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*Attorneys for Court-Appointed Receiver Wayne Klein*

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

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UNITED STATES OF AMERICA,

Plaintiff,

v.

RAPOWER-3, LLC; INTERNATIONAL  
AUTOMATED SYSTEMS, INC.; LTB1,  
LLC; R. GREGORY SHEPARD; NELDON  
JOHNSON; and ROGER FREEBORN,

Defendants.

**STATUS REPORT RE: SETTLEMENTS  
IN EIGHTH MOTION FOR APPROVAL  
TO CONSUMMATE SETTLEMENTS**

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

District Judge David Nuffer

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R. Wayne Klein, the Court-Appointed Receiver (the “Receiver”) of RaPower-3, LLC (“RaPower”), its subsidiaries and affiliates (“Receivership Entities”), and the assets of Neldon Johnson and R. Gregory Shepard, hereby submits this Status Report Re: Settlements in Eighth Motion for Approval to Consummate Settlements as requested by the Court in the Order Granting Receiver’s Eighth Motion for Approval to Consummate Settlements.<sup>1</sup>

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<sup>1</sup>Docket No. 1089.

The Court requested that Receiver indicate when each of the settled cases will be reduced to judgment or otherwise closed. The Receiver provides the following information:

- a. Church of Jesus Christ of Latter-Day Saints: No litigation was commenced, so no action is required.
- b. Steven Bowers: The Receiver has dismissed the case against Mr. Bowers, but Mr. Bowers has defaulted on the settlement agreement. The Receiver is exploring whether he needs to bring an action to enforce the settlement agreement.
- c. Greg Shepard: No litigation was commenced on the issue, so no action is required.
- d. Monty Hamilton: Mr. Hamilton has completed all of his obligations under the settlement. The Receiver will be stipulating to a dismissal of the lawsuits against Mr. Hamilton.
- e. Mike Mahler: Mr. Mahler has made his first settlement payment. The Receiver voluntarily dismissed the litigation against Mr. Mahler.

DATED this 1<sup>st</sup> day of March 2021.

**PARR BROWN GEE & LOVELESS**

*/s/ Jeffery A. Balls*

Jonathan O. Hafen

Jeffery A. Balls

Michael S. Lehr

*Attorneys for Receiver*

**CERTIFICATE OF SERVICE**

IT IS HEREBY CERTIFIED that service of the above **RSTATUS REPORT RE: SETTLEMENTS IN EIGHTH MOTION FOR APPROVAL TO CONSUMMATE SETTLEMENTS** was electronically filed with the Clerk of the Court through the CM/ECF system on March 1, 2021, which sent notice of the electronic filing to all counsel of record and by mail to the following.

Neldon P. Johnson  
International Automated Systems, Inc.  
RaPower-3, LLC  
LTB1, LLC  
2730 West 4000 South  
Oasis, Utah 84624

R. Gregory Shepard  
858 W. Clover Meadow Dr.  
Murray, Utah 84123

*/s/ Wendy V. Tuckett*

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