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Diane A. Thompson*

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

**SECURITIES AND EXCHANGE
COMMISSION,**

Plaintiff,

vs.

**AMERICAN PENSION SERVICES, INC.,
a Utah corporation, and CURTIS L.
DeYOUNG, an individual,**

Defendants.

WRIT OF SEIZURE

Case No.: 2:14-CV-00309-RJS-DBP

**Judge Robert J. Shelby
Magistrate Judge Dustin B. Pead**

This matter is before the Court on the Receiver’s Emergency Motion for Writ of Seizure (the “Motion”), which requests that this Court enter a Writ of Seizure allowing the Receiver and her team together with the United States Marshals Services or its designee (collectively, the “Receiver”) to seize any personal property, vehicles, cargo trailers and other assets and tangible things located on any property owned by Defendant Curtis L. DeYoung (“DeYoung”), including but not limited to his personal residence located at 12231 S., 1950 E., Draper, Utah 84020. In the

Motion, the Receiver further seeks permission to enter and inspect a cargo trailer as well as the personal residence located at 11000 S., 440 E., Sandy, Utah 84070, and authority to seize any personal property, documents, or other tangible things located therein that belong to the Receivership Defendants and/or that are relevant to this lawsuit. Finally, the Receiver seeks clarification that the Receivership Order and the freeze on assets ordered therein extends not only to property and financial accounts owned by DeYoung, but also to property and financial accounts owned by his wife Michelle DeYoung.

The Court, having fully considered the Motion and having found that the Writ of Seizure and other relief requested in the Motion is necessary and appropriate to accomplish the purposes set forth in the Court's Temporary Restraining Order and Order Accelerating Discovery (**Doc. # 8**) and Order Appointing Receiver, Freezing Assets, and Other Relief (**Doc # 9**), and otherwise being fully apprised in the premises **HEREBY ORDERS:**

I.

The Receiver's Emergency Motion for a Writ of Seizure is granted.

II.

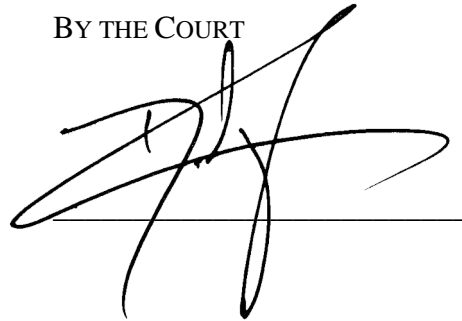
The Receiver, Diane Thompson of Ballard Spahr LLP, and those performing services on her behalf, together with the U.S. Marshal or its designee, (collectively, the "Receiver") is authorized to seize any and all personal property, vehicles, cargo trailers and other assets and tangible things located on any property owned by Defendant Curtis L. DeYoung ("DeYoung"), including but not limited to his personal residence located at 12231 S., 1950 E., Draper, Utah 84020. The Receiver is further permitted to enter and inspect a cargo trailer and the personal residence and any other structures located at 11000 S., 440 E., Sandy, Utah 84070, and to seize control of any personal

property, documents, or other tangible things located therein that are owned by the Receivership Defendants and/or that are relevant to this lawsuit. The Receiver may employ the services of a locksmith or other professional service as necessary to enter and/or change the locks on any residence, trailer, or other structure located on the properties identified above.

Finally, the Court hereby clarifies that the Receivership Order and the freeze on all assets of the Receivership Defendants as defined therein extends not only to property and financial accounts owned by Curtis L. DeYoung, but also to all property and financial accounts owned by or held in the name of his wife, Michelle DeYoung.

IT IS SO ORDERED, this 15 day of May, 2014.

BY THE COURT

A handwritten signature in black ink, consisting of several overlapping loops and a long horizontal stroke at the bottom, positioned over a horizontal line.