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

COMMODITY FUTURES TRADING
COMMISSION, and STATE OF UTAH
DIVISION OF SECURITIES, through
Attorney General Sean D. Reyes,

Plaintiffs,

vs.

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

**NOTICE OF CONSENT TO ENTRY OF
PLAINTIFFS' PROPOSED ORDER TO
STAY CIVIL CASE PENDING
OUTCOME OF CRIMINAL
PROCEEDINGS**

Case No. 2:18-cv-00892-TC

Judge Tena Campbell

Gaylen Rust and Denise Rust, through their respective counsel, notify the Court and the parties of their consent to the Court's entry of the plaintiffs' proposed Order to Stay Pending the Outcome of Criminal Proceedings. *See* attachment to Docket No. 104. The Court scheduled

argument on the Rust's Motion to Stay for March 14, 2019, at 10:00 a.m. If the Court enters the plaintiffs' proposed order, the Rusts believe the hearing will be unnecessary.

In response to defendants' Motion to Stay, plaintiffs proposed an Order Staying Civil Case Pending Outcome of Criminal Proceedings. The Rusts were concerned with paragraph 6 of plaintiffs' proposed Order. After further deliberation and communication with the receiver, with whom Gaylen and Denise Rust have been working to maximize the value of the receivership estate, they now consent to the Court's entry of the plaintiffs' proposed Order Staying Civil Case Pending Outcome of Criminal Proceedings.

DATED this 8th day of March, 2019.

SNOW CHRISTENSEN & MARTINEAU

/s/ Richard A. Van Wagoner
Richard A. Van Wagoner
P. Matthew Cox
Attorneys for Defendant Gaylen Rust

BUGDEN & ISAACSON, LLC

/s/ Walter F. Bugden
Walter F. Bugden
Attorneys for Defendant Denise Rust
(Signed by filing attorney with permission)

CERTIFICATE OF SERVICE

I hereby certify that on this 8th day of March, 2019, a true copy of the foregoing **REPLY MEMORANDUM IN SUPPORT OF MOTION TO STAY CIVIL CASES PENDING OUTCOME OF CRIMINAL PROCEEDINGS** was served by the method indicated below, to the following:

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- U.S. Mail, Postage Prepaid
- Hand Delivered
- Overnight Mail
- Facsimile
- Electronic Filing
- E-Mail

/s/ Karen Johnson

Legal Assistant