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

UNITED STATES OF AMERICA,

Plaintiff,

v.

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

Defendants.

**ORDER GRANTING RECEIVER'S
FOURTEENTH MOTION FOR
APPROVAL TO CONSUMMATE
SETTLEMENTS AND NOTICE OF
PAYMENT PENDING APPEAL
RESULTS**

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

The Honorable David Nuffer

R. Wayne Klein, the Court-Appointed Receiver (the "Receiver"), in the above-captioned case, filed the Fourteenth Motion for Approval to Consummate Settlements and Notice of Payment Pending Appeal Results (the "Motion").¹ In the Motion, the Receiver seeks the approval of two (2) settlement agreements ("Settlement Agreements") and to authorize the Receiver to hold funds paid by another Defendant until the Tenth Circuit has ruled on her appeal. The settlement agreements and the conditional collection from the ancillary actions pending in this Court will bring \$117,765.76 into the Receivership Estate. The ancillary actions are *Klein v. Mooney*, 2:19-cv-00717-DN, *Klein v. Bennett*, 2:19-cv-00703-DN, and *Klein v. Shepherd*, 2:19-cv-00695-DN.

The Motion contains important details on the settlement and specifies the event which will result in dismissal of the specific case.

¹Docket No. _____, filed March 22, 2022.

The United States has informed the Receiver that it consents to the relief requested.

Based on the Motion, and for good cause appearing,

IT IS HEREBY ORDERED that:

1. The Motion is GRANTED;
2. The Settlement Agreement is in the best interest of the Receivership; and
3. The Receiver is authorized to enter into the Settlement Agreement for the benefit of the Receivership Estate.

Signed _____, 2022.

BY THE COURT:

David Nuffer
United States District Judge