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*LTB1, R. Gregory Shepard and Neldon Johnson*

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, and NELDON JOHNSON,</p> <p>Defendants.</p>	<p>Civil No. 2:15-cv-00828-DN-EJF</p> <p><b>ORDER RE: NOTICE AND/OR MOTION TO WITHDRAW AS COUNSEL FOR DEFENDANTS</b></p> <p>Judge David Nuffer</p>
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This matter came before the Court on Denver C. Snuffer, Jr., Steven R. Paul, Daniel B. Garriott, Joshua D. Egan, and the law firm of Nelson, Snuffer, Dahle, and Poulsen P.C.'s ("NSDP") Motion for Withdrawal of Counsel.

Pursuant to DUCivR 83-1.4, the Court ORDERS that Counsel may withdraw, and is hereby removed, as counsel for RAPower-3, LLC, International Automated Systems, Inc., LTB1, and Neldon Johnson ("Defendants") and for Solco I, LLC, XSun Energy LLC, Cobblestone Centre, LC, LTB O&M, LLC, U-Check, Inc., DCL16BLT, Inc., DCL-16A, Inc., N.P. Johnson Family

Limited Partnership, Solstice Enterprises, Inc., Black Night Enterprises, Inc., Starlight Holdings, Inc., Shepard Energy, and Shepard Global, Inc. (“Affiliated Entities”).

With regard to Defendant’s continued representation, the Court **ORDERS** as follows:

1. Replacement counsel for Defendants must file a Notice of Appearance within twenty-one (21) days after the entry of this order, unless otherwise ordered by the Court. Pursuant to Utah DUCivR 83-1.3, no corporation, association, partnership or other artificial entity may appear pro se, but must be represented by an attorney who is admitted to practice in this court.
2. NSDP’s motion to withdrawal is granted only as to the immediate proceedings, as it intends to remain as counsel for Glenda Johnson, Randale Johnson and LaGrand Johnson in the contempt proceedings and as counsel for Greg Shepard.
3. In addition, NSDP expects to continue to represent Neldon Johnson and the other Defendants in the appeals pending before the 10th Circuit Court of Appeals and any further petitions relating to those appeals.

**A party who fails to file a Notice of Substitution of Counsel or Notice of Appearance as set forth above, may be subject to sanction pursuant to Federal Rule of Civil Procedure 16(f)(1), including but not limited to dismissal or default judgment.**

With regard to scheduling, the Court **ORDERS** as follows:

All litigation dates pursuant to the controlling scheduling order remain in effect.

A scheduling conference is scheduled for \_\_\_\_\_, \_\_\_\_\_ at \_\_\_\_\_ .m.

The action shall be stayed until twenty-one (21) days after entry of this order.

**NOTICE TO PARTY**

The Court will cause this Order to be sent to Defendants at the address set forth in the Motion for Withdrawal of Counsel and to all other parties.

DATED this \_\_\_\_ day of \_\_\_\_\_, 2020.

**BY THE COURT:**

\_\_\_\_\_  
**David Nuffer**  
**District Court Judge**

**CERTIFICATE OF SERVICE**

I hereby certify that a true and correct copy of the foregoing **ORDER RE: NOTICE AND/OR MOTION TO WITHDRAW AS COUNSEL FOR ALL DEFENDANTS** was sent to the following and in the manner described below.

Erin Healy Gallagher  
Erin R. Hines  
US Dept. of Justice  
P.O. Box 7238  
Ben Franklin Station  
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*Attorneys for USA*

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*Attorneys for Defendants*