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

UNITED STATES OF AMERICA,

Plaintiff,

v.

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

Defendants.

**ERRATA TO RECEIVER'S
RECOMMENDATION ON LIVING
ALLOWANCES FOR DEFENDANTS
JOHNSON AND SHEPARD**

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

The Honorable David Nuffer

R. Wayne Klein, the Court-Appointed Receiver (the “Receiver”) of RaPower-3, LLC, International Automated Systems, Inc., and LTB1, LLC (collectively “RaPower-3”), as well as certain subsidiaries and entities affiliated with RaPower-3 and the assets of Neldon Johnson (“Johnson”) and R. Gregory Shepard (“Shepard”), hereby submits this errata to his November 30, 2018, *Recommendation on Living Allowances for Defendants Johnson and Shepard* (the “*Original Recommendation*”) (Docket No. 526.)

In the *Original Recommendation*, the amounts listed as “Difference” in monthly living allowance table are \$1,912.50 for Neldon Johnson (“Johnson”), and (\$1,002.10) for R. Gregory Shepard (“Shepard”) (*Id.* at Section III, Paragraph 1.) The correct “Difference” amounts, however, are \$1,997.50 for Johnson and (\$1,911.10) for Shepard. This correction directly affects the amount the Receiver recommends Shepard may be paid from Receivership Estate funds each month.

The “Difference” amounts in the *Original Recommendation* were calculated from the living allowance standards in the Court’s *Memorandum Decision and Order Freezing Assets and to Appoint a Receiver* (Docket No. 444), rather than the living allowance amounts in the table. The Receiver apologizes for this error. A corrected recommendation (“*Corrected Recommendation*”) is attached hereto as Exhibit A. The *Corrected Recommendation* corrects the amounts listed in the “Difference” category of monthly living allowance table the table (Section III, Paragraph 1), the Receiver’s Commentary (Section III, Paragraph 2), and the Recommendation (Section V). The *Corrected Recommendation* also adds an explanatory note regarding the corrected amounts (Fn. 16).

DATED this 14th day of December, 2018.

PARR BROWN GEE & LOVELESS

/s/ Michael S. Lehr
Jonathan O. Hafen
Joseph M.R. Covey
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Michael S. Lehr
Attorneys for Receiver

CERTIFICATE OF SERVICE

IT IS HEREBY CERTIFIED that service of the above **ERRATA TO RECEIVER'S RECOMMENDATION ON LIVING ALLOWANCES FOR DEFENDANTS JOHNSON AND SHEPARD** was electronically filed with the Clerk of the Court through the CM/ECF system on December 14, 2018, which sent notice of the electronic filing to all counsel of record.

/s/ Michael S. Lehr