

Edwin S. Wall, A7446
WALL LAW OFFICE
43 East 400 South
Salt Lake City, Utah 84111
Telephone: (801) 746-0900
Facsimile: (801) 364-3232
Electronic Notice: edwin@edwinwall.com

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

UNITED STATES OF AMERICA,)	
)	MOTION TO CONTINUE CONTEMPT
Plaintiff,)	HEARING
)	
v.)	Case No. 2:15CV00828-DN
)	
NELDON JOHNSON,)	Hon. David Nuffer
)	Magistrate Judge Paul Kohler
Defendant.)	

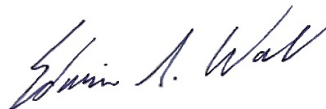
The defendant, Neldon Johnson, by and through counsel, Edwin S. Wall, moves the court to continue the evidentiary hearing scheduled for January 23-24, 2020. Grounds for this motion are Neldon Johnson has been subpoenaed to appear in the United States Tax Court for trial the week of January 21, 2020. The United States Tax Court is located in Provo, Utah. *See, Exhibit 1.*

Counsel, Edwin Wall, has conferred with Paul W. Jones, who issued the subpoena on behalf of the tax court petitioners in order determine whether a continuance would be necessary. Mr. Jones confirmed trial scheduled for January 21-24, 2020. Additionally, Mr. Jones indicated he could not affirm Neldon Jones would not be called on January 23rd or 24th, 2020, due to the unpredictability of the trial and trial proceedings. Consequently, the tax court proceedings present an actual conflict for Mr. Johnson’s scheduled appearance in federal court.

Counsel, Edwin Wall, has conferred with Erin Healy Gallagher and the Receiver, who indicate the United States and the Receiver do not stipulate to a continuance of the contempt proceedings.

WHEREFORE it is respectfully requested the Court enter its order and continue the contempt proceedings scheduled for January 23-24, 2020, in the above entitled matter; as Mr. Johnson is unable to attend due to having been subpoenaed to trial in the United States Tax Court in Provo, Utah.

Respectfully submitted June 28, 2019.

A handwritten signature in cursive script that reads "Edwin A. Wall".

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.

Erin Healy Gallagher
US DEPARTMENT OF JUSTICE (TAX)
TAX DIVISION
PO BOX 7238
WASHINGTON, DC 20044
(202)353-2452
Email: erin.healygallagher@usdoj.gov

Erin R. Hines
US DEPARTMENT JUSTICE
CENTRAL CIVIL TRIAL SECTION RM 8921
555 4TH ST NW
WASHINGTON, DC 20001
(202)514-6619
Email: erin.r.hines@usdoj.gov

John K. Mangum
US ATTORNEY'S OFFICE
111 S MAIN ST STE 1800
SALT LAKE CITY, UT 84111-2176
(801)325-3216
Email: john.mangum@usdoj.gov

Christopher R. Moran
US DEPARTMENT OF JUSTICE (TAX)
TAX DIVISION
PO BOX 7238
WASHINGTON, DC 20044
(202)307-0834

David E. Leta
SNELL & WILMER LLP
15 W SOUTH TEMPLE STE 1200
GATEWAY TOWER WEST
SALT LAKE CITY, UT 84101
(801)257-1928
Fax: (801)257-1800
Email: dleta@swlaw.com

Jeffrey D. Tuttle
SNELL & WILMER LLP
15 W SOUTH TEMPLE STE 1200
GATEWAY TOWER WEST
SALT LAKE CITY, UT 84101
(801)257-1960
Email: jtuttle@swlaw.com

Denver C. Snuffer, Jr.
NELSON SNUFFER DAHLE & POULSEN
10885 S STATE ST
SANDY, UT 84070
(801)576-1400
Email: denversnuffer@gmail.com

Steven R. Paul
NELSON SNUFFER DAHLE & POULSEN
10885 S STATE ST
SANDY, UT 84070
(801)576-1400
Email: spaul@nsdplaw.com

Daniel B. Garriott
NELSON SNUFFER DAHLE & POULSEN
10885 S STATE ST
SANDY, UT 84070
(801) 576-1400
Email: dbgariott@msn.com

Joshua D. Egan
NELSON SNUFFER DAHLE & POULSEN
10885 S STATE ST
SANDY, UT 84070
(801)576-1406
Email: joshua.egan@me.com

Justin D. Heideman
HEIDEMAN & ASSOCIATES
2696 N UNIVERSITY AVE STE 180
PROVO, UT 84604
(801)472-7742
Email: jheideman@heidlaw.com

Byron G. Martin
STRONG & HANNI
102 S 200 E STE 800
SALT LAKE CITY, UT 84111
(801) 532-7080
Email: bmartin@strongandhanni.com

Stuart H. Schultz
STRONG & HANNI
102 S 200 E STE 800
SALT LAKE CITY, UT 84111
(801) 532-7080
Email: sschultz@strongandhanni.com

Eric G. Benson
RAY QUINNEY & NEBEKER (SLC)
36 S STATE ST STE 1400
PO BOX 45385
SALT LAKE CITY, UT 84145-0385
801-532-1500
Email: ebenson@rqn.com

Christopher S. Hill
KIRTON MCCONKIE
PO BOX 45120
SALT LAKE CITY, UT 84145-0120
(801)328-3600
Email: chill@kmclaw.com

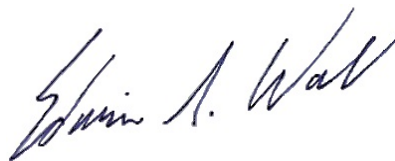
Jonathan O. Hafen
PARR BROWN GEE & LOVELESS
101 S 200 E STE 700
SALT LAKE CITY, UT 84111
(801) 532-7840
Email: jhafen@parrbrown.com

Michael S. Lehr
PARR BROWN GEE & LOVELESS
101 S 200 E STE 700
SALT LAKE CITY, UT 84111
(801)532-7840
Email: mlehr@parrbrown.com

and by United States Mail, first class postage prepaid to:

R. Gregory Shepard
858 CLOVER MEADOW DR
SALT LAKE CITY, UT 84123

Neldon Johnson
2730 West 4000 South
Oasis, Utah 84624
(and via private email)



Edwin S. Wall,
Attorney for the Defendant