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Attorneys for Creditor, United States Department of Justice, Tax Division

UNITED STATES BANKRUPTCY COURT
DISTRICT OF UTAH

In re: RAPOWER-3, LLC, Debtor	Bankr. No. 18-bk-24865 Chapter 11 Hon. Kevin R. Anderson
<p>CREDITOR UNITED STATES DEPARTMENT OF JUSTICE, TAX DIVISION'S NOTICE OF MOTION FOR PARTIAL STAY AND NOTICE OF HEARING</p> <p>(Objection Deadline: August 10, 2018 (if served via CM/ECF); August 17, 2018 (if served by mail))</p> <p>(Hearing Date: September 4, 2018)</p>	

PLEASE TAKE NOTICE that Creditor the United States Department of Justice, Tax Division, has filed papers with the United States Bankruptcy Court for the District of Utah, Motion for Partial Stay. This motion seeks a partial stay of these proceedings pending the decision on the United States' motion to withdraw the reference and, following that, the decision on the United States' motion to dismiss RaPower-3, LLC's bankruptcy petition, or in the alternative, to convert to Chapter 7, or appoint a Chapter 11 trustee.

YOUR RIGHTS MAY BE AFFECTED. You should read these papers carefully and discuss them with your attorney, if you have one in this bankruptcy case. If you do not have an attorney, you may wish to consult one.

If you do not want the Court to enter a partial stay of these proceedings, then you or your attorney must take the following two steps:

(1) On or before August 10, 2018 (if you were served via CM/ECF) or August 17, 2018 (if you were served by mail) file with the Bankruptcy Court a written Objection explaining your position. Your written objection must be filed electronically, by mail, or by hand-delivery at:

United States Bankruptcy Court
350 South Main Street, Room 301
Salt Lake City, UT 84101

If you mail your objection to the Bankruptcy Court for filing, it must be deposited in the U.S. Mail in sufficient time for it to be received by the Court on or before August 10, 2018 (if you were served via CM/ECF) or August 17, 2018 (if you were served by mail). You must also mail a copy to the undersigned counsel at:

Erin Healy Gallagher
United States Department of Justice, Tax Division
PO Box 7238
Washington, DC 20044 and

Debtor's Counsel David E. Leta and Jeff D. Tuttle
Snell & Wilmer
15 West South Temple, Suite 1200
Salt Lake City UT 84101-1547

US Trustee's Office
John T. Morgan
Washington Federal Bank Building
405 South Main Street, Suite 300
Salt Lake City UT 84111 and

All other parties in interest, which may include all creditors. A list of all creditors, with their addresses, is attached as Appendix A.

(2) You must attend the hearing on the motion for partial stay which is set for September 4, 2018, at 1:00 p.m. in Courtroom 376, United States Bankruptcy Court for the District of Utah, Frank E. Moss U.S. Courthouse, 350 South Main Street, Salt Lake City, Utah 84101. Failure to attend the hearing will be deemed a waiver of your objection.

If you or your attorney do not take these two steps, the Bankruptcy Court may decide that you do not oppose the relief sought in the motion for partial stay and may enter an order granting that relief. In the absence of a timely filed objection, the undersigned counsel may and will ask the Court to strike the hearing and enter an order approving the motion for partial stay.

Dated: July 27, 2018

Respectfully submitted,

/s/ Erin Healy Gallagher

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