



Fw: 15-cv-00828-DN-EJF USA v. RaPower-3 et al

utdj Nuffer to: Eli Milne
Sent by: **Anndrea Sullivan-Bowers**

08/31/2018 10:41 AM

From: utdj Nuffer/UTD/10/USCOURTS
To: Eli Milne/UTD/10/USCOURTS@USCOURTS

----- Forwarded by Anndrea Sullivan-Bowers/UTD/10/USCOURTS on 08/31/2018 10:40 AM -----

From: "Healy Gallagher, Erin (TAX)" <Erin.HealyGallagher@usdoj.gov>
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Date: 08/31/2018 10:08 AM
Subject: RE: 15-cv-00828-DN-EJF USA v. RaPower-3 et al

Dear Judge Nuffer and Defense counsel,

We have revised the draft opinion and order Judge Nuffer sent on July 3; both a Track Changes version and a clean version are attached here. We would like to point out a couple of items in particular:

1. In new paragraph 79, there is what looks like an Excel object into the Word document. When I tried to accept the change, a code field changed and the object did not display correctly. So I re-made the table in Word with the identical numbers as are in the Excel object. I've left both visible in the attached Track Changes document.
2. In addition to adding the facts and citations that the Judge Nuffer provided, I updated other footnotes that anticipated trial testimony but did not yet have trial transcript citations.
3. Where I made other changes that were not directly from the draft Judge Nuffer sent or his factual findings, I typically included a comment box explaining the new text.

Please let us know if you have any questions.

Respectfully submitted,

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From: Melina_Shiraldi@utd.uscourts.gov [mailto:Melina_Shiraldi@utd.uscourts.gov] **On Behalf Of**

utdj_Nuffer@utd.uscourts.gov

Sent: Tuesday, July 03, 2018 10:05 AM

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Counsel,

Attached are our trial notes, deposition designation summary, and a partially edited version of the Findings of Fact and Conclusions of law submitted by Plaintiff. The latter document should be the base for Plaintiff going forward, and the trial notes and deposition designation summary will provide additional facts as found - but not all are essential and we do not mean to imply they must all appear in the final document.

Thank you,
Judge Nuffer's Chambers



2018 08 31 US draft findings of fact and conclusions of law clean.DOCX



2018 08 31 US draft findings of fact and conclusions of law in track changes.DOCX