



the Initial Receivership Order and Second Receivership Order both require that “[w]ithin forty-five (45 days) after the end of each calendar quarter, the Receiver and Retained Personnel shall apply to the Court for compensation and expense reimbursement from the Receivership Estates.” Initial Receivership Order ¶ 64; Second Receivership Order ¶ 64. Under the Second Receivership Order, the Receiver’s deadline to file his Seventh Quarterly Fee Application—which covers April 1, 2024 through June 30, 2024—is Wednesday, August 14, 2024.

On November 3, 2023, the Receiver filed a Motion for Extension of Time, asking the Court to extend the deadline for filing his Third and Fourth Fee Applications, covering the periods April 1, 2023 through June 30, 2023 and July 1, 2023 through September 30, 2023. On November 9, 2023, the Court entered an Order granting the Receiver’s request for extension of time.

On February 14, 2024, the Receiver again filed a Motion for Extension of Time, asking the Court to extend the deadline for filing his Third, Fourth, and Fifth Fee Applications, the latter of which covers October 31, 2023 through December 31, 2023. On February 21, 2024, the Court entered an Order granting the Receiver’s request for extension of time.

On May 15, 2024, the Receiver filed another Motion for Extension of Time, asking the Court to extend the deadline for filing his Third, Fourth, Fifth, and Sixth Fee Applications, the latter of which covers January 1, 2024 through March 31, 2024. On July 2, 2024, the Court entered an Order granting the Receiver’s request for extension of time. As of the date of this filing, the Third Fee Application has been re-submitted to the Court, but the Fourth, Fifth, and Sixth Fee Applications have not been re-submitted to the Court.

As of the date of this Motion, the Receiver and his professional team have not been compensated for any time expended or reimbursed for any expenses incurred on or after April 1,

2023 (although the Third Fee Application, covering the period April 1, 2023 through June 30, 2023, is currently pending before the Court). As detailed in the Receiver's Eighth Quarterly Status Report [Dkt. 543], the Receiver has been unable to sell any of the real estate assets that are part of the Receivership, resulting in a continued dearth of available cash. Indeed, to date, the Receiver has been unable to service any of the extensive debt that encumbers the Receivership's real estate assets. While significant equity remains in many of the assets held by the Receivership, the continued delay of the Receiver's proposed (and previously approved) sales continues to cost the Receivership between \$2 million and \$3 million annually. *See* Eighth Quarterly Report [Dkt. 523] at 16.

The Receiver is optimistic that he will be able to close sales of real property assets in the near future. However, because of the current lack of available funds as of the end of the Second Quarter of 2024, and in order to best preserve the Court's and the parties' resources, the Receiver respectfully requests that the Court extend the Receiver's deadline to file his Fourth, Fifth, Sixth and Seventh Quarterly Fee Applications **until November 14, 2024**.

Dated: August 13, 2024

Respectfully submitted,

**RECEIVER CORTNEY C. THOMAS**

*/s/ Cortney C. Thomas*

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Cortney C. Thomas

State Bar No. 24075153

[cort@brownfoxlaw.com](mailto:cort@brownfoxlaw.com)

BROWN FOX PLLC

8111 Preston Road, Suite 300

Dallas, TX 75225

Tel. 214.327.5000

Fax. 214.327.5001

**CERTIFICATE OF CONFERENCE**

I hereby certify that on August 13, 2024, I conferred via email with counsel to the SEC and counsel to Defendant Barton. Both parties indicated that they are unopposed to the relief requested herein.

*/s/ Cortney C. Thomas*

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Cortney C. Thomas

**CERTIFICATE OF SERVICE**

Pursuant to FED. R. CIV. P. 5(d)(1)(B), as amended, no certificate of service is necessary, because this document is being filed with the Court's electronic-filing system.

*/s/ Cortney C. Thomas*

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Cortney C. Thomas

IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF TEXAS  
DALLAS DIVISION

SECURITIES AND EXCHANGE  
COMMISSION,

*Plaintiff,*

v.

No. 3:22-cv-2118-X

TIMOTHY BARTON,  
CARNEGIE DEVELOPMENT, LLC,  
WALL007, LLC,  
WALL009, LLC,  
WALL010, LLC,  
WALL011, LLC,  
WALL012, LLC,  
WALL016, LLC,  
WALL017, LLC,  
WALL018, LLC,  
WALL019, LLC,  
HAOQIANG FU (A/K/A MICHAEL FU),  
STEPHEN T. WALL,

*Defendants,*

DJD LAND PARTNERS, LLC, and  
LDG001, LLC,

*Relief Defendants.*

**ORDER GRANTING RECEIVER'S MOTION FOR EXTENSION OF TIME TO  
FILE FOURTH, FIFTH, SIXTH, AND SEVENTH QUARTERLY FEE APPLICATIONS**

Before the Court is the Receiver's Unopposed Motion for Extension of Time to File Fourth, Fifth Quarterly Fee Applications. Having considered the Motion, the Court is of the opinion that it should be and hereby is **GRANTED**. Accordingly, the Receiver's deadline to file his Fourth, Fifth, Sixth, and Seventh Quarterly Fee Applications is hereby **EXTENDED** until November 14, 2024.

**IT IS SO ORDERED**, this \_\_\_\_ day of \_\_\_\_\_ 2024.

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BRANTLEY STARR  
UNITED STATES DISTRICT JUDGE