

Olsen, Preston F.

August 10, 2016

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF UTAH, CENTRAL DIVISION

UNITED STATES OF AMERICA,)	
)	Deposition of:
Plaintiff,)	
)	PRESTON F. OLSEN
vs.)	
)	Time on record: 5
)	Hours, 12 Minutes
RaPower3, LLC,)	
INTERNATIONAL)	Case No. 2:15-cv-00828 DN
AUTOMATED SYSTEMS,)	
INC., LTBl, LLC, R.)	Judge David Nuffer
GREGORY SHEPARD, ELDON)	
JOHNSON and ROGER)	
FREEBORN,)	
)	
Defendants.)	

August 10, 2016 * 9:06 a.m. to 4:06 p.m.

Location: United States Attorney's Office
185 South State Street -- Suite 300
Salt Lake City, Utah



Reporter: Denise M. Thomas, CRR/RPR

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A P P E A R A N C E S

FOR THE PLAINTIFF:

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1 A P P E A R A N C E S (Continued)

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FOR THE WITNESS:

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1 P R O C E E D I N G S

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3 PRESTON F. OLSEN,

4 having been first duly sworn to tell the
5 truth, was examined and testified as follows:

6

7 MR. MORAN: Good morning, Mr. Olsen. My
8 name is Chris Moran. I represent the United States
9 in the case of United States v. RaPower3, et al. I'm
10 here representing the United States.

11 Could all the attorneys in the room please
12 place their appearances on the record, starting with
13 Mr. Reay?

14 MR. REAY: Donald Reay for Greg Shepard
15 and Roger Freeborn.

16 MR. AUSTIN: Christian Austin for
17 RaPower3.

18 MR. JONES: Paul Jones for Preston Olsen.

19 MR. MORAN: And I'm also joined by
20 Ms. Erin Healy-Gallagher representing the
21 United States.

22 MS. HEALY-GALLAGHER: And we may have
23 Erin Hines calling in for the United States in a
24 moment.

25

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1 through Mr. Jones.

2 **A. Okay.**

3 MR. JONES: Could we go off the record
4 just for a second?

5 MR. MORAN: We're off the record.

6 (Discussion held off the record.)

7 MR. MORAN: We can go back on the record.

8 Q. (By Mr. Moran) Mr. Olsen, additionally we
9 didn't get a copy of our 2015 tax return. Our
10 Subpoena to you was right around the time that you
11 probably would have been filing that.

12 Do you recall if you claimed any --

13 **A. I did.**

14 Q. Hold on. Any tax benefits such as tax
15 credits or depreciation on your 2015 return?

16 **A. Yes, I did.**

17 Q. Have you filed your 2015 return?

18 **A. I have.**

19 Q. Do you recall when you filed it?

20 **A. I do not.**

21 Q. All right. We would ask that you also
22 produce a copy of your 2015 tax return to your
23 attorney.

24 **A. I can do that, yes.**

25 Q. Have you purchased any lenses since 2015?

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1 **A. No.**

2 Q. Do you recall the last time you purchased
3 a lens?

4 **A. It would have been the end of 2015.**

5 **(EXHIBIT 133 WAS MARKED.)**

6 Q. (By Mr. Moran) Mr. Olsen, you've been
7 given a copy of what's been marked for identification
8 as Plaintiff's Exhibit 133, which has been labeled
9 Olsen_P&E-01379.

10 Do you recognize Exhibit 133?

11 **A. I do.**

12 Q. What is it?

13 **A. It is a number of e-mails, I think. Looks**
14 **like it is between me and Matt Shepard.**

15 Q. And I see a date stamp July 9, 2009.

16 **A. Yes.**

17 Q. The e-mail at the bottom of the first
18 page --

19 **A. Yes.**

20 Q. -- 1379, there's a reference to a lady by
21 the name of Liz.

22 **A. That's my wife, yes.**

23 Q. That's your wife?

24 **A. Uh-huh (yes).**

25 Q. And Matt Shepard says that "Liz said you

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