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

**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

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.

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 24th day of September, 2015.



Robert J. Shelby
United States District Judge