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

R. WAYNE KLEIN, as Receiver,

Plaintiff,

TRANSFER ORDER

VS.

LAGRAND T. JOHNSON, an individual and trustee of the YOTSUYA FAMILY TRUST,

Defendant.

Case No. 2:19-cv-534

In <u>United States v. RaPower-3, LLC</u>, Case No. 2:15-cv-828, Judge David Nuffer appointed R. Wayne Klein as Receiver for certain entities. In this ancillary action, Mr. Klein seeks to recover funds improperly removed from the entities.

When a case arises from the same event and involves the same issues of law and fact as another case, the court may transfer the case before it so that the cases are heard by the same judge. See DUCivR 83-2(g). The court concludes transfer is necessary here, because this action is ancillary to the original suit in which Mr. Klein was appointed as Receiver. Accordingly, IT IS HEREBY ORDERED that Case No. 2:19-cv-534 be transferred to Judge Nuffer.

Dated this 2nd day of October, 2019.

BY THE COURT:

TENA CAMPBELL U.S. District Court Judge