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

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**SECURITIES AND EXCHANGE  
COMMISSION,**

**Plaintiff,**

**v.**

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

**Defendants.**

**ORDER REGARDING NOTICE OF AND  
TIME FOR OBJECTIONS TO THE  
MOTION AND MEMORANDUM TO:**

**(1) APPROVE SETTLEMENT WITH  
FIRST UTAH BANK; AND**

**(2) FOR A CLAIMS BAR ORDER**

**Case No.: 2:14-cv-00309-RJS-DBD**

**Judge Robert J. Shelby**

**Magistrate Judge Dustin B. Pead**

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The court, having considered the Motion filed by the Receiver, Diane Thompson, for Order Granting Notice of and Time for Objections to the Motion and Memorandum to: (1) Approve Settlement with First Utah Bank; and (2) for a Claims Bar Order (Dkt. 619) , the court for good cause GRANTS the Motion and ORDERS that:

1. The Receiver shall provide notice of the Motion to all IRA Account Owners within fifteen (15) days of the entry of this Order by placing a copy of this Order in the U.S. Mail addressed to each IRA Account Owners' last known mailing address.

2. The Receiver shall also provide notice via email by sending a copy of the Motion and this Order to all IRA Account Owners at their last known email address, and posting the Motion and this Order on the Receiver website, [www.apsreceiver.com](http://www.apsreceiver.com).

3. IRA Account Owners shall have until November 2, 2015 to submit a response and/or objection to the Motion to the Receiver in care of her counsel, Mark R. Gaylord, Esq., Ballard Spahr LLP, 201 S. Main Street, Suite 800, Salt Lake City, UT 84111. **Objections must be received no later than November 2, 2015 (“Response Deadline”).** Any response and/or objection received after the Response Deadline may not be included in the submission to the Court by the Receiver as described below. No responses and/or objections shall be filed directly with the court, except by the Receiver as described below.

4. The Receiver will catalogue all responses and/or objections and will submit them to the Court, *in camera*, without comment on or before November 9, 2015.

5. The Receiver shall file a reply memorandum in response to the responses and/or objections submitted by the IRA Account Owners on or before November 23, 2015.

6. A hearing to consider the Motion, all responses and/or objections and the Receiver’s reply memoranda shall be held on **December 2, 2015 at 9:30 a.m.**, before Judge Robert J. Shelby in courtroom 7.300, 351 South West Temple Street, Salt Lake City, Utah.

DATED this 24<sup>th</sup> day of September, 2015.

  
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Robert J. Shelby  
United States District Judge