

**UNITED STATES COURT OF APPEALS  
FOR THE TENTH CIRCUIT  
OFFICE OF THE CLERK**

Byron White United States Courthouse  
1823 Stout Street  
Denver, Colorado 80257  
(303) 844-3157

Elisabeth A. Shumaker  
Clerk of Court

September 11, 2019

Chris Wolpert  
Chief Deputy Clerk

Mr. Steven Richard Paul  
Mr. Denver C. Snuffer, Jr.  
Nelson, Snuffer, Dahle & Poulsen, P.C.  
10885 South State Street  
Sandy, UT 84070-0000

**RE: 19-4089, United States v. RaPower-3, et al**  
Dist/Ag docket: 2:15-CV-00828-DN-EJF

Dear Counsel:

The appendix received in the subject case does not comply with the form requirements of 10th Cir. R. 30.1(D) (note that form requirements also apply to supplemental appendices). Specifically:

- The bookmarks contained in the electronically filed appendix do not adequately identify the pleadings. *See* 10th Cir. R. 25.3, 10th Cir. R. 30.1(D), and the 10th Circuit CM/ECF User's Manual at Section III G (page 19). Bookmarks should clearly identify the district court docket number, the pleading name, and the date of filing in the district court (for example: 10 Response to Motion: 2/10/2013).
- The district court docket sheet is not included. *See* 10th Cir. R. 30.1(D)(3).

You must file a proper appendix within 10 days of the date of this notice.

The brief that was submitted with the appendix is acceptable for filing and will be filed upon receipt of the corrected appendix. However, if the corrections made to the appendix affect citations in the brief, a revised brief with corrected appendix citations will need to be submitted.

Corrections, however made, must be accompanied by proof of service on all other parties to the appeal.

The time to file a response brief will run from the date of service of appellants' corrected appendix.

If you fail to correct the stated deficiencies within 10 days of the date of this letter, the deficient appendix will not be filed. In addition, the appeal may be dismissed without further notice. *See* 10th Cir. R. 42.1.

Please contact this office if you have questions.

Sincerely,

A handwritten signature in cursive script that reads "Elisabeth A. Shumaker". The signature is written in black ink and has a long, sweeping tail that extends to the right.

Elisabeth A. Shumaker  
Clerk of the Court

cc: Jeffery A Balls  
Clint Carpenter  
Jonathan O. Hafen  
Michael S. Lehr  
Joan I. Oppenheimer

EAS/dd