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

<p>UNITED STATES OF AMERICA,</p> <p>Plaintiff,</p> <p>vs.</p> <p>RAPOWER-3, LLC, INTERNATIONAL AUTOMATED SYSTEMS, INC., LTB1, LLC, R. GREGORY SHEPARD, NELDON JOHNSON, and ROGER FREEBORN,</p> <p>Defendants.</p>	<p>Civil No. 2:15-cv-00828 DN</p> <p>REQUEST TO SUBMIT FOR DECISION: MOTION FOR PRODUCTION OF BANK AND RETIREMENT ACCOUNT RECORDS OF LAGRAND JOHNSON, AND RANDALE JOHNSON AND FOR ADDITIONAL RELIEF</p> <p>Judge David Nuffer</p>
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Pursuant to DUCivR 7-3, the United States respectfully submits for decision its pending Motion for Production of Bank and Retirement Account Records of LaGrand Johnson and Randale Johnson and for Additional Relief (the “Motion”).¹

1. At the hearing on February 25, 2020, the Court instructed the United States to file a motion for the production of bank account and retirement account records of LaGrand Johnson and Randale Johnson.²
2. On March 10, 2020, the United States filed and served the Motion. The Receiver authorized the United States to report that he joined the Motion.
3. On March 31, 2020, LaGrand and Randale Johnson filed and served their opposition to the Motion.³ They requested an evidentiary hearing.
4. The United States will not be filing a reply, as it addressed all necessary matters in its opening brief. For the same reason, the United States does not believe there is a need for an evidentiary hearing; the Receiver has authorized counsel for the United States to report that he concurs.

Therefore, the Motion is ripe for the Court’s decision. The United States requests that the Court grant the Motion and order the requested relief.

¹ ECF No. 876.

² Feb. 25, 2020 Tr. 143:20-144:7.

³ ECF No. 900.

Dated: April 1, 2020

Respectfully submitted,

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