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**UNITED STATES DISTRICT COURT FOR THE DISTRICT OF UTAH  
CENTRAL DIVISION**

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UNITED STATES OF AMERICA,

Plaintiff,

v.

RAPOWER-3, LLC; INTERNATIONAL  
AUTOMATED SYSTEMS, INC.; LTB1,  
LLC; R. GREGORY SHEPARD; NELDON  
JOHNSON; and ROGER FREEBORN,

Defendants.

**ORDER GRANTING RECEIVER'S  
EIGHTEENTH MOTION FOR  
APPROVAL TO CONSUMMATE  
SETTLEMENT**

Civil No. 2:15-cv-00828-DN

District Judge David Nuffer

Magistrate Judge Paul Kohler

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R. Wayne Klein, the court-appointed receiver (the “Receiver”), in the above-captioned case, filed the Eighteenth Motion for Approval to Consummate Settlement (the “Motion”).<sup>1</sup> The Receiver seeks approval of one (1) settlement agreement (“Settlement Agreement”) related to an ancillary action pending in this court: *Klein v. LaGrand Johnson*, 2:19-cv-00534-DN-PK. The settlement will bring approximately \$300,000.00 into the Receivership Estate.

The Motion contains important details on the settlement and specifies the events which will result in dismissal of the specific case.

The United States has informed the Receiver that it consents to the relief requested. Based on the Motion, and for good cause appearing,

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<sup>1</sup>Docket No. \_\_\_\_\_, filed September \_\_, 2023.

IT IS HEREBY ORDERED that:

1. The Motion is GRANTED;
2. The Settlement Agreement is in the best interest of the Receivership;
3. The Receiver is authorized to enter into the Settlement Agreement for the benefit of the Receivership Estate; and
4. Financial institutions holding accounts for LaGrand Johnson, including America First Credit Union, Zions Bank, and Fidelity Investments are directed to assist LaGrand Johnson in turning over the balances of LaGrand Johnson's accounts to the Receiver.

Signed \_\_\_\_\_, 2023.

BY THE COURT:

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David Nuffer  
United States District Judge