

Jonathan O. Hafen (6096) (jhafen@parrbrown.com)
Joseph M.R. Covey (7492) (jcovey@parrbrown.com)
Michael S. Lehr (16496) (mlehr@parrbrown.com)

PARR BROWN GEE & LOVELESS, P.C.

101 South 200 East, Suite 700
Salt Lake City, Utah 84111
Telephone: (801) 532-7840
Facsimile: (801) 532-7750

Attorneys for Court-Appointed Receiver Wayne Klein

**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.

**ORDER RE: LIVING EXPENSES
ALLOWANCE FOR R. GREGORY
SHEPARD**

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

The Honorable David Nuffer

R. Wayne Klein, the court-appointed receiver (“Receiver”) filed a stipulation as to his recommendation for living expenses allowance for R. Gregory Shepard (“Stipulation”).¹ Based upon the Stipulation and for good cause appearing,

¹ Docket no. _____, filed May 24, 2019. The Corrected Receivership Order directed the Receiver to “investigate the monthly income and living expenses of Johnson and Shepard and make a recommendation to the Court regarding whether any monthly living expenses should be paid out of the Receivership Property to Johnson or Shepard.” *See* [Docket no. 491](#) at ¶78.

IT IS HEREBY ORDERED that:

1. The monthly living allowance amount for R. Gregory Shepard (“Shepard”) and his wife Diana C. Shepard is \$4,528.00. After accounting for the approximately \$2,700.00 Shepard and his wife receive in Social Security payments, a monthly shortfall of approximately \$1,830 exists.

2. The Receiver may direct Bigger, Stronger, Faster to send the monthly payment of \$1,000 directly to Shepard.

3. The Receiver is authorized to pay Shepard \$830 monthly from the Receivership operating account.

4. Shepard may retain amounts he earns from substitute teaching but must respond accurately and promptly to inquiries from the Receiver regarding the amounts Shepard earns.

5. Annuity payments from Allianz that are currently being paid to the Receiver shall continue to be paid to and retained by the Receiver.

6. Shepard shall ensure that IAS stock that he transferred to Diana Shepard and Matt Shepard are not sold or transferred to others and shall cooperate with the Receiver in delivering those shares to the Receiver.

Dated _____, 2019

BY THE COURT:

David Nuffer
United States District Judge