. She also serves as a court-appointed receiver, examiner, liquidating trustee, custodian and assignee for the benefit of creditors. Ms. Yip has significant experience marshaling and securing assets and identifying potential causes of action to provide recoveries for creditors and investors. Ms.

Yip has also served as accountant and financial advisor to receivers appointed in numerous SEC, CFTC and FTC matters.

Ms. Yip has more than 25 years of experience serving as a forensic accountant and expert witness. Clients include attorneys, receivers, bankruptcy trustees and governmental agencies. She regularly serves as an expert witness in Federal and State court, international litigation and arbitration matters.

Ms. Yip has extensive experience in the tracing of funds and the reconstruction of financial business records in civil and criminal matters. Ms. Yip also has experience calculating economic damages in breach of contract and other commercial disputes. Ms. Yip assists clients with discovery, detailed review and analysis of business records, preparation of written reports, demonstrative exhibits and testimony.

Ms. Yip has significant experience conducting internal and external financial investigations of alleged business frauds including white-collar investigations, embezzlement and asset misappropriation, financial reporting and securities fraud. Ms. Yip has experience with investigations in the United States, Latin America, and the Caribbean.

Ms. Yip's extensive experience, fluency in Spanish, and cultural understanding have resulted in an efficient and effective approach in complex matters involving parties in Latin America and Caribbean in the review of documents and conducting interviews. Ms. Yip has also prepared comprehensive reports and provided expert testimony in Spanish.

Ms. Yip holds a Bachelor of Accounting degree from Florida International University. She is a member of the American Institute of Certified Public Accountants (AICPA), Florida Institute of Certified Public Accountants (FICPA), Association of Certified Fraud Examiners (ACFE), Association of Insolvency and Restructuring Advisors (AIRA) and National Association of Federal Equity Receivers (NAFER) -Nominations Committee.

Contact information:

Office: 305-569-0550

Direct: 305-787-3750

Fax: 1-888-632-2672

E-mail: myip@yipcpa.com

RESPONSIVENESS

PERSONAL INVOLVEMENT

EXPERTISE

CREDIBILITY

[CONTACT US](#) | [CAREERS](#)

SFLG
SOUTH FLORIDA LEGAL GUIDE

South Florida Legal Guide Top CPAs
in Litigation Support 2006-2019.

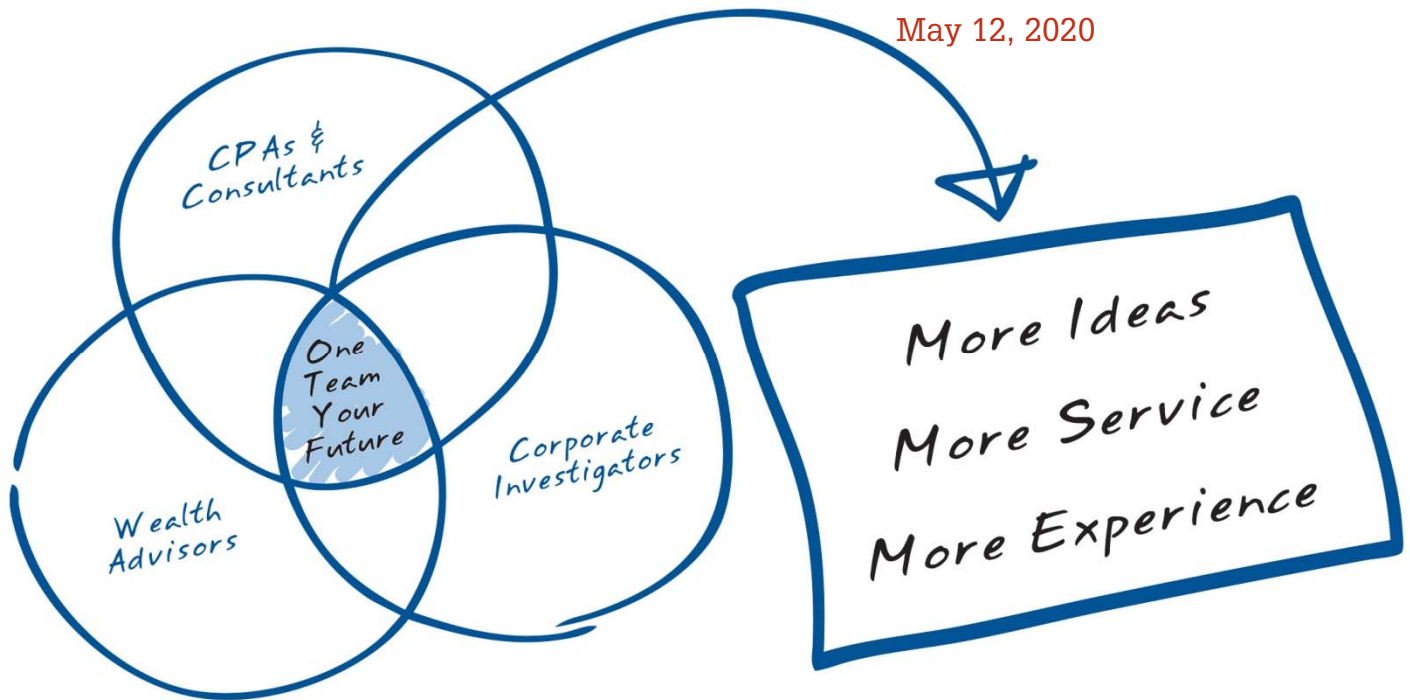
Yip Associates is certified as a woman-owned and minority-owned business.

Delivering Business Wisdom

A proposal for professional tax services regarding

TCA Fund Management Group Corp., et
al.,
And
TCA Global Credit Fund, LP; et al.,

May 12, 2020



Mr. Jonathan Perlman
In your capacity as Receiver of
TCA Fund Management Group Corp., et al.,
And
TCA Global Credit Fund, LP; et al.,

Genovese, Joblove & Battista
100 SE 2nd Street, Suite 4400
Miami, Florida 33131

Dear Mr. Perlman,

Thank you very much for the opportunity to be considered to provide professional tax service for TCA Fund Management Group Corp., et al., and TCA Global Credit Fund, LP; et al., (the Receivership Entities).

Why Choose Rehmann

Our position in the market place is simple. We have **world-wide and world class** capabilities able to meet the unique tax preparation needs of a complex, multinational entity such as the Receivership Entities comprise. Rehmann's team have **qualification and experiences** that truly distinguish them.

Rehmann is a unique service provider in these matters. Our **deep bench** of nearly 1,000 professionals throughout the United States allows for leveraging duties to the most efficient staff level resulting in significantly less cost. Our professionals are very well respected by the courts and various government agencies.

Tax Preparation and Consulting Services

We will provide U.S. Federal, U.S. State and/or U.S. Local tax preparation services for each Receivership Entity for which filing is required.

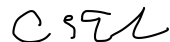
We understand there may be a need for preparation of various foreign tax returns. When applicable, we will work with our foreign tax preparation partners to prepare required Non-US filings.

We further understand that for a variety of reasons there we may need to amend prior year tax returns and to interact with the Internal Revenue Service regarding those amendments and other matters.

Various matters may arise within the course of the receivership which require "tax related" consulting which we will also provide. An example could be the tax impact of a transaction contemplated by the Receiver.

Again, we appreciate the opportunity and consideration,

Sincerely,



Chip Hoebeke, CPA, CIRA
Fellow INSOL International
Director of Rehmann Consulting

Firm Overview

Rehmann is a collection of professional service companies committed to providing valuable business solutions. We combine our knowledge and experience with our clients' to resolve the challenges they face. We call this promise "Business Wisdom Delivered."

At a glance (as of January 1, 2018)

International affiliation

Independent Member of Nexia International

Nexia International is a network of independent accounting and business services firms that enables members to provide clients with local knowledge in any overseas marketplace.

Rehmann Robson

Certified Public Accountants and Business Consultants

- Comprehensive tax planning, consulting and preparation
- Insolvency related services
- Outsourcing of finance, accounting and human resource functions
- Audit and assurance services and merger and acquisition analysis
- Business valuation and litigation support
- Computer and information technology security solutions
- Strategic business planning, consulting and transition planning services

Rehmann Financial

A Registered Investment Advisor

- Comprehensive financial planning and investment management analysis
- Retirement, estate and education savings planning for individuals and businesses
- Risk analysis and evaluation of insurance coverage

Rehmann Corporate Investigative Services

Professional Investigation and Security Consulting

- Fraud, embezzlement, fire and background investigations
- Surveillance services and forensic accounting
- Computer security incident response
- Asset protection services for business, legal and insurance clients

Industries served

Rehmann serves a wide range of clients. A full list of industries can be found on rehmann.com.

- Commercial
- Financial services
- Healthcare
- Manufacturing
- Not-for-profit
- Service
- Government
- Oil and Gas
- Professional and technical services

Why Choose Rehmann?

Broad Range of Services

We understand these engagements require additional services that are often provided by professionals from a number of different businesses. Rehmann offers a full range of related business consulting services that can be managed and directed through one engagement executive. This approach of offering,

Rehmann also understands each situation is unique and requires a team that will listen, understand,

a strategy

Your Accountant

- Business and Personal Tax Planning & Compliance
- Tax Accounting Methods & Inventory
- FAS 109 Accounting for Income Taxes and FIN 48
- Section 199 (DPAD)
- R&D Credits
- State & Local Taxes
- Accounting Outsourcing
- Cost Segregation
- Choice of Business Entity
- Mergers, Acquisitions & Restructuring
- Transactional Tax Planning
- International Tax Services

Your Business Consultant

- Enterprise Risk Management Services
- Business Valuation
- Succession Planning
- InfoQuest® Customer Satisfaction Surveys
- Strategic Planning
- Litigation Support Services
- Payroll Services

Your Financial Advisor

- Comprehensive Financial Planning
- Investment Consulting & Wealth Management
- Retirement Plan Fiduciary Consulting, Investment Advisory and Administration
- Deferred Compensation Plans & Executive Financial Consulting
- Insurance Solutions
- Estate Analysis

Advisory Services offered through Rehmann Financial, an SEC Registered Investment Advisor. Securities offered through Triad Advisors, Member FINRA/SIPC.

Your Team Leader

Each Rehmann client team is coordinated through a team leader. As your primary contact, this senior professional oversees the planning and implementation of integrated business solutions on your behalf. He or she acts as the conduit to make sure that the right Rehmann resources and alliance partners are there to meet your needs in a streamlined, customized, efficient way.

One team. One focus. Your success.

Your Auditor

- Audit, Review & Compilation
- Financial Forecasts & Projections
- Compliance
- Employee Benefit Plan Audits
- SEC Services
- Forensic Accounting
- Internal Audit Services
- Sarbanes-Oxley Consulting
- A-133 Audits

Your Investigator

- Fraud Investigations
- Digital Forensics & IT Security
- Litigation Support & Insurance Defense
- Economic Damages Analysis
- Surveillance
- Pre-employment backgrounds (ebackgrounds.com)
- Merger & Acquisition Due Diligence
- Asset Investigations & Vendor Backgrounds
- Fire Origin & Cause
- Executive Protection & Crisis Management

Your Human Resources Consultant

- Executive Staff Recruitment
- Organizational Development
- Dale Carnegie Training®
- Executive Compensation Benchmarking
- Executive Coaching

Your Technology Consultant

- IT Director Outsourcing
- Information Technology Security
- Selection & Implementation

Our Alliance Partners

- Attorneys
- Bankers
- Insurance
- Payroll Processing
- Mergers & Acquisitions
- Business Re-invention Consulting
- Capital Access
- International Services



Fee Structure

Executive Rate

Standard rate \$550/hour

Discounted rate \$300/hour

Senior Rate

Standard rate \$450/hour

Discounted rate \$215/hour

Staff Rate

Standard rate \$300/hour

Discounted rate \$150 hour

Admin Rate

Standard rate \$125/hour

Discounted rate \$75/hour

Travel Rate (all levels)

Standard rate \$ Varies

Discounted rate \$150/hour

Discounted rate

We are pleased to present billing rates for this engagement that are discounted from our standard billing structure. We understand the sensitive nature of fees in a matter like this where recovery may be limited.

Travel rate

We understand that there is the potential for travel time during this project. As a result, one of our signature pricing advantages is that all staff, regardless of level, will have travel time billed at \$150 per hour. This commitment represents a significant discount of our executive rate. The market has recognized this discount as a meaningful indication of our dedication to “**doing the job right**” without taking advantage of the file.

Delegation

It is our intention to delegate as much work as possible to the lower billing rate staff as quickly as possible. Our deep local bench of qualified professionals allows us to leverage work to the right level of

staff in terms of both capabilities and cost. This tends to make our blended cost significantly less than other firms, both in terms of savings of travel costs and the ability to leverage.

Expenses

We will expend “out of pocket” costs which will be advanced from Rehmann.

Billing and Payment of fees

We understand the receiver has agreed to the “Billing Instructions for Receivers in Civil Actions Commenced by the U.S. Securities and Exchange Commission” and that instructions for Quarterly Fee Applications made to the court are included in the order appointing receiver. We understand that upon order of the court we will be considered “retained personnel” and will be subject to the same billing instructions and fee application order as the receiver.

No Surprise Invoices

We strive to deliver business wisdom for a fee that is fair, reasonable, and representative of the value delivered. Our approach to establishing fees is to discuss expected outcomes and the proposed services to be provided before work is done. This reduces the possibility of surprises when invoices are ultimately delivered. If services are required beyond the scope of this engagement, we will discuss them with you and may seek approval from the court before beginning that work.

Conflict of Interests

We will perform a preliminary conflict of interest check and will only accept an engagement if no issues would prevent us from accepting this engagement. If a conflict of interest arises during the engagement, with proper notice to the you, Courts and creditors, we reserve the right to withdraw from the engagement in accordance with requirements of our professional standards.

Service Team

Mr. Hall will be the lead tax accountant on this project. He is licensed both as an accountant and a lawyer in the State of Florida. Mr. Hall has extensive experience serving as retained personnel in federal and state receiverships.

Michael Patterson, the firm's International Tax Director will serve if needed to address any non-United States filing requirements.

Mr. Hall will be assisted by various associates including Sejla Kulaglic and Haley Obetts during the preparation of the United States based filings.

Mitchell J. Hall, JD, LLM, CPA

Executive



Contact Information

Direct: 239-319-5483 x5405

Email: mitch.hall@rehmann.com

Areas of Service

- Tax Compliance and Consulting
- Liquidating Trustee
- Insolvency Consulting
- Litigation Support
- Receivership
- Asset Tracing

Current Position

Mitch is a Senior Manager with Rehmann and is a member of the firm's Turnaround, Restructuring, and Insolvency Practice. Mitch is based in the Bonita Springs, Florida office. He is a licensed attorney and CPA in the State of Florida and the State of Michigan.

Experience

Mitch has practiced extensively in bankruptcy and receivership matters, aiding in recovery of millions of dollars for victims of fraudulent schemes perpetrated both at home and abroad. Mitch is a member of the American Bankruptcy Institute and the National Association of Federal Equity Receivers, where he currently serves on the IRS Committee. In addition to his experience in bankruptcy and receivership law, Mitch has an extensive background in health care and taxation law.

Education

Mitch is a graduate of Central Michigan University, with a Bachelor of Science in Business Administration in accounting. He earned his Juris Doctorate and LLM (taxation) from Western Michigan University Thomas M. Cooley Law School.

Professional Organizations

- National Association of Federal Equity Receivers
- American Bankruptcy Institute
- INSOL International
- Federal Bar Association Western District of Michigan – Bankruptcy Section
- State Bar of Florida
- State Bar of Michigan
- Florida Institute of Certified Public Accountants
- Michigan Association of Certified Public Accountants
- American Institute of Certified Public Accountants



Michael A. Patterson, CPA

EXECUTIVE



734.302.4190



michael.patterson@rehmann.com



University of Akron

BS, accounting
Master of Taxation

CURRENT ROLE

As Rehmann's director of international tax, Michael is dedicated to helping clients navigate the complexities involved with conducting business globally. He focuses on building a well-rounded team with broad experience and expanding Rehmann's international client base to include various jurisdictional regions and types of work.

Michael works with inbound and outbound companies helping them with traditional tax and international transactions. He leverages the Nexia International network daily, providing clients with access to a worldwide network of independent, high-quality accounting and consulting firms.

SERVICE AREAS

- International tax compliance and consulting
- Repatriation planning
- Cross-border financing
- International mergers and acquisitions
- Corporate restructuring

EXPERIENCE

Bringing more than 25 years of international tax experience to the table, Michael has a successful track record of providing value-driven consulting, planning and structuring for clients in a wide range of industries including life-sciences, wireless distribution, chemical manufacturing and distribution, general manufacturing, software development, not-for-profit and higher education. He is well-practiced in repatriation planning and transfer pricing.

Michael began practicing in 1987. Prior to joining Rehmann in 2017, Michael was a managing director of the tax practice for the Indiana region of a global accounting firm, after serving as a corporate vice president of tax logistics. With experience in both private industry and public accounting, he views situations from the client's perspective. Michael is a licensed CPA in Michigan, Ohio and Indiana.

With the ability to leverage Nexia International network, the opportunities for our clients are endless. In addition to our broad bench of Rehmann professionals, we have access to international professionals across the country and across the globe.



Sejla Kulaglic, CPA

SENIOR ASSOCIATE

Advisory and Tax Services



313.202.7389



sejla.kulaglic@rehmann.com



Wayne State University
BSBA, accounting

CURRENT ROLE

Sejla focuses on inbound and outbound international tax compliance and tax planning for individuals and businesses. She consults with clients on foreign investment in U.S. real estate and foreign estate, gift and trust income tax.

Sejla supervises and assists with the review of complex flow-through, corporate, individual, trust, estate and international tax returns. She is a member of the Firm's International Tax Group and the Michigan Association of Certified Public Accountants' international practice task force.

SERVICE AREAS

- Individual taxation
- Corporate and flow-through taxation
- Real estate taxation
- Foreign estate, trust and gift tax compliance
- Tax planning for expats

EXPERIENCE

Sejla's public accounting career began in 2012 as staff accountant at a local accounting firm, where she assisted with flow-through, corporate and individual tax returns. Prior to that, she was a bookkeeper at an independent maintenance organization. She joined Rehmann in 2013 as a tax associate.

A CLOSER LOOK

- Sejla researches, documents and presents on a variety of complex international tax issues throughout the Firm and for external groups, including the Michigan Association of Certified Public Accountants. She co-authored the article "New developments in transfer pricing rules for intangibles" for *taxnotes*.
- Since 2016, Sejla has volunteered for the Detroit chapter of Kiwanis International, a community service organization. She is currently a board member and liaison officer for Detroit Kiwanis Club No. 1. She also serves as service chair of the Kiwanis Michigan District.
- Sejla is fluent in Serbo-Croatian and German.

I enjoy sitting down with clients and learning about their business. Understanding what keeps them up at night allows me to customize and help implement comprehensive business solutions.



Haley J. Obetts, MBA, CPA

SENIOR ASSOCIATE

Turnaround, Restructuring and Insolvency Practice



616.975.2875



haley.obetts@rehmann.com



Davenport University

BBA, accounting
MBA

CURRENT ROLE

As a consultant with Rehmann's turnaround and restructuring practice, Haley manages all aspects of insolvent businesses, including legal, financial, operational and sales and marketing.

SERVICE AREAS

- Receivership
- Tax Prep and Compliance
- Insolvency consulting
- Debt restructuring

EXPERIENCE

Haley earned her MBA in 2017 and her CPA license in 2018. Currently, she is working towards her INSOL Founders' Certification, helping her to gain more knowledge regarding insolvency practices.

Haley began her career at Rehmann in 2015 working on complex insolvency and restructuring matters. She is knowledgeable about Federal receiverships and has served companies in a broad range of industries including, manufacturing, healthcare, oil and gas, and professional services.

A CLOSER LOOK

- Prior to joining Rehmann, Haley's internship in the finance department at Robert Bosch Fuel Systems provided her with accounting experience in a manufacturing environment with costing projects, monthly reports, research and development and IT security.
- Haley has successfully established a variety of social media platforms for clients to help them effectively communicate and market to their customer base.
- Haley is an active member of both the American Institute of Certified Public Accountants and the Michigan Association of CPAs.



I strive to gain a deep understanding of my clients' immediate needs and long-term goals and to provide access to the right fit of resources available throughout the firm. I find taking on new challenges rewarding and believe in providing service that is effective and efficient.



CURRICULUM VITA

Adam D. Sharp

Current Positions Held

President-CEO, Founder - Data Recovery Labs, Inc. (since 1993)

President-CEO, Founder - E-Hounds, Inc. (since 1999)

Qualified Expert in

Data Recovery, Data Analysis, Computer Forensics, eDiscovery (since 1998)



Associations:

American College of Forensic Examiners Institute

Association of Certified E-Discovery Specialists

Institute of Computer Forensic Professionals

Institute of Electrical and Electronics Engineers (IEEE)

Microsoft Certified Partner

High Technology Criminal Investigation Association (HTCIA) Former Member

International Disk Drive Equipment & Materials Association (IDEMA) Former Member

Computer Crimes/Consultant/Adjunct Services:

Clearwater Police Department, Florida Department of Law Enforcement (FDLE), Pinellas County Sheriff's Office, Hillsborough County Sheriff's Office, Federal Bureau of Investigation (FBI Tampa Division), Federal Public Defenders Office.

Experience:

Data Recovery Labs has successfully recovered data for several THOUSAND clients, globally since 1993 under the personal guidance of Adam Sharp. The majority of these clients consist of Fortune 1000 and Government Agencies. The majority of the proprietary tools and techniques used in the day to day operations of DRL were developed by Mr. Sharp as well.

E-Hounds has provided forensic services for over 5000 cases since 1999, including several Court Appointments. Mr. Sharp has been the lead examiner and expert for the bulk of those services. He has been qualified as an expert and/or has provided sworn testimony in nearly 170 cases.

1981 Basic Programming, Tandy Computer Training (TRS-80 Mainframe Linked)

1985 to 1991 Pascal, C+, Visual Basic Programming

1987 to 1988 Systems Analyst for Community Blood Banks of Florida (FBS)

1988 to 1991 Computer Sales/Setup/Service for Sears, Roebuck IT

1991 to 1992 CTI and Voice Integration Specialist Advanced Communications, Inc. (WiTel National Telecom)

1992 to 1993 Data Recovery, Data Retrieval Services of CA

1993 to 1999 Data Recovery Specialist and Engineering, as President/CEO - Data Recovery Labs, Inc.

1998 First Qualified as Expert in Data Recovery Hillsborough County Court (Cliffco v USA Wireless)

1999 E-Hounds, Inc. founded to service attorney's e-discovery and computer forensic needs.

2001 First Qualified as Expert in eDiscovery and Computer Forensics, Court Master Appointed (LMT v Church of Scientology)

1999-current Expert Witness in Data Recovery Computer Forensics and Lead Examiner, E-Hounds, Inc.

Education:

1992-1993 St. Petersburg College (General Studies)

2000-2005 RCFG at George Mason University (Fairfax, VA) Certificate Forensic Training/Law Enforcement

2005, 06, 10, 12 Department of Defense Cybercrime Conference and Training (5 days)

2001- Encase Forensic Software Training (Ongoing)

2009- Access Data Forensic Training (Ongoing)

2011- Vound Intella Forensic, Email Examination (Ongoing)

2014- ACFEI Training:

Technology and Terrorism: How the Internet Facilitates Radicalism

Digital Forensics in the Twenty-First Century

Forensic Examination of CCTV Digital VTR Surveillance Recording Equipment

Operating Systems & Hardware Proficiencies

Windows 3.0 to Windows 10	PC and Server Systems	VOIP systems (Asterisk/Switchvox)
Windows NT Server to Server 2016	Tape Backup	Smartphone/Cellular/Tablets
Mac OS (Pre-Unix) to Mac OSX	Mac, Mac Server	MySQL/SQL/Oracle/SQLite
Linux, Ubuntu, Red Hat, Unix, Xenix	Printer/Scanner/Imaging	Router/Hub/Switch/Firewall
VMWare ESX 3 to ESXi 6	SAN, NAS, RAID, Cloud	Network Architecture
(includes most embedded systems as well)	(Google Drive, iCloud, etc)	(includes WAN, LAN, and Internet Backbone)

Forensic and E-Discovery Proficiencies

Encase Forensic v4 to v8	DEFT	Oxygen Forensic Detective	Vound Intella
AccessData Forensic Toolkit	Guymager	Lantern	Nuix
GetData Forensic Explorer	Autopsy	XRY Mobile	Summation
X-Ways Forensic	Paladin Pro	Cellebrite UFED	Concordance
Paraben P2	Macquisition	Wondershare	Relativity
Sumuri Recon	FTK Imager	Blackbag	

Recent Speaking Engagements and CLE Seminars**2013**

American Judges Association ("A Guide for Judges and Attorneys on Computer Evidence, and Experts")
 Florida Bar Convention eDiscovery Seminar (CLE) "eDiscovery vs Computer Forensics"

2014

Labor and Employment College of Practitioners Seminar Miami (CLE) "Computer Forensics and Metadata"
 IP Lawyers (Data Recovery and eDiscovery in Modern Litigation)

2015

American Bar Association (CLE) Cyber theft Seminar
 Florida Bar Association Business Law Section (CLE) "Evidence Boot Camp"
 Florida Bar Association L & E Law Section (CLE) "Computer Evidence"

2016

Manatee County Bar Association (CLE) "Social Media Artifacts, eDiscovery Use and Misuse"
 St. Petersburg Bar Association at Stetson University (CLE) "Evidence is Everywhere"
 Association of Legal Administrators Seminar (Mobile artifacts, ESI Preservation)
 Pinellas Trial Lawyers Association (Social Media, Mobile Devices, ESI Preservation)
 Florida Liability Claims Conference (Social Media Metadata, ESI Preservation)
 Claims Defense Update Seminar (CLE) "Electronic data used in modern litigation"
 Hillsborough County Bar Association/Ferguson White Inn of Court (Social Media, Criminal Minds)
 Hillsborough County Bar Association Labor and Employment (CLE) "eDiscovery Boot Camp"

2017

Risk Management Society (RIMS) "Electronic Evidence in Modern Business"

2018

Reece Smith Inn of Court (CLE) "Technology in the Courtroom"
 Ferguson White Inn of Court "Current Issues in E-Discovery"

Expert Consultant/Witness Case Examples
Closed Cases - Sampling Only

(Previously Qualified in State and Federal Courts)

- Florida, Federal Court Appointment --- **Bankruptcy/Receivership** --- Review of data to determine conspiracy to hide funds from the court.
- Florida, Court Master Appointment --- **Civil/Criminal** --- Murder/Wrongful Death/Criminal Conspiracy/Conversion of Funds in a national case involving a church and private parties.
- Florida, Court Appointment --- **Criminal/Civil** --- **Theft of Intellectual properties/Collusion/Conversion of Funds/Conspiracy** --- Substantiate intentional deletions in a database as well as financial conspiracy to remove funds from company prior to resignation.
- Florida, Plaintiff --- **Conversion of Funds/Criminal Fraud** --- Recovery of E-Mail and graphics indicating an attempt to operate fraudulently as a large Credit Card Processing company.
- Florida, Court Appointment --- **Bankruptcy/Surety** --- Recovery of E-Mail and financial records detailing use of Trust Funds prior to declaring bankruptcy.
- Florida, Criminal Prosecution --- **Mortgage Fraud** --- Serviced FBI Tampa Field Office in the recovery of data from computers submerged in Tampa Bay and recovered by divers.
- Florida, Plaintiff --- **Marital & Family** --- Substantiate use of internet for purposes of defrauding spouses in a Polygamy case.
- Florida, Prosecution --- **Theft of Intellectual Properties** --- Recovery of deleted E-Mail, substantiated false dates and times.
- Florida, Prosecution --- **Criminal** --- Recover and substantiate dates, time and existence of pornographic materials involving minors.
- Florida, Defense --- **Copyright Infringement** --- Internet HTML and Javascript code analyses and comparisons.
- Florida, Plaintiff --- **Copyright Infringement** --- Build system and review data to determine extent of use of copyright protected photographs, and locations in global infrastructure.
- Alabama, Plaintiff --- **Copyright Infringement** --- Comparisons of application systems using Visual Basic and Excel spreadsheets/macros.
- Florida, Plaintiff --- **Class Action, Product Liability** --- Analysis, conversion and authentication of business and financial records for end use automotive products.
- Florida, Court Appointment --- **Computer Forensics and Electronic Evidence** --- Analysis of system usage and email transmissions.
- Ohio, Plaintiff --- **Computer Forensics and Electronic Evidence** --- Forensic analysis of hard drive in family law situation.
- Florida, Plaintiff --- **Medical Malpractice** --- Determined record retention limits and database logistics to prove ability to change records after the fact.
- Florida, Prosecution --- **Criminal** --- Internet Child Pornography: Analysis of hard disk contents.
- Utah, Prosecution --- **Criminal** --- Theft of state documents from a Title Agency: Determined method of transmission, recovery of documents, and dates of theft.
- Michigan, Plaintiff and Counter Defense --- **Theft of Intellectual Properties, Slander and Libel** --- Data Recovery of missing invoices and emails showing libel.
- Florida, Court Appointment --- **Criminal/Data Analysis** --- Murder/Wrongful Death Case: Analysis of email traffic patterns, web sites visited, recovery of graphic files, E-Mail address, and financial data recovery.
- Florida, Court Appointment --- **Motion for Recovery of Fees** --- Recovery of email showing contact with attorney's, billing statements and accounting information.
- Pennsylvania, Plaintiff --- **Custody** --- Substantiate dates and times of access to pornographic materials and the children's use of computer during the same period
- Florida, Internal --- **Compromise Assessment** --- Review emails, computer data, to determine source of "Man in the Middle" compromise resulting in Bank Wire Fraud.
- Florida, Plaintiff --- **Medical Malpractice** --- Retrieval and Analysis of audit trails from EMR keeping systems.
- Florida, Defense --- **Wrongful Termination** --- Recovery of deleted work logs and emails showing worked hours and projects.
- Florida, Plaintiff --- **Wrongful Termination** --- Recovery of deleted emails and internet history.
- Florida, Plaintiff --- **Tax Fraud** --- Recovery of financial data from bankrupt Energy Company for use in conjunction with larger Federal Case.
- Florida/New York, Plaintiff --- **Product Liability** --- Recovery of deleted records showing sales of OTC medications without prescription.
- Florida, Plaintiff --- **Network Intrusion** --- Recover logs and substantiate access to secure network system by external hacker.

Current as of January 2019

21st Century Satellite v Mark Tow
345 Bayshore Association, Inc. v. 345 Bayshore Developer
Acosta v. Navitsky
Advance Controls Inc v Rennhack
Aguakem International, Inc., v. Kemiron Atlantic, Inc
Andrea Mogensen v Hillsborough County Public Transportation Commission
Atlantic International Mortgage Holdings, Inc., Steven S. Oscher v.
Austin Cho, Verimed v Primecare
Balko v Senior Home Care
Bermel v. Metro Networks and John Young
Bondanza v Arthrex
Bradley Bangston Chiropractic v. Mary Bartolf
Broderick v. World Precision Instruments
Broker Dealer Market, Inc v LaBier and Broker Dealer Exchge, LLC
Cara Nursery v Consolidated Nurseries
Cassidy v Cassidy
Cellco Partnership d/b/a Verizon Wireless v. Chevola
Certified Foundations Inc v Carpathia Construction, Heesch
Chiptronics, Inc. v. Larry Thoroughhood
City of Largo vs Steve Stanton
Cliffco v. USA Wireless
Coates v. Akerman
Crilley v Morgan
Crossley, John vs. Bethesda Memorial Hospital
CSI Search Group, Inc. vs Scott Albert, Christopher Brewer
Curphey and Badger v Express Legal Dox LLC
Dannwood v McDermott
David Hopkins v Geltech
Deman Data Systems LLC v. Schessel, Primose Solutions LLC
Dental Care, LLC v Dental Meds, Inc.
Dumstorf LLC vs. Martha Irene Weed
Easily vs Jeffcoat Estates
Elias Brothers Group v Irene Moser
EmbroidMe Mentor v. Mitchell
Eastern Portland Cement v FLSmidth Inc.
Executive Leadership Solutions vs Roger Ward & John Sky Express
First American Partnership v Tracey Rueff
First American v. Inter County Title
Florida Bar v Kligerman
Florida Bar v Victor Arias
Florida Cardiology PA vs Oji Joseph, M.D.
Foley v St. Lucie Medical Center PA
Foreline Security vs Rex Surber
Full Circle Orthopedics v Florida Knee / Hayter
Gage Continuing Education Co vs Admiral Continuing Education
Gashi v Seal-tite Roofing
Geico Insurance v Stone
Geier Holdings v. Liberty et. al.
George B Sowers III vs GBS Distributors
Glen Pearson, Global Communications v. Boroff, Damaschino
Golson Legal PA v Accentia
Graham vs Creamey
H&R Block v. Gelray Gainey
Hamill v Hamill
Haywood Williamceau v Bethesda Memorial Hospital
HCFF Local 2294 v Karl Schmidt
Henderson Brothers Brandon, LLC s Inc vs InLand Home
Hopkins v Geltech
Hurricane Shooters v By George Inc.
Ideal Identification v Ramos
In RE: Estate of William Lewshane Hall
In RE: Sarah Katherine Sussman
Innova-Pure Water vs Sawyer Products
International Sight Restoration v Abdullayev
IT Authorities v The Center For Special Needs Trust
John Adcock Ins. Agency v. Johnson, Benefit Resources Group John
Katherine Nucci vs Robert Nucci
Kathleen Howe vs Service Tampa, LLC & Swisher, LLC
Landstar v KSA/Day/Read

Lockheed Martin v L3, Fleming
Lockheed Martin v L3, Speed
Lockheed Martin v Patrick St. Romain
Louis Orloff, Matrix Group v Hiscox Dedicated Member
MacNight Smoked Foods, FCP v. Johnathon Brown - Timothy Brown
Manhattan Mortgage Group v. Doris Mojica
Meade v. Ferman Motorcar Company
Medcere v Ceredev
Mooney v. Liquid Metal Tech
Mortgage Investors Corp v. Watermark/Sherman
NAI v AMP, Wagner-Langford, Gilkey
Nationwide Indust. vs Michael Muller
New Rochelle v. Palm Garden
Ocean Optics v Ron Defris
Our365, Inc v Babyface Portraits, LLC
Outback Steakhouse v. John Harmon
Parking Area Maintenance v. Martin Dean
Performance Renewable Energy v Kinder Morgan
Pharmerica v Arledge
Pharmerica v Manuele
Physician Preferred Medical Liability Ins v. Mike Wallace / Tim Bone
Pope v. Bikowitz
Primecare v Verimed
Raymond F Kravis Cent Perf Arts v Lexington, Allied World / Allianz
Raymond James & Assoc v Haag Cantor
Residential Finance Corporation v. Orion
Retina Health Center vs Deborah Taylor
Revello, Verimed IPA LLC v Primecare LLC
Rich-SeaPak Corp.. vs James Bruffy
Riverview Mortgage v Bryan Snyder
RME, DME Holdings LLC v Mchyl / All Pro Printing, et al
Rozycki v Rozycki
Sarah Berry v Ashley Bodi
Sarasota Vet Neurology v Levine
Sea Hunters v SS Port Nicholson
SEC v Waxenberg
Service Experts v Northside
Sharon Evans vs Liberty Title Company of America Inc
SMC Food Tech v. Jose Fagundo
SMS v Sherouse, Smith, Brody
Stalley v Alliance Data Systems
Stanton v Stanton
Starling v Florida Urology Partners
State of FL Dept of Ag. vs Central Beef Ind, LLC
State of Florida v Arnold Mathis
State of Florida v Cara Ryan
State of Florida v Hargrove
State of Florida v Laviano
State of Florida v Marcos Santiago
State of Florida v Pete Mininni
State of Florida v. Charles Harden
State of Florida v. James Rybicki
State of Florida v. Steven Shurgard
State of Texas v. Pittner
Sterling Payment Technologies vs Ellen Hudec
Stewart Flooring vs Marrs
Stroemer v Panks
Technology Conservation Group v MARS
TredFast, Inc. vs Jan-Pro International, Inc
United States v Eric Thomas
United States v James Gregg
United States v Mathis
United States v Michael Wayne Lewis, Carter, Gentle
UPS v DelZotto
Vernon & Vernon v. Athenson
Xonia Book v Walt Disney World/Merklinger
Yellow Pages Photos Inc v Supermedia, Dex One
Yellow Pages Photos Inc v Ziplocal, ASEC
Yellow Pages Photos Inc v Yellow Pages Group



PLEASE NOTE OUR NEW ADDRESS ----->

E-Hounds, Inc.

32815 US 19 North Suite 100

Palm Harbor, Florida 34684

Tel (727) 726-8985

email - support@ehounds.com

To: Jonathan Perlman, Genovese Joblove & Battista

CASE REFERENCE: in RE: TCA Fund et al

05/04/2020

Thank you for contacting E-Hounds Computer Evidence Services. We appreciate the opportunity to assist you in this case. Computer evidence can sometimes be overwhelming and burdensome, but we try to alleviate those concerns. If you have questions at any time, we encourage you to contact our offices. The following is a basic timeline of steps we take in most cases:

1. Planning:

Advise as to what types of evidence are likely to be found - What might be a "smoking gun"?

Analyze password, encryption, or storage systems - is there any mobile devices or cloud based data at issue?

Determine location of targeted evidence and define the most efficient set of data to search.

2. Acquisition: (See Page 4 for more information on Forensic Acquisition & Preservation)

Determine the physical location of the targeted evidence (where is the media now?)

Preservation or acquisition which will safeguard the original, ensure metadata is maintained and provide for chain of custody.

3. Recovery:

Restore any unreadable data to accessible formats.

Convert data as needed to readable formats, including Optical Character Recognition (OCR) to make scans, faxes, and photos of documents searchable

4. Analysis & Review:

Varies depending on case requirements but generally takes one of two tracks:

E-Discovery Track

Custodian assignment

Keyword search (identifiable by sender, dates, or content)

Privilege and Date filtering

Data authenticity/integrity analysis

NEW! E-Hounds Review proprietary encrypted review platform

Computer Forensics Track

"Triage" - Identifying activity (USB, alternate email account usage)

Determining if there are deletions

Internet Activity

File Access Activity (networks, cloud services, local hard drives)

Communications with unknown parties

5. Reporting & Deliverables:

Deliverable packages, often ready same day in a variety of formats.

Customized evidence reports and exhibits

Affidavits and certified copies of data

Expert witness testimony (if required)

On-Site Services and Acquisition- While FedEx or UPS are very reliable couriers, often our clients prefer to have a critical piece of evidence not leave their sight. We can provide for two separate options in these cases.

1. A forensic copy can be made in the presence of all parties involved at our lab in Palm Harbor, Florida
2. A forensic copy can be made onsite at the location of the parties choosing by an E-Hounds Technician.

To control Chain of Custody issues that may arise, E-Hounds does not advise allowing any other person without extensive Forensic Computer Training to have access to media which may be subject to Evidence Recovery. This includes making copies or images. **ONLY AFTER** a Forensic Copy has been made, the original media may be used again if absolutely necessary.

TO SUBMIT YOUR CASE - PLEASE COMPLETE:

1. Authorization Form (Next Page)
2. Completed Fee Agreement (Page 3)
3. Payment Arrangements and Evaluation Retainer (We accept Check, Wire Transfer, and all Major Credit Cards.)

Thank you again for contacting

E-Hounds, Inc. Digital Evidence Services





E-Hounds, Inc.
Digital Evidence Services
 32815 US 19 North Suite 100
 Palm Harbor, Florida 34684
 Tel (727) 726-8985
 email - support@ehounds.com

Company/Firm (CLIENT):

Genovese Joblove & Battista
Jonathan Perlman

Bill to Party(s): (List Additional if necessary)

Genovese Joblove & Battista
Jonathan Perlman

Phone Number(s):

305-349-2323

Shipping Address:

Please note: All billing is sent by email.

Billing EMAIL Address(es):
 jperlman@gjb-law.com

CASE STYLE (or opposing parties names)
 in RE: TCA Fund et al

- ☐ On-Site Acquisition
☒ Preservation
☐ Triage Workup*
☐ Data Remediation

- ☒ Keyword Search
☒ Data Recovery
☐ Court Appointment
☐ Neutral

- ☐ Expert Services
☐ Affidavit of Findings
☐ Internet/E-Mail
☐ E-Discovery

- ☐ Document Imaging
☐ CCTV DVR

These selections were made based on your initial call. Do not be alarmed if a certain item has remained unchecked. Contact your representative if you have any questions.

* "Triage Workup" is a basic service that is generally an "all-in-one" flat fee per computer, and is intended to provide an initial "fact-finding" or uniquely targeted request. It does not include any on-site hourly charges, and does not provide for an expert report. Please ask your case agent for more details.

SERVICES REQUESTED (Please provide goals and/or specific information we should look for. Include date ranges, specific names or email addresses if known.)

Initial Case Notes (Taken from our First Contact)

Current E-Hounds Assigned Case # - **E9618**
 Case Logged **05/04/2020 3:08:07 PM**
 Case Reference - in RE: TCA Fund et al

Receivership collection, preservation, ediscovery and advise.

Client engages and authorizes E-Hounds, Inc. (hereinafter E-HOUNDS) to analyze, acquire, report, and conduct forensic services and/or data recovery services, in whole or in part, in the above styled case. Client understands that the fees for all services are accepted under the separate E-Hounds Fee Agreement, without which, E-HOUNDS reserves the right to stop all services without penalty until such time as the signed Fee Agreement and Retainer fees are received by E-HOUNDS. E-HOUNDS shall in no way be held responsible nor be liable for any damages caused by work stoppage. Client is the legal owner, representative, or otherwise has legal right to property and/or data contained therein (unless said contents are covered under separate agreement such as Attorney/Client Privilege or Confidential Work Product or Court Order). E-HOUNDS agrees to hold any and all information and/or data belonging to the Client in strictest confidence, and E-HOUNDS shall not reveal or cause to be revealed any such data as it may recover to any person, agency, or entity other than those specifically authorized by the Client or as provided by court order. E-HOUNDS will not assume any responsibility for the nature or content of the media provided by the Client, and will not accept any liability for its use or misuse by the Client following recovery, restoration, and/or reconstruction. Client understands that E-HOUNDS liability is limited to destruction and/or loss of data resulting from E-HOUNDS services, not handling of media or related equipment, either by the Client or any other agency, whether prior to delivery to E-HOUNDS or following its release from E-HOUNDS. E-HOUNDS can only accept responsibility for the physical preservation and protection of media and/or equipment while it is in the immediate care, custody, and control of E-HOUNDS. Client further understands that E-HOUNDS shall be held harmless for any claims relating to or arising from service(s) requested. Client and/or Billing Party agrees to be fully and wholly responsible for any court costs, attorney fees, subpoena appearance, deposition and/or penalties which E-Hounds incurs relating to this engagement, both during and after as may be required. Client and Billing Party also agree and understand that FULL payment for services rendered as approved during the term of this engagement is due immediately upon receipt of invoice. Signature indicates acceptance of these terms and authorization to sign on behalf of the above listed parties (CLIENT & Billing Party).

Signature on behalf of Client

Title

Date

Name (Please Print)



Fee Agreement for Case **E9618**, submitted **05/04/2020 3:08:07 PM**
Genovese Joblove & Battista, Jonathan Perlman(Billing Party)

Retainer and Billing: A retainer is required prior to case intake and setup, acquisition of computer evidence, consultation or review, or long term data storage (we keep copies of your evidence until your case is closed, either by you or the courts) and is generally applied proportionally throughout your case. E-Hounds nor any of its employees/officers may be listed as a witness without retaining our services (\$1000 flat fee for listing as witness without retainer). All retainer amounts are nonrefundable after 30 calendar days. We invoice every 15 days or as case activity warrants.

Travel Charges: E-Hounds' Evidence Technicians are available for onsite service and travel globally. Billing for onsite work is based on the hourly fee, "portal to portal". Travel time is based on published drive times (e.g. Google Maps estimates) or published flight times (if drive time exceeds 6 hours). We do not charge for travel expenses incurred during your case unless flight is required in less than seven days of notice, or in the event of international travel. Extensive travel (e.g. requiring overnight stay) we do not charge for 6 hours sleep time, and may reduce your travel time rate depending on the work being performed. Less than seven days notice for cases requiring air travel will be charged on an EXPEDITED TIMELINE. All flights shall be booked "Business Class" whenever available.

Media Intake: E-Hounds maintains strict chain of custody procedures. All media is photographed, noted, inventoried, tagged and maintained to safeguard and preserve evidence. A flat fee is charged for each piece of media received or acquired. This fee also provides for the secure deletion of data stored by E-Hounds at case closure. Data Recovery services are quoted as needed for damaged and non-functioning media.

Hourly Billing: Our average case fees to forensically acquire, analyze and report on a single computer (around 200 gigabytes of data) ranges from \$1500 to \$5000 depending on the requests made (not including any onsite work). Substantial keyword requests can increase hourly costs drastically, and can often be minimized by advising E-Hounds as to expectations and goals. If there is a large quantity of data to be recovered, or substantial data results from a search, billing can be substantial. Less than 48 hours notice for any onsite work, as well as weekend or after-hours service will be charged as an Expedited Timeline.

Expert Services: Expert Witness, Consulting Expert, and any form of sworn testimony included deposition is billed in advance with a half-day (4 hour) minimum. Less than 48 hours notice for expert services is billed at the expedited rate. Expert fees must be received at least 48 hours prior to any scheduled local appearance and 7 days prior to appearance requiring travel. All fees are nonrefundable once received. Expert fees are charged portal to portal. Additional hours as needed will be billed after appearance.

E-Hounds Review Platform: E-Hounds can, at your option, provide a unique search and review platform. All data is hosted on E-Hounds secure servers, and never transmitted or accessed by third party service providers. You access our platform through an encrypted web browser over the internet. Fees for this service are billed monthly and vary based on usage starting at \$995. **We do not charge per gigabyte.**

All billing is DUE ON RECEIPT. All unpaid balances over 30 days will be subject to a 1.5% fee per month. Any unpaid balances over 90 days will be subject to equipment forfeiture, data erasure, collection process and reasonable attorney's fees incurred in collection. Services by E-Hounds is rendered on behalf of the agency, agent, or party contracting for the services, and payment for such services is the sole liability and responsibility of that agency, agent, or party, and is not transferrable nor assignable. Your authorized signature below indicates acceptance of these terms.

FEE SCHEDULE:

Retainer Amount Requested \$0.00

(an additional retainer may be requested for expedited acquisitions)

Standard Timeline (15 to 20 Business Days)

(A mixture of standard and expedited services is common)

Standard Rate	\$195.00 per hour
as Court Appointment	\$245.00 per hour
Sworn Testimony	\$400.00 per hour
Expert Consultant	\$300.00 to \$350 per hour
File Conversion	\$95 to \$195 per GB
Intake/Preservation	\$225.00 per source
	\$50.00 per CD/DVD

Expedited Timeline

("Front of the Line", Less than 48 hours notice, After Hours)

Standard Rate	\$250.00 per hour
as Court Appointment	\$295.00 per hour
Sworn Testimony	\$500.00 per hour
Expert Consultant	\$400.00 per hour
File Conversion	\$95 to \$195 per GB
Intake/Preservation	\$275.00 per per source
	\$75.00 per CD/DVD

EH Review Platform \$995 per month
EH Review add'l users \$95 per month

"Triage Service" - Basic processing of single computer, identifying initial data, history, deletions, and data movement. \$1000 Flat



*Having trouble tracking down computer evidence?
Call in the E-Hounds!*



E-Hounds Computer Evidence & Data Recovery Lab specializes in finding, recovering, searching and analyzing computer information for use in legal matters. Through programs specifically designed for attorneys and paralegals, or through our wide range of individual services, we provide solutions to managing this often amorphous dimension of discovery.

Ask about the E-Hounds Review Platform! *What is E-Hounds Review?*

You've probably heard of common litigation tools such as Relativity, Concordance, Summation, iLook. So have we. We also saw and read about the skyrocketing costs of e-discovery review and hosted platforms. Did you know that during *Apple Inc. v. Samsung Elecs. Co., 2014 U.S. Dist. LEXIS 132830* Apple cited **e-discovery costs of \$1,486,475.01** just for hosting produced documents on a third party service?!! E-Hounds has done something about that. We offer our clients the use of our in-house E-Hounds Review Platform. We don't charge by the gigabyte, nor the page. Data set sizes don't affect us (or your costs). We host your data in house, on our secure servers. We provide you and reviewers of your choosing, encrypted access to see, search, tag and review the documents and data in your case. After you've selected the documents you need, you can even create your own deliverable package. Sounds great? Sounds scary? No problem - we're here to help. We use these tools every day, and we act as your personal support team - no outside third party vendors.

Simple, intuitive, task based review - at a cost that's affordable no matter the size of the case. "But how can you do that?!" It's simple - it's not all that we do. We don't want to just host your data, and say goodbye. We're part of your team, from beginning to end. From initial collection, to custodial culling, to deduplication, to expert consultancy, to litigation testimony. **We see too many large e-discovery houses that don't care if they burn through your litigation budget.**

About Forensic Preservation *What is a forensic acquisition?*

Forensic acquisition (also known as "imaging" or "forensic preservation") is an absolutely necessary process which takes a "snapshot" of a computer, effectively freezing the contents up to that date. This includes deleted files and fragments of old documents as well as the original dates and times of alterations, copying of files and deletion dates. Safeguards are taken to ensure that the original media (hard drive, CD-ROM, server data, cell phone, tablet, etc...) remains unaltered during the acquisition process.

About "Triage" Services *How to know if you have a problem before it's a problem...*

This is a newer, cost effective flat rate service, priced *per computer or device*. Typically a flat \$1000 (shipped or delivered to our lab) and includes the imaging preservation process. We go through everything, internet history, cloud access, files opened and changed, USB devices connected and how they were used, networks accessed... etc. We go over it with you, and provide exhibits of what is key to any findings (essentially reports for you or the client to review and determine if there's a deeper rabbit hole to pursue). It doesn't include an expert report, affidavits, or any kind of testimony. That's based hourly beyond the triage phase.



How long does a forensic preservation take?

There are many factors involved in gauging the amount of time needed to perform an preservation. The average 500gb hard drive will typically take 2 or 3 hours. The average Mobile phone will take 1 to 3 hours depending on the manufacturer, and the amount of content (if it has tens of thousands of text messages, it takes longer than only a few thousand).

How long does data loading, indexing, and deduplication take?

Again, there are a number of factors that influence the timing of processing, but typical cases can be loaded for review within 48 hours of final data collection.

(727) 726-8985



E-Hounds, Inc.

Digital Evidence Services

32815 US Hwy 19 North Suite 100 • Palm Harbor, Florida 34684 • (727) 726-8985

E-Hounds Services and Billing Practices

Preservation & Chain-of-Custody • Computer Forensics • eDiscovery • Expert Consultants • Data Recovery • Metadata Analysis
Mobile Phone Forensics • Court Appointed Examiners • Cloud Capture & Analysis • Social Media Farming & Capture • Data Conversion
Code Analysis and Comparison • Database Analysis and Extraction • CCTV and DVR Preservation • Legacy System Extraction

Retainers and Billing: A retainer is required prior to case intake and setup, acquisition of computer evidence, consultation or review, or long term data storage (we keep copies of your evidence until your case is closed, either by you or the courts) and is generally applied proportionally throughout your case. E-Hounds nor any of its employees may not be listed as a witness without retaining our services.

On-Site Services and Travel Charges: E-Hounds' Evidence Technicians are available for onsite service and travel globally. Billing for onsite work is based on the hourly fee, "portal to portal". Travel time is based on published drive times (e.g. Google Maps estimates) or published flight times (if drive time exceeds 6 hours). We do not charge for travel expenses incurred during your case unless flight is required in less than seven days of notice, or in the event of international travel. Extensive travel (e.g. requiring overnight stay) we do not charge for 6 hours sleep time, and may reduce your travel time rate depending on the work being performed. Less than **seven days notice** for cases requiring air travel will be charged on an EXPEDITED TIMELINE. All flights shall be booked "Business Class" whenever available.

Media Intake, Preservation, and Chain of Custody: E-Hounds maintains strict chain of custody procedures. All media is photographed, noted, inventoried, tagged and maintained to safeguard and preserve evidence. A flat fee is charged for each piece of media received or acquired, including hard drives, CD/DVD, USB Flash Drives, Mobile Phones, Web Based email collection, and Cloud data. This fee also provides for the secure deletion of data stored by E-Hounds at case closure.

Hourly Billing: Most of E-Hounds services are based completely on man-hours. Average case fees to forensically acquire, analyze and report on a single computer (around 200 gigabytes of data) ranges from \$1500 to \$5000 depending on the requests made (not including any on-site copying of preservation services). In most cases, lab work such as data analysis, triage, computer forensics and ediscovery processing, are billed at our standard rate, plus some expert review if warranted. Many cases require that an Expert be capable of testifying to the entirety of the processes performed in collecting data, and are billed at an expert rate. Substantial keyword requests can increase hourly costs drastically, and can often be minimized by advising E-Hounds as to expectations and goals. If there is a large quantity of data to be recovered, or substantial data results from a search, billing can be substantial. Less than 48 hours notice for any onsite work, as well as weekend or after-hours service will be charged as an Expedited Timeline.

Expert Services: A court qualified Expert reviews almost every case to ensure that reporting, evidence collection, and production can be testified to in a courtroom proceeding. Expert Witness, Consulting Expert, and any form of sworn testimony including deposition is billed in advance with a half-day (4 hour) minimum. Less than 48 hours notice for expert services is billed at the expedited rate. Expert fees must be received at least 48 hours prior to any scheduled local appearance and 7 days prior to appearance requiring travel. All fees are nonrefundable once received. Expert fees are charged portal to portal. Additional hours as needed will be billed after appearance.

E-Hounds Review: You've probably heard of common litigation tools such as Relativity, Concordance, Summation, iLook. So have we. We also saw and read about the skyrocketing costs of e-discovery review and hosted platforms. Did you know that during Apple Inc. v. Samsung Elecs. Co., 2014 U.S. Dist. LEXIS 132830 Apple cited e-discovery costs of \$1,486,475.01 just for hosting produced documents on a third party service?!! E-Hounds has done something about that. We offer our clients the use of our in-house E-Hounds Review Platform.

We don't charge by the gigabyte, nor the page. Data set sizes don't affect us (or your costs). We host your data in house, on our secure servers. We provide you and reviewers of your choosing, encrypted access to see, search, tag and review the documents and data in your case. After you've selected the documents you need, you can even create your own deliverable package. Sounds great? Sounds scary? No problem - we're here to help. We use these tools every day, and we act as your personal support team - no outside third party vendors.

Simple, intuitive, task based review - at a cost that's affordable no matter the size of the case. "But how can you do that?!" It's simple - it's not all that we do. We don't want to just host your data, and say goodbye. We're part of your team, from beginning to end. From initial collection, to custodial culling, to deduplication, to expert consultancy, to litigation testimony. We see too many large e-discovery houses that don't care if they burn through your litigation budget.



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as Court Appointment	\$245.00 per hour
Sworn Testimony	\$400.00 per hour
Expert Consultant	\$300.00 per hour
File Conversion	\$95 to \$195 per GB
Intake/Preservation	\$225.00 per media \$50.00 per CD/DVD

EH Review Platform	\$495 to \$1295 per month
EH Review add'l users	\$195 per month

Expedited Timeline

("Front of the Line", Less than 48 hours notice, After Hours)

Standard Rate	\$250.00 per hour
as Court Appointment	\$295.00 per hour
Sworn Testimony	\$500.00 per hour
Expert Consultant	\$400.00 per hour
File Conversion	\$95 to \$195 per GB
Intake/Preservation	\$275.00 per per media \$75.00 per CD/DVD

"Triage Service" - Basic processing of single computer, identifying initial data, history, deletions, and data movement. \$1000 Flat

All billing is DUE ON RECEIPT. All unpaid balances over 30 days will be subject to a 1.5% fee per month. Any unpaid balances over 90 days will be subject to equipment forfeiture, data erasure, collection process and reasonable attorney's fees incurred in collection.

Services by E-Hounds is rendered on behalf of the agency, agent, or party contracting for the services, and payment for such services is the sole liability and responsibility of that agency, agent, or party, and is not transferrable nor assignable.

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA

CASE NO. 20-CIV-21964-CMA

SECURITIES AND EXCHANGE
COMMISSION,

Plaintiff,

v.

TCA FUND MANAGEMENT GROUP CORP.,
et al.,

Defendants.

**[PROPOSED] ORDER GRANTING RECEIVER, JONATHAN E. PERLMAN'S,
EXPEDITED MOTION TO APPROVE RETAINED PROFESSIONALS**

THIS CAUSE, having come before the Court upon Jonathan E. Perlman, as Court-Appointed Receiver's ("Receiver") Expedited Motion to Approve Retained Professionals ("Motion") [ECF No. ____]. The Court having considered the Motion and being duly advised in the premises, it is ORDERED AND ADJUDGED that:

The Motion is GRANTED. The Receiver is authorized to engage the services of the specified professional services entities described in the Motion at the stated hourly rates.

DONE AND ORDERED, in chambers at Miami, Florida, this ____ day of May, 2020.

CECILIA M. ALTONAGA
UNITED STATES DISTRICT JUDGE
DISTRICT COURT FOR THE SOUTHERN
DISTRICT OF FLORIDA