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IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF UTAH

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UNITED STATES OF AMERICA,

Plaintiff,

v.

RAPOWER-3, LLC, et al.,

Defendants.

**ORDER GRANTING MOTION  
REGARDING PUBLIC SALE OF  
MILLARD COUNTY PROPERTY  
(PARCEL NO. HD-4658-1)**

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

District Judge David Nuffer

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R. Wayne Klein, the court-appointed receiver (“Receiver”), filed a motion (the “Motion”)<sup>1</sup> regarding the public sale of certain property (the “Property”) located in Millard County, Utah, identified as parcel no. HD-4658-1 and described as S11, T17S, R8W.<sup>2</sup> No opposition has been filed in response to the Motion, and the deadline to do so has now expired. Therefore, for good cause appearing,

IT IS HEREBY ORDERED that the Motion is GRANTED.

IT IS FURTHER HEREBY ORDERED that:

1. The sale of the Property free and clear of interests as set forth in the Motion to the proposed buyer or a higher and better offeror at auction is APPROVED.
2. The method and form of the publication notice as set forth in the Motion are APPROVED. The following notice shall be published in the *Millard County Chronicle*

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<sup>1</sup> Receiver’s Motion Requesting Order Approving (1) Public Sale of Property Free and Clear of Interests, (2) Method and Form of Publication Notice, and (3) Public Auction Procedures, [docket no. 661](#), filed May 20, 2019.

<sup>2</sup> See Corrected Receivership Order ¶ 20(u), [docket no. 491](#), filed November 1, 2018.

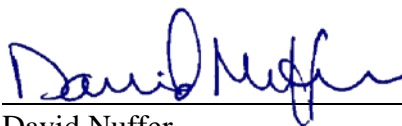
*Progress*, a newspaper of general circulation in Millard County, Utah, once a week for a period of four weeks prior to the public sale:

R. Wayne Klein, the court-appointed receiver (“Receiver”) for RaPower-3 LLC, International Automated Systems Inc., and LTB1 LLC, as well as certain of their subsidiaries and affiliates, and the assets of Neldon Johnson and R. Gregory Shepard, in the civil case (“Case”) styled *United States v. RaPower-3, LLC*, No. 2:15-cv-00828-DN (D. Utah) gives notice of his intent to sell certain real property (“Property”) located in Millard County, UT, with parcel number HD-4658-1, through a public auction (“Auction”) to the highest bidder payable in lawful money of the United States on \_\_\_\_\_, 2019, at \_\_:\_\_ \_\_.m. at the Fourth Judicial District Court in Millard County, 765 S. Highway 99, Ste. 6, Fillmore, UT, or as may be continued from time to time by the Receiver. The Property will be sold at the Auction free and clear of all interests, “as is,” with no representations or warranties. The Receiver has accepted an initial bid of \$3,800 to act as the opening “Stalking Horse Bid” at Auction. Only “Qualified Bidders” may participate in the Auction. To be a Qualified Bidder, you must, at least five business days before the Auction, comply with the “Auction Procedures” that have been approved in the Case, which Auction Procedures may be obtained upon request made to attorney Michael S. Lehr, Parr Brown Gee & Loveless, 101 S. 200 E., Ste. 700, Salt Lake City, UT 84111, [mlehr@parrbrown.com](mailto:mlehr@parrbrown.com).

3. The Auction Procedures described in the Motion and attached to the Motion as “Exhibit C” are APPROVED.

Signed June 6, 2019.

BY THE COURT:

A handwritten signature in blue ink, appearing to read "David Nuffer", written over a horizontal line.

David Nuffer  
United States District Judge