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LTB1, and Neldon Johnson*

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

UNITED STATES OF AMERICA, Plaintiff, vs. RAPOWER-3, LLC, INTERNATIONAL AUTOMATED SYSTEMS, INC., LTB1, LLC, R. GREGORY SHEPARD, NELDON JOHNSON, and ROGER FREEBORN, Defendants.	Civil No. 2:15-cv-00828-DN-EJF REQUEST TO SUBMIT FOR DECISION: DEFENDANTS' 12(f) MOTION TO STRIKE IMMATERIAL, IMPERTINENT, OR SCANDALOUS ALLEGATIONS IN PLEADINGS [DOC. 173]. Judge David Nuffer Magistrate Judge Evelyn J. Furse
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Defendants Rapower-3, LLC, International Automated Systems, Inc., and Neldon Johnson ("Defendants"), by and through their counsel of record, pursuant to Local Rules DUCivR 7-3, request that Defendants' 12(f) Motion to Strike Immaterial, Impertinent or Scandalous Allegations in Pleadings [Doc. 173] be submitted for decision.

On May 26, 2017, Defendants filed their Motion and Supporting Memorandum, which is Doc. 173 on the Court's docket.

On June 8, 2017, Plaintiff filed a Memorandum in Opposition to Defendants' Motion to Strike [Doc. 184]. Thereafter, on June 23, 2017, Defendants filed their Reply Memorandum in Support of the Motion to Strike [Doc. 198].

On June 8, 2017, Defendants Roger Freeborn and R. Gregory Shepard joined with Defendants in support of Defendants' Motion [Doc. 188] and on June 23, 2017, Defendants Freeborn and Shepard joined in the Reply memorandum filed by Defendants [Doc. 199].

Defendants' motion to strike under Rule 12(f) is fully briefed and is now ripe for decision. Oral argument is requested on the motion.

DATED this 26th day of June, 2017.

NELSON, SNUFFER, DAHLE & POULSEN, P.C.

/s/ Steven R. Paul.
Attorneys for Defendants RAPower-3, LLC,
International Automated Systems, Inc., LTBI, and
Neldon Johnson