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IN THE UNITED STATES DISTRICT COURT
DISTRICT OF UTAH, CENTRAL DIVISION

UNITED STATES OF AMERICA,)	
)	MOTION TO EXTEND DEADLINE FOR
Plaintiff,)	PRODUCTION OF DECLARATION OF
)	NELDON JOHNSON
v.)	
)	Case No. 2:15CV00828-DN
NELDON JOHNSON,)	
)	Hon. DAVID NUFFER
Defendant.)	

The defendant, Neldon Johnson, by and through counsel, Edwin S. Wall, moves the court to extend the deadlines in the above-entitled matter by three (3) weeks as follows:

1. Neldon Johnson to provide a draft declaration of complete statement of records, inventory of what has been produced, extended from June 28, 2019 to July 19, 2019;
2. Final version of Neldon Johnson’s declaration of complete statements of records, inventory of what has been produced to be filed, extended from July 1, 2019 to July 22, 2019.

The defense is aware of the frustrations of the Court and the United States in obtaining the complete statements of records and inventory that has been caused and precipitated in the contempt order in this case. The defense has represented to the United States that it will not request any additional extensions in this matter; as it is recognized the need to address the declaration and move forward with the case is of foremost importance.

This request for an extension of time is due, to a number of factors outside of the control of Neldon Johnson. These factors have hampered and delayed obtaining the documents and information to enable the preparation of the declaration. Specifically, the factors causing the delay are as follows:

a. Initially, there was a four-day delay in receipt of the hard drive from the receiver due to there being technical difficulties with the transfer of data to the hard drive;

b. The defense had a challenge identifying the various accountants, what information they have (if any), and have yet to obtain the information we want from them; the accountants have been difficult to get in touch with, and of the six accountants: one is closed due to issues with the SEC, two have been discovered to no longer have information concerning audits 2003 and 2008 due to a lack of retention of records, two accounting firms have had difficulty identifying the work done and require the name of the specific accountant involved (which we are running down), and the defense has reached out to and been unable to contact one accountant, Gary Peterson - who appears to be the main accountant from whom substantial information is yet expected;

c. The defense requested responsive documents from Pacific Stock Transfer, which they sent to the Receiver instead of the defense which has caused delay; the receiver having now received the information and provided 12 main pages, there being an additional approximate 200 pages that are anticipated once the receiver has reviewed them - to be compiled by the defense;

d. The defense was delayed until June 19, 2019, in obtaining from Nelson Snuffer a hard drive of the materials Neldon Johnson had delivered to their firm, which the defense is still going through;

e. Nelson Snuffer also has a number of boxes, two of which are stocks, along with other boxes of patent materials, business documents and related materials which need to be reviewed by the defense to confirm their content; and,

f. The defense is compiling and developing spread sheets and lists of properties that have been purchased and their ownership, accounts, review of bank statements for transfers of \$1,000 or more, stocks issued from minutes of board meetings, identification of items in boxes, and the receipt and use of funds of receiver defendants.

These matters have caused delays not precipitated by Neldon Johnson.

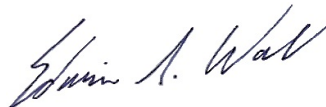
Additionally, Neldon Johnson is assisting in gathering information sought by the Receiver, including obtaining an air plane log book, searching for the names of the specific accountants needed by two of the accounting firms, searching for four specific stock certificates, looking for missing minutes (including those pertaining to dealings with Robert Johnson), 10K's and 10Q's, and looking for a contract with Robert Johnson.

The defense has been diligently pursuing this matter which has included a site visit to inventory the physical materials, vehicles, equipment and stored items at the solar farm. The defense has physically reviewed the safety-deposit box of Mr. Johnson, which contained nothing.

The reason for asking for three weeks is Kate Conyers, an attorney who is critical to this effort as she has been doing the heavy-lifting of compiling, analyzing and tabulating materials, will be gone during the week of July 4th, 2019 and she is essential for the project.

This motion has been discussed with the United States and they have indicated if they have an objection to the requested extension of time they will file it on July 5, 2019.

Respectfully submitted June 28, 2019.



Edwin S. Wall,
Attorney for the Defendant

CERTIFICATE OF SERVICE

I, Edwin S. Wall, hereby certify that on June 28, 2019, I served a copy of the attached *Motion to Withdraw as Counsel of Record and for Standby Counsel Designation*, upon the counsel for the Plaintiff in this matter, by CM/ECF to all designated parties.

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