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

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UNITED STATES OF AMERICA,	)	
	)	
Plaintiff,	)	MOTION THAT ALL PARTIES BE
	)	GRANTED LEAVE TO FILE THE EXHIBITS
v.	)	TO THE DRAFT DECLARATION OF
	)	NELDON JOHNSON AND THE
NELDON JOHNSON,	)	RESPONSIVE RED-LINE VERSIONS
	)	UNDER SEAL AND FOR WAIVER OF
Defendant.	)	REQUIREMENT TO FILE REDACTED
	)	COPY
	)	
	)	Case No. 2:15CV00828-DN
	)	
	)	Hon. DAVID NUFFER
	)	

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The defendant, Neldon Johnson, by and through counsel, Edwin S. Wall, moves the court for leave to file the *Draft Declaration of Neldon Johnson* and the *Red-Line Revisions*, together with all unredacted exhibits, under seal pursuant to Rule 5.2(d), Fed. R. Civ. P.; and, with the filing in the public record of the *Draft Declaration of Neldon Johnson* and the *Red-Line Revisions*, a waiver of the requirement for failing a redacted exhibits.

On July 19, 2019, copies of the *Draft Declaration of Neldon Johnson* were sent to the Receiver and United States, and a Certificate of Service was filed with the court. *Certificate of Service*, Doc. 726. Erin H. Gallagher, attorney for the United States, informed counsel of the courts orders that directed a copy of the *Draft Declaration of Neldon Johnson* must also be filed

with the court. *See, Order of Contempt*, ECF Doc. 701, pp. 25-26 and *Order Granting Extension of Time*, ECF Doc. 725.

The *Draft Declaration of Neldon Johnson* includes numerous draft exhibits which are integral to the draft declaration. The exhibits include bank account records that include numerous financial account numbers, and related information subject to the redaction requirements of Rule 5.2(a), Fed. R. Civ.P. It is further anticipated the responses of the Receiver and the United States may necessitate filing exhibits with similar information.

The *Draft Declaration of Neldon Johnson* does not require redaction. It is not anticipated the *Red-Line Responses* will require redaction. However, it would take substantial time with the submission of the draft declaration and red-line responses to redact the exhibits. These exhibits are preliminary and it is anticipated the exhibits filed with the draft declaration may undergo further revisions before they are finalized.

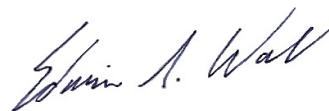
To assure the court has complete unredacted filings of the *Draft Declaration of Neldon Johnson* and the *Red-Line Revisions*, it is respectfully requested the parties be permitted to file the pleadings under seal, pursuant to Rule 5.2(d), Fed. R. Civ. P.

These requests are made after conferring with counsel for the United States and the Receiver, and with their approval.

WHEREFORE it is respectfully requested the court enter its order to (a) grant the parties leave the full and unredacted *Draft Declaration of Neldon Johnson* and the *Red-Line Responses* and exhibits under seal; and, (b) waive the requirement that redacted exhibits be filed with the *Draft Declaration of Neldon Johnson* and the *Red-Line Responses* filed in the public record.

For clarification, this motion does not pertain to the filing of the final signed *Declaration* of *Neldon Johnson* due with the court on August 2, 2019.

Respectfully submitted July 23, 2019.

A handwritten signature in cursive script that reads "Edwin S. Wall". The signature is written in black ink and is positioned to the right of the typed name below.

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Edwin S. Wall,  
Attorney for the Defendant

## CERTIFICATE OF SERVICE

I, Edwin S. Wall, hereby certify that on July 23, 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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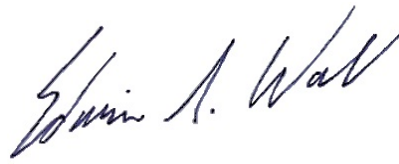
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2730 West 4000 South  
Oasis, Utah 84624  
(and via private email)

A handwritten signature in black ink, reading "Edwin S. Wall". The signature is written in a cursive style with a large initial 'E' and 'W'.

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Edwin S. Wall,  
Attorney for the Defendant