

JOHN W. HUBER, United States Attorney (#7226)
JOHN K. MANGUM, Assistant United States Attorney (#2072)
111 South Main Street, Ste. 1800
Salt Lake City, Utah 84111
Telephone: (801) 524-5682
Email: john.mangum@usdoj.gov

ERIN HEALY GALLAGHER, *pro hac vice*
DC Bar No. 985670, erin.healygallagher@usdoj.gov
ERIN R. HINES, *pro hac vice*
FL Bar No. 44175, erin.r.hines@usdoj.gov
CHRISTOPHER R. MORAN, *pro hac vice*
NY Bar No. 5033832, christopher.r.moran@usdoj.gov
Trial Attorneys, Tax Division
U.S. Department of Justice
P.O. Box 7238
Ben Franklin Station
Washington, D.C. 20044
Telephone: (202) 353-2452

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

UNITED STATES OF AMERICA,

Plaintiff,

vs.

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

Defendants.

Civil No. 2:15-cv-00828 DN

**UNITED STATES' DEPOSITION
DESIGNATIONS FOR MIKE PENN**

Chief Judge David Nuffer
Magistrate Judge Evelyn J. Furse

Pursuant to the Trial Order issued February 7, 2018,¹ the United States submits its deposition designations for Mike Penn, on the Deposition Designation Form attached as Exhibit 448.

Dated: February 26, 2018

Respectfully submitted,

/s/ Erin Healy Gallagher
ERIN HEALY GALLAGHER
DC Bar No. 985760
Email: erin.healygallagher@usdoj.gov
Telephone: (202) 353-2452
ERIN R. HINES
FL Bar No. 44175
Email: erin.r.hines@usdoj.gov
Telephone: (202) 514-6619
CHRISTOPHER R. MORAN
New York Bar No. 5033832
Email: christopher.r.moran@usdoj.gov
Telephone: (202) 307-0834
Trial Attorneys, Tax Division
U.S. Department of Justice
P.O. Box 7238
Ben Franklin Station
Washington, D.C. 20044
FAX: (202) 514-6770
**ATTORNEYS FOR THE
UNITED STATES**

¹ [ECF No. 288](#) ¶ 3 (“Any party desiring to present testimony of a witness by recorded means . . . must file a designation of the testimony by Monday, February 26, 2018.”).

CERTIFICATE OF SERVICE

I hereby certify that on February 26, 2018, the foregoing document and its exhibit were electronically filed with the Clerk of the Court through the CM/ECF system, which sent notice of the electronic filing to all counsel of record.

I also certify that, on February 26, 2018, pursuant to the Court's instructions on the Deposition Designation Form, I served a word processing version of the attached deposition designation upon the following:

Denver Snuffer
Steven Paul
Dan Garriott
Joshua Egan
NELSON SNUFFER DAHLE & POULSEN
10885 South State Street
Sandy, Utah 84070
denversnuffer@gmail.com
spaul@nsdplaw.com
dbgarrriott@msn.com
joshua.egan@me.com

/s/ Erin Healy Gallagher
ERIN HEALY GALLAGHER
Trial Attorney