

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., LTBI,
LLC, R. GREGORY SHEPARD,
NELDON JOHNSON, and ROGER
FREEBORN,

Defendants.

Civil No. 2:15-cv-00828 DN

ORDER TO SHOW CAUSE

Judge David Nuffer

PENDING before the Court is the United States' Motion for an order to show cause why defendant R. Gregory Shepard should not be held in contempt. The United States contends that R. Gregory Shepard willfully violated this Court's Asset Freeze Order, ECF Doc. No. 444, when he surrendered an annuity contract to AXA Equitable Retirement Service Solutions, and received \$27,126.05. The United States has satisfied its initial burden of proving, by clear and convincing evidence: (1) that a valid court order existed; (2) that the defendant had knowledge of the order, and (3) that the defendant disobeyed the order. Accordingly, the United States' motion is GRANTED.

It is hereby ORDERED that defendant R. Gregory Shepard will show cause, within 7 days of the date of this order, why he should not be held in contempt of the Court's Asset Freeze Order. In addition to showing that either he was in compliance with the Asset Freeze Order, or that he could not comply with the Asset Freeze Order, Shepard's response shall include an

accounting of the \$27,126.05 he received from AXA Equitable Retirement Service Solutions,
signed under penalty of perjury by Mr. Shepard.

Signed

BY THE COURT

David Nuffer
United States District Judge