

Joseph M.R. Covey (7492) (jcovey@parrbrown.com)

Cynthia D. Love (14703) (clove@parrbrown.com)

PARR BROWN GEE & LOVELESS, P.C.

101 South 200 East, Suite 700

Salt Lake City, Utah 84111

Telephone: (801) 532-7840

Facsimile: (801) 532 7750

Attorneys for Johnathan O. Hafen as Receiver for the Rust Rare Coin Receivership

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

COMMODITY FUTURES TRADING
COMMISSION, and

STATE OF UTAH DIVISION OF
SECURITIES, through Attorney General
Sean D. Reyes

Plaintiffs,
v.

RUST RARE COIN INC., a Utah corporation,
and GAYLEN DEAN RUST, an individual,
DENISE GUNDERSON RUST, an individual,
and JOSHUA DANIEL RUST, an individual,

Defendants;

and

ALEESHA RUST FRANKLIN, an individual,
R LEGACY RACING INC, a Utah
corporation, R LEGACY ENTERTAINMENT
LLC, a Utah limited liability company, and R
LEGACY INVESTMENTS LLC, a Utah
limited liability company.

Relief Defendants.

**NOTICE OF LODGING OF THIRD-
PARTY SUBMISSIONS RE MOTION
FOR PONZI DETERMINATION**

Civil No. 2:18-cv-00892-TC-DBP

Judge Tena Campbell
Magistrate Judge Dustin Pead

Pursuant to the Court's March 30, 2022 Order Establishing Ponzi Objection Procedure,

Jonathan O. Hafen, in his capacity as Court-appointed Receiver in the above-captioned matter (the “Receiver”), hereby lodges the third-party objections submitted to the Receiver. [See ECF No. 451 (directing that the Receiver “shall lodge all objections with the court”).] In addition, the Receiver respectfully requests that the Court set a hearing during which the objections may be considered.

Attached hereto are the following objections:

1. Objections to Receiver’s Motion for Ponzi Determination and to Establish an Objection Procedure and Renewed Request for Leave to File Motion to Certify Questions of Law to Utah Supreme Court, submitted by Peter W. Guyon, attached hereto as Exhibit A.
2. Objection to Motion for Ponzi Determination in *Hafen v. Taylor, et al.*, submitted by Colette Taylor, attached hereto as Exhibit B.
3. Howells’ Objection to the Receiver’s “Summary Disposition Procedure” for a Ponzi Determination, submitted by Leslie and Gretchen Howell, attached hereto as Exhibit C.
4. Howells’ Objection and Memorandum Opposing the Receiver’s Motion for a Ponzi Determination, submitted by Leslie and Gretchen Howell, attached hereto as Exhibit D.
5. Objection to Receiver’s Motion for Ponzi Determination and to Establish an Objection Procedure, submitted by Vanessa Percell Maldonado, attached hereto as Exhibit E.
6. Objection to Receiver’s Motion for Ponzi Determination and to Establish an Objection Procedure, submitted by Jeanne Muir, attached hereto as Exhibit F.
7. Objection to Receiver’s Motion for Ponzi Determination and to Establish an Objection Procedure, submitted by Richard A. Larsen, attached hereto as Exhibit G.
8. Gary Stillman’s Partial Objection to Motion for Ponzi Determination Pursuant to Dkt. 451, Order Establishing Ponzi Objection Procedure, submitted by Gary Stillman, attached hereto as Exhibit H.

DATED this 24th day of May, 2022.

PARR BROWN GEE & LOVELESS, P.C.

/s/ *Cynthia D. Love*

Joseph M.R. Covey
Cynthia D. Love

Attorneys for the Receiver

CERTIFICATE OF SERVICE

IT IS HEREBY CERTIFIED that service of the above **NOTICE OF LODGING OF THIRD-PARTY SUBMISSIONS RE MOTION FOR PONZI DETERMINATION** was (1) electronically filed with the Clerk of the Court through the CM/ECF system on May 24, 2022, which sent notice of the electronic filing to all counsel of record, (2) posted on the Receiver's website (rustrarecoinreceiver.com), and (3) emailed to all those on the Receiver's master mailing matrix.

/s/ Cynthia D. Love
