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**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.

REQUEST TO SUBMIT FOR DECISION

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

District Judge David Nuffer

Pursuant to DUCivR 7-3, R. Wayne Klein, the Court-Appointed Receiver (the “Receiver”) hereby files this Request to Submit for Decision two separate motions: (1) Third Motion for Approval to Consummate Settlements (“Third Settlement Motion”);¹ and (2) Motion to Appoint Expert Appraiser (“Expert Appraiser Motion”).²

In support of the request the Receiver submits the following:

¹ [Docket No. 827](#), filed December 30, 2019.

² [Docket No. 829](#), filed December 30, 2019.

I. Third Settlement Motion.

1. On December 30, 2019, the Receiver filed the Third Settlement Motion.³
2. No response or opposition to the Third Settlement Motion was filed and the time to do so has expired.
3. No hearing was requested on this matter.

II. Expert Appraiser Motion.

1. On December 30, 2019, the Receiver filed the Expert Appraiser Motion.⁴
2. No response or opposition to the Expert Appraiser Motion was filed and the time to do so has expired.
3. No hearing was requested on this matter.

CONCLUSION

The Third Settlement Motion, and the Expert Appraiser Motion are ripe and the Receiver requests that the Court grant the motions.

DATED this 17th day of January, 2020.

PARR BROWN GEE & LOVELESS

/s/ Michael S. Lehr
Jonathan O. Hafen
Michael S. Lehr
Attorneys for Receiver

³ [Docket No. 827.](#)

⁴ [Docket No. 829.](#)

CERTIFICATE OF SERVICE

IT IS HEREBY CERTIFIED that service of the above **REQUEST TO SUBMIT FOR DECISION** was electronically filed with the Clerk of the Court through the CM/ECF system on January 17, 2020, which sent notice of the electronic filing to all counsel of record.

/s/ Michael S. Lehr