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

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UNITED STATES OF AMERICA,

Plaintiff,

v.

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

Defendants.

**REQUEST TO SUBMIT FOR DECISION**

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

District Judge David Nuffer

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Pursuant to DUCivR 7-3, R. Wayne Klein, the Court-Appointed Receiver (the “Receiver”) hereby files this Request to Submit for Decision his Motion to Approve Fifth Interim Fee Application. In support of the request the Receiver submits the following:

1. On March 3, 2020, the Receiver filed his Motion to Approve Fifth Interim Fee Application from October 1, 2019 through December 31, 2019 asking the Court for approval to pay reasonable compensation and expense reimbursement from the receivership estate.<sup>1</sup>

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<sup>1</sup> [Docket No. 868](#).

2. No party filed an opposition or response to the Receiver's motion and the time to do so has expired.

3. No party requested a hearing on this matter.

4. Counsel for the United States reviewed the Fee Application and informed the Receiver that it had no objection to the relief sought.<sup>2</sup>

5. The motion is ripe, and the Receiver requests that the Court enter the Receiver's proposed order granting the motion.

DATED this 20th day of March, 2020.

**PARR BROWN GEE & LOVELESS**

/s/ Michael S. Lehr  
Jonathan O. Hafen  
Michael S. Lehr  
*Attorneys for Receiver*

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<sup>2</sup> *Id.*, at 3.

**CERTIFICATE OF SERVICE**

IT IS HEREBY CERTIFIED that service of the above **REQUEST TO SUBMIT FOR DECISION** was electronically filed with the Clerk of the Court through the CM/ECF system on March 20, 2020 which sent notice of the electronic filing to all counsel of record.

/s/ Michael S. Lehr