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Attorneys for Jonathan O. Hafen as Receiver

**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,
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.

**STIPULATION re REQUEST FOR
CLARIFICATION OF ASSET FREEZE
ORDER AND REQUEST TO
CONTINUE HEARING (DKT. NOS. 345,
350, 352)**

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

Honorable Tena Campbell

Magistrate Judge Dustin Pead

Jonathan O. Hafen, in his capacity as Court-appointed Receiver, and Defendant Denise Rust hereby stipulate and agree as follows:

1. On September 23, 2020, Ms. Rust filed a Request for Status Conference re: Clarification of Asset Freeze Order. *See* Dkt. No. 345.
2. On October 2, 2020, the Court ordered Ms. Rust to file a motion with respect to the issues raised on Docket No. 345. *See* Dkt. No. 347.
3. On October 14, 2020, Ms. Rust filed a Request for Status Conference re: Clarification of Asset Freeze Order (the “Motion”), asking that the Court to provide guidance as to several issues related to certain personal property and whether Ms. Rust’s daughter, Aleesha Franklin, would be permitted to rent a farmhouse located on the Rusts’ property in Layton, Utah. *See* Dkt. No. 350.
4. Having met and conferred, the Parties request that the Court defer consideration of the Motion for the time being.
5. The Receiver and Ms. Rust have agreed to allow the Receiver to conduct an inventory of the personal property located at the Rusts’ home in Layton, Utah, which will allow the Receiver to make an informed determination as to his position with respect to the personal property.
6. The Receiver and Ms. Rust further agree that Aleesha Franklin will be permitted to rent the farmhouse described in the Motion on terms acceptable to the Receiver.
7. The Parties request that the Court continue the hearing currently scheduled on November 12, 2020. *See* Dkt. No. 352.
8. After the Receiver has been able to conduct an inventory, the Parties will notify the Court if further action is requested.

A proposed order is submitted herewith.

DATED this 29th day of October, 2020.

PARR BROWN GEE & LOVELESS, P.C.

/s/ Cynthia D. Love

Joseph M.R. Covey

Cynthia D. Love

Attorneys for the Receiver

BUGDEN & ISAACSON, LLC

*/s/ Walter F. Bugden, Jr.**

Walter F. Bugden, Jr.

Attorney for Denise Rust

*signed with permission

CERTIFICATE OF SERVICE

I hereby certify that on October 29, 2020, a true and correct copy of the foregoing was filed with the Clerk of the Court through the Court's CM/ECF system, which sent notice to all counsel of record.

/s/ Cynthia D. Love

Cynthia D. Love