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10 **DISTRICT COURT**
CLARK COUNTY, NEVADA

11 GEOFF WINKLER in his capacity as receiver
for PROFIT CONNECT WEALTH
SERVICES, INC. and PROFIT CONNECT,
12
13 Plaintiffs,
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15 v.
16 DALE A. HAYES, JR.; HAYES
WAKAYAMA LLC, THE HAYES LAW
FIRM, LLC ROE CORPORATIONS 1-100 &
DOES 1-100,
17 Defendants.

Case No.: A-23-880842-C
Dept. No.: XXI

**STIPULATION AND ORDER TO
DISMISS PLAINTIFF'S COMPLAINT
WITH PREJUDICE**

18 IT IS HEREBY STIPULATED AND AGREED by and between Plaintiff, GEOFF
19 WINKLER in his capacity as receiver for PROFIT CONNECT WEALTH SERVICES, INC. and
20 PROFIT CONNECT, (hereinafter "Plaintiff"), by and through his attorneys of record, ADAM J.
21 BREEDEN, ESQ. of the law firm of BREEDEN & ASSOCIATES, PLLC, and Defendants,
22 DALE A. HAYES, JR.; HAYES WAKAYAMA LLC,; and THE HAYES LAW FIRM, LLC
23 (hereinafter "Defendants") by and through their attorneys of record THOMAS E. MCGRATH,
24 ESQ. and THANE A. WILLIAMS, ESQ. of the LITCHFIELD CAVO, LLP law firm, that any
25 and all Complaints filed by Plaintiff in this case, and each and every cause of action therein, shall
26 be dismissed with prejudice pursuant to the terms of the stipulating parties' General Release and
27 Settlement Agreement, with each party to bear its own attorneys' fees and costs.

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1 The General Release and Settlement Agreement was approved by the Honorable Jennifer
2 A. Dorsey, in the related SEC action, *SEC v. Profit Connect Wealth Services, Inc. et al.*, Case No.
3 2:21-cv-01298-JAD-BNW, in which Plaintiff Geoff Winkler was authorized to bring this action
4 as court-appointed receiver for Profit Connect. **Ex. 1** (“Order Granting Motion to Approve
5 Settlement with Hayes Law Entities with confidential settlement amounts redacted”).

6 A Scheduling Order and Order Setting Civil Jury Trial has been issued in this matter. The
7 parties kindly request that the Court vacate the April 29, 2026, Status Check; May 27, 2026, Pre-
8 Trial Conference; June 10, 2026, Calendar Call and the June 29, 2026, Jury Trial.

9 DATED this 26th, February, 2026.

DATED this 26th, February, 2026.

10 **LITCHFIELD CAVO LLP**

BREEDEN & ASSOCIATES PLLC

11 /s/ Thane A. Williams, Esq.

/s/ Adam J. Breeden, Esq.

12 THOMAS E. McGRATH, ESQ.

ADAM J. BREEDEN, ESQ.

13 Nevada Bar No. 7086

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14 THANE A. WILLIAMS, ESQ.

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Attorneys for Plaintiff

17 Las Vegas, Nevada 89169

18 *Attorneys for Defendants Dale A. Hayes, Jr.,*

19 *Hayes Wakayama LLC, The Hayes Law Firm*

20 *LLC*

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Winkler et al. v. Hayes et al.
District Court Case No. A-23-880842-C
**STIPULATION AND ORDER TO DISMISS PLAINTIFF'S
COMPLAINT WITH PREJUDICE**

ORDER

Based upon the Stipulation of the parties, the Court reviewed all pleadings and papers on file herein and good cause appearing:

IT IS HEREBY ORDERED that that any and all Complaints filed by Plaintiff, and each and every cause of action therein, shall be dismissed with prejudice, with each party to bear its own attorney's fees and costs; and any upcoming dates are hereby vacated.

IT IS SO ORDERED.

Dated this 3rd day of March, 2026



Respectfully submitted by:

LITCHFIELD CAVO LLP

**3F4 262 2B66 184B
Tara Clark Newberry
District Court Judge**

/s/ Thane A. Williams, Esq.
THOMAS E. MCGRATH, ESQ.
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3993 Howard Hughes Parkway, Suite 100
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*Attorneys for Defendants Dale A. Hayes, Jr.,
Hayes Wakayama LLC, The Hayes Law Firm LLC*

EXHIBIT “1”

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12 *Attorneys for Receiver*
13 *Geoff Winkler of American Fiduciary Services*

14 **UNITED STATES DISTRICT COURT**
15 **DISTRICT OF NEVADA**

16 SECURITIES AND EXCHANGE
17 COMMISSION,

18 Plaintiff,

19 v.

20 PROFIT CONNECT WEALTH SERVICES,
INC., JOY I. KOVAR, and BRENT CARSON
21 KOVAR,

22 Defendants.

Case No. 2:21-cv-01298-JAD-BNW

**Order Granting Motion to Approve
Settlement with Hayes Law Entities**

ECF No. 269

23
24 The Court having reviewed and considered the pleadings and papers on file and any
25 argument on the Motion to Approve Settlement with Dale Hayes, Jr., Hayes Wakayama LLC,
26 and the Hayes Law Firm LLC (collectively, the “Hayes Defendants”) (“Motion”) and there
27 being no opposition to the Motion and good cause appearing,

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IT IS HEREBY ORDERED AS FOLLOWS:

(1) The Motion (ECF No. 269) is **GRANTED**; and

(2) The Release and Settlement Agreement between the Receiver on the one hand, and Dale Hayes, Jr., Hayes Wakayama LLC, and the Hayes Law Firm LLC on the other hand, is approved.

(3) The Hayes Defendants are ordered to pay or cause to be paid the Settlement Payment [REDACTED] as described in the Release and Settlement Agreement.

(4) The Receiver is authorized to pay from the Settlement Payment the total sum of [REDACTED] to his litigation counsel Adam Breeden, which sum constitutes the Court-approved [REDACTED] contingency fee. [ECF Nos. 157, 205].

(5) Pursuant to the Attorney Fee Sharing Agreement between Mr. Breeden and the Receiver's former litigation counsel Joel Selik [see ECF No. 205-1 at 12], upon payment of this sum to Mr. Breeden, the Receiver has discharged all obligations related to payment of attorney fees to Messrs. Selik and Breeden, who shall be responsible for dividing that fee among themselves.

(6) The Receiver is further authorized to pay from the Settlement Payment the total sum of [REDACTED] as reimbursement for reasonable litigation costs advanced by litigation counsel, with [REDACTED] to be paid to Mr. Breeden, who incurred costs in that total amount, and [REDACTED] to be paid to Mr. Selik, who incurred costs in that total amount.

IT IS SO ORDERED.



UNITED STATES DISTRICT COURT JUDGE

Dated: 1-27-26

Archived: Thursday, February 26, 2026 2:21:35 PM

From: [Adam Breeden](#)

Sent: Thu, 26 Feb 2026 13:05:57

To: [Fries, Mary Beth](#)

Cc: [Kirsten Brown](#) [Alyssa Piraino Williams](#), [Thane McGrath](#), [Thomas Silver](#), [Rhorie](#)

Subject: Re: Profit Connect v Hayes - Revised SAO

Importance: Normal

Sensitivity: None

Attachments:

[image001.png](#) 

Caution: External Email Warning - This email originated outside the firm. Please do not click links or open attachments unless you were expecting this communication. Contact Help Desk with questions - HelpDesk@LitchfieldCavo.com or 312.781.6666.

Approved for my e-signature and no objection to redactions.

Sincerely,

Adam J. Breeden, Esq.

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On Thu, Feb 26, 2026 at 12:59 'a0PM Fries, Mary Beth <fries@litchfieldcavo.com> wrote:

It should have been the new one, but here it is. However, it was mostly the same. The only difference is after reference of Exhibit "1", there is language we are redacting the confidential settlement amounts. (page 2, lines 4 and 5)

Thank you for your attention to this matter.

Mary Beth Fries

Paralegal

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Fries [@litchfieldcavo.com](mailto:fries@litchfieldcavo.com)

1 **CSERV**

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3 DISTRICT COURT
4 CLARK COUNTY, NEVADA

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6 Profit Connect Wealth Services
7 Inc, Plaintiff(s)

8 vs.

9 Dale Hayes, Jr., Defendant(s)

CASE NO: A-23-880842-C

DEPT. NO. Department 21

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11 **AUTOMATED CERTIFICATE OF SERVICE**

12 This automated certificate of service was generated by the Eighth Judicial District
13 Court. The foregoing Stipulation and Order for Dismissal With Prejudice was served via the
14 court's electronic eFile system to all recipients registered for e-Service on the above entitled
15 case as listed below:

16 Service Date: 3/3/2026

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