

UNITED STATES OF AMERICA

VS

RAPOWER-3, LLC.

NELDON JOHNSON

May 02, 2019



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May 02, 2019

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1 UNITED STATES DISTRICT COURT FOR THE DISTRICT OF UTAH  
2 CENTRAL DIVISION

3 UNITED STATES OF AMERICA, ) No. 2:15-cv-00828-DN  
4 )  
5 Plaintiff, ) Deposition of  
6 ) NELDON JOHNSON  
7 v. )  
8 )  
9 RAPOWER-3, LLC; INTERNATIONAL )  
10 AUTOMATED SYSTEMS, INC.; )  
11 LTBI, LLC; R. GREGORY SHEPARD; )  
12 NELDON JOHNSON; and )  
13 ROGER FREEBORN, )  
14 Defendants. )



11 \* \* \*

12 May 2, 2019

13 9:08 a.m. to 5:22 p.m.

14  
15 Parr Brown Gee & Loveless  
16 101 South 200 East, Suite 700  
17 Salt Lake City, Utah 84111

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20 \* \* \*

21 Letitia L. Meredith  
22 Registered Professional Reporter  
23 Certified Shorthand Reporter CA  
24  
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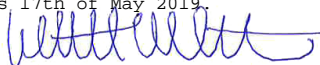


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110	<p>1 <b>Q. What assets?</b></p> <p>2 A. I don't remember all of the assets, but</p> <p>3 whatever I did, I sold them and I put the money into</p> <p>4 here.</p> <p>5 <b>Q. That includes stock in IAS?</b></p> <p>6 A. It includes stock. It includes stock in</p> <p>7 probably other companies. I do not know. All I'm</p> <p>8 saying is the money that came into IAS is my money.</p> <p>9 It didn't come from any other place.</p> <p>10 All of the money that came in is there plus</p> <p>11 my wages of \$15 million, so I've got probably</p> <p>12 \$25 million in IAS already, and I paid it in -- the</p> <p>13 last time I paid money in was in 2010.</p> <p>14 <b>Q. Now, I believe --</b></p> <p>15 A. I think --</p> <p>16 <b>Q. -- you just said all the money in IAS came</b></p> <p>17 <b>from you? Is that what you said?</b></p> <p>18 A. Well, I'd say 80 percent anyway.</p> <p>19 <b>Q. Because I think we read in the annual</b></p> <p>20 <b>report that you sold some stock to RaPower for two or</b></p> <p>21 <b>three million dollars. We also have --</b></p> <p>22 A. That's after the 2010, but that's -- okay.</p> <p>23 So you take two or three million dollars off that,</p> <p>24 but I'm just saying that most of the money that's in</p> <p>25 IAS come from me.</p>	112	<p>1 <b>twenty million dollars infused into the company from</b></p> <p>2 <b>you?</b></p> <p>3 A. Yeah, that's the only place IAS ever got</p> <p>4 any money. They haven't got it anyplace else.</p> <p>5 <b>Q. So going back then, what you're talking</b></p> <p>6 <b>about, so why then do all the transactions run</b></p> <p>7 <b>through Glenda?</b></p> <p>8 A. That's not IAS's transactions. Those are</p> <p>9 RaPower's transactions. This has nothing to do with</p> <p>10 IAS.</p> <p>11 <b>Q. Okay. Why are the RaPower transactions</b></p> <p>12 <b>going through Glenda?</b></p> <p>13 A. Because she has a contract with Solstice</p> <p>14 and Solstice has a contract that says any money that</p> <p>15 comes into RaPower belongs to -- 81.3 percent of the</p> <p>16 money that comes into RaPower belongs to Solstice,</p> <p>17 and Solstice is a foreign company.</p> <p>18 <b>Q. Who decided the terms of that agreement</b></p> <p>19 <b>between RaPower and Solstice?</b></p> <p>20 A. I did.</p> <p>21 <b>Q. And did you sign both sides of that</b></p> <p>22 <b>agreement?</b></p> <p>23 A. I did.</p> <p>24 <b>Q. And so that was structured that way at your</b></p> <p>25 <b>direction; correct?</b></p>
111	<p>1 <b>Q. Where would I find records showing monies</b></p> <p>2 <b>that you put into IAS?</b></p> <p>3 A. That document right there, but there should</p> <p>4 be documents in the annual reports. Every year --</p> <p>5 every annual report every year has money that they</p> <p>6 recognize from at least 1990 probably all the way up</p> <p>7 to today.</p> <p>8 <b>Q. Okay. What I'm looking for is not what</b></p> <p>9 <b>somebody just says in the annual report. I'm trying</b></p> <p>10 <b>to understand what records are showing money was</b></p> <p>11 <b>actually deposited, not just someone said it was</b></p> <p>12 <b>deposited, but was actually deposited.</b></p> <p>13 A. It shows it being deposited in the annual</p> <p>14 reports.</p> <p>15 <b>Q. Well, the annual report is simply somebody</b></p> <p>16 <b>saying that it happened. Am I going to find in the</b></p> <p>17 <b>bank records that money is deposited into the bank</b></p> <p>18 <b>accounts of IAS and it came from you?</b></p> <p>19 A. Of course, yeah, yeah.</p> <p>20 <b>Q. Would you provide those bank records to me?</b></p> <p>21 A. Yeah, yeah, with the authorization you gave</p> <p>22 me, I'll go up to find where those are at, and I'll</p> <p>23 go to the accountants and find them.</p> <p>24 <b>Q. So you're saying that if I look through the</b></p> <p>25 <b>bank statements of IAS, I will find fifteen or</b></p>	113	<p>1 A. That's correct.</p> <p>2 <b>Q. And so was it at your direction that the</b></p> <p>3 <b>decision was made to run things through Glenda so</b></p> <p>4 <b>that she would have ownership of the towers?</b></p> <p>5 A. No, because she wanted to get some of the</p> <p>6 money back out of the companies. She said, "We're</p> <p>7 the only ones that are at risk here. I would like to</p> <p>8 get some money coming back in to us."</p> <p>9 We probably spent last year \$30,000 on</p> <p>10 this, maybe 50,000 the year before. You'll never</p> <p>11 find any more money than that. You structure and</p> <p>12 structure, and you'll see maybe since 2000 and --</p> <p>13 2000 and today maybe \$750,000 that I've actually</p> <p>14 spent in myself.</p> <p>15 Everything else I've done, every money I've</p> <p>16 ever had has gone into this company, and she says,</p> <p>17 "I'm tired of this," and she says, "We should be able</p> <p>18 to get some money back." Yes. And so we structured</p> <p>19 a deal where they owe her -- RaPower or Solstice owes</p> <p>20 her 35 million dollars.</p> <p>21 <b>Q. Was the net effect of that that when</b></p> <p>22 <b>RaPower sold lenses and money came in from the</b></p> <p>23 <b>lenses, then that money ends up in the pockets of</b></p> <p>24 <b>Glenda Johnson?</b></p> <p>25 A. Part of it does, not all of it, but part of</p>

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250	<p>1 constitutional freedoms. I will sit in any court,                  2 any judge, anyplace you want, and they will threaten                  3 me with anything they want to threaten me with, and                  4 they can put me in jail.                  5 But I will not stand in this next life and                  6 look at my friends in the face and say, "What in the                  7 hell did I die for?" That is not one of the things                  8 that I will do.                  9 Now, if that's the choice that you're                  10 giving me, I will take going to jail, and I will die                  11 soon, and it won't matter. I am 74 years old, so it                  12 won't make that much difference, but that's not                  13 something I'm going to do.                  14 I believe there's a hereafter. I will face                  15 those men, and they will say, "What did you do with                  16 my life and how did you protect your liberties?" I                  17 will protect my liberties any way I can, and if it                  18 means giving up my life, I hope that I will be                  19 willing to do that, for your liberties as much as                  20 mine.                  21 Because if they take my liberties, they                  22 take yours and they take yours, and if they can do                  23 what they're doing to me, they can do it to you; and                  24 if you don't think they can, then just wait. But I                  25 will not give them up voluntarily, nor should you ask</p>	252	<p>1 something I will ever do, nor will you ever see it,                  2 not for one dollar, not for ten dollars, not for                  3 \$10 million.                  4 And that's where I stand, and if you want                  5 to do anything different, you're not -- you're never                  6 going to scare me into doing something. You can take                  7 a .44 Magnum and put it right in my face and pull the                  8 god-damned trigger.                  9 MR. KLEIN: Anything else you want to state?                  10 NELDON JOHNSON: That's all I'm saying.                  11 MR. KLEIN: Then we will conclude this record                  12 and go off the record.                  13 NELDON JOHNSON: All right. Thank you.                  14 THE COURT REPORTER: Mr. Johnson, would you like                  15 a copy of this transcript?                  16 NELDON JOHNSON: Yes, I would.                  17 (Whereupon the taking of this deposition was                  18 concluded at 5:22 p.m.)                  19 * * *                  20 The reading copy was submitted to the witness                  21 at 2730 West 4000 South, Oasis, Utah 84624.                  22 (Whereupon the taking of this deposition was                  23 concluded at 5:22 p.m.)                  24 * * *                  25</p>
251	<p>1 me to do that an as American citizen. I am ashamed                  2 of anybody who would do that.                  3 To think that my friends died for their                  4 country to protect this Constitution and see it                  5 ripped apart the way I'm looking at it is citeful and                  6 it will not maintain this country. Once the people                  7 recognize that there's no fair courts, this country                  8 will rip apart.                  9 There's only one thing that holds this                  10 country together, and that is the belief that the                  11 system is honest. Once that is broken, you'll never                  12 get that back, and if that's ever broken, this                  13 country will go into a faction and go into tribe                  14 units. That's only the way it will go.                  15 You will never put these people in any                  16 other position, and when you get through and find out                  17 that your judges are not honest and your prosecutors                  18 are not living up to the oath and covenant they've                  19 taken to protect and secure this Constitution. And                  20 when that gets out to the point where the people no                  21 longer can believe in it and have to coalesce                  22 together to get protection, this country is over.                  23 And I'm not going to be standing in one of                  24 the lines that says "I participated in destroying                  25 this greatest country that's ever been." That's not</p>	253	<p>1 C E R T I F I C A T E                  2 STATE OF UTAH )                  )                  3 COUNTY OF UTAH )                  4 THIS IS TO CERTIFY that the foregoing                  5 deposition was taken before me, Letitia L. Meredith,                  6 Registered Professional Reporter and Notary Public                  7 for the State of Utah and Certified Shorthand                  8 Reporter for the State of California.                  9 That the said witness was by me, before                  10 examination, duly sworn to testify the truth, the                  11 whole truth, and nothing but the truth in said cause.                  12 That the testimony was reported by me in                  13 Stenotype, and thereafter transcribed by computer                  14 under my supervision, and that a full, true, and                  15 correct transcription is set forth in the foregoing                  16 pages.                  17 I further certify that I am not of kin or                  18 otherwise associated with any of the parties to                  19 said cause of action and that I am not interested in                  20 the event thereof.                  21 WITNESS MY HAND and official seal at                  22 Spanish Fork, Utah, this 17th of May 2019.                  23                   24 Letitia L. Meredith, CSR, RPR                  25</p>