

1 PETER S. CHRISTIANSEN, ESQ. (#5254)
pete@christiansenlaw.com
2 KEELY P. CHIPPOLETTI, ESQ. (#13931)
keely@christiansenlaw.com
3 CHRISTIANSEN TRIAL LAWYERS
710 S. 7th Street, Suite B
4 Las Vegas, Nevada 89101
Telephone: (702) 240-7979
5 Facsimile: (866) 412-6992
*Attorneys for Defendant Christopher R. Humphries
6 and Relief Defendant CJ Investments, LLC*

7 **UNITED STATES DISTRICT COURT
8 DISTRICT OF NEVADA**

9 SECURITIES AND EXCHANGE
COMMISSION,

CASE NO.: 2:22-cv-00612

10 Plaintiff,

11 v.

**DEFENDANT CHRISTOPHER
HUMPHRIES AND RELIEF
DEFENDANT CJ INVESTMENTS,
LLC'S ANSWER TO AMENDED
COMPLAINT AND DEMAND FOR
JURY TRIAL**

12 MATTHEW WADE BEASLEY; BEASLEY
LAW GROUP PC; JEFFREY J. JUDD;
13 CHRISTOPHER R. HUMPHRIES; J&J
CONSULTING SERVICES, INC., an Alaska
14 Corporation; J&J CONSULTING SERVICE,
INC., a Nevada Corporation; J AND J
15 PURCHASING, LLC; SHANE M. JAGER;
16 JASON M. JONEGARD; DENNY
SEYBERT; RONALD TANNER; LARRY
17 JEFFERY; JASON A. JENNE; SETH
JOHNSON; CHRISTOPHER M. MADSEN;
18 RICHARD R. MADSEN; MARK A.
MURPHY; CAMERON ROHNER; AND
19 WARREN ROSEGREN;

20 Defendants,

21 THE JUDD IRREVOCABLE TRUST; PAJ
CONSULTING INC; BJ HOLDINGS LLC;
22 STIRLING CONSULTING, L.L.C.; CJ
INVESTMENTS, LLC; JL2
23 INVESTMENTS, LLC; ROCKING HORSE
24 PROPERTIES, LLC; TRIPLE THREAT
BASKETBALL, LLC; ACAC LLC;
25 ANTHONY MICHAEL ALBERTO, JR.; and
26 MONTY CREW LLC;

27 Relief Defendants.
28

CHRISTIANSEN
— TRIAL LAWYERS —



1 Defendant Christopher R. Humphries and Relief Defendant CJ Investments, LLC
2 (collectively “Humphries”), by and through their attorneys, Peter S. Christiansen, Esq. and Keely
3 P. Chippoletti, Esq. of Christiansen Trial Lawyers, hereby submit their Answer to the Amended
4 Complaint as follows:

5 1. In answering Paragraph 1, Humphries asserts his Fifth Amendment privilege with
6 respect to the allegations against him. Humphries is without sufficient information to form an
7 opinion as to the truth or falsity of the remaining allegations and therefore denies same.

8 2. In answering Paragraph 2, Humphries asserts his Fifth Amendment privilege with
9 respect to the allegations against him. Humphries is without sufficient information to form an
10 opinion as to the truth or falsity of the remaining allegations and therefore denies same.

11 3. In answering Paragraph 3, Humphries is without sufficient information to form an
12 opinion as to the truth or falsity of the allegations contained therein and therefore denies same.

13 4. In answering Paragraph 4, Humphries asserts his Fifth Amendment privilege with
14 respect to the allegations against him. Humphries is without sufficient information to form an
15 opinion as to the truth or falsity of the remaining allegations and therefore denies same.

16 5. In answering Paragraph 5, Humphries asserts his Fifth Amendment privilege with
17 respect to the allegations against him. Humphries is without sufficient information to form an
18 opinion as to the truth or falsity of the remaining allegations and therefore denies same.

19 6. In answering Paragraph 6, Humphries admits that on March 3, 2022, agents from
20 the Federal Bureau of Investigation (“FBI”) executed a search warrant at his home. Humphries is
21 without sufficient information to form an opinion as to the truth or falsity of the remaining
22 allegations and therefore denies same.

23 7. In answering Paragraph 7, Humphries asserts his Fifth Amendment privilege with
24 respect to the allegations against him. Humphries is without sufficient information to form an
25 opinion as to the truth or falsity of the remaining allegations and therefore denies same.

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JURISDICTION AND VENUE

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2 8. In answering Paragraph 8, Humphries states that the allegations contained therein
3 call for a legal analysis and conclusion, to which Humphries is not qualified to respond, and
4 therefore, denies.

5 9. In answering Paragraph 9, Humphries states that the allegations contained therein
6 call for a legal analysis and conclusion, to which Humphries is not qualified to respond, and
7 therefore, denies.

8 10. In answering Paragraph 10, Humphries states that the allegations contained therein
9 call for a legal analysis and conclusion, to which Humphries is not qualified to respond, and
10 therefore, denies.

11 11. In answering Paragraph 11, Humphries states that the allegations contained therein
12 call for a legal analysis and conclusion, to which Humphries is not qualified to respond, and
13 therefore, denies.

14 12. In answering Paragraph 12, Humphries asserts his Fifth Amendment privilege
15 with respect to the allegations against him. Humphries is without sufficient information to form
16 an opinion as to the truth or falsity of the remaining allegations and therefore denies same.
17 Further, the allegations in Paragraph 12 call for a legal analysis and conclusion, to which
18 Humphries is not qualified to respond, and therefore, denies.

DEFENDANTS

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20 13. In answering Paragraph 13, Humphries is without sufficient information to form
21 an opinion as to the truth or falsity of the allegations contained therein and therefore denies same.

22 14. In answering Paragraph 14, Humphries is without sufficient information to form
23 an opinion as to the truth or falsity of the allegations contained therein and therefore denies same.

24 15. In answering Paragraph 15, Humphries admits he is a resident of Henderson,
25 Nevada and was the managing member of CJ Investments LLC. Humphries asserts his Fifth
26 Amendment privilege with respect to the remaining allegations.

27 16. In answering Paragraph 16, Humphries is without sufficient information to form
28 an opinion as to the truth or falsity of the allegations contained therein and therefore denies same.



1 17. In answering Paragraph 17, Humphries is without sufficient information to form
2 an opinion as to the truth or falsity of the allegations contained therein and therefore denies same.

3 18. In answering Paragraph 18, Humphries is without sufficient information to form
4 an opinion as to the truth or falsity of the allegations contained therein and therefore denies same.

5 19. In answering Paragraph 19, Humphries is without sufficient information to form
6 an opinion as to the truth or falsity of the allegations contained therein and therefore denies same.

7 20. In answering Paragraph 20, Humphries is without sufficient information to form
8 an opinion as to the truth or falsity of the allegations contained therein and therefore denies same.

9 21. In answering Paragraph 21, Humphries is without sufficient information to form
10 an opinion as to the truth or falsity of the allegations contained therein and therefore denies same.

11 22. In answering Paragraph 22, Humphries is without sufficient information to form
12 an opinion as to the truth or falsity of the allegations contained therein and therefore denies same.

13 23. In answering Paragraph 23, Humphries is without sufficient information to form
14 an opinion as to the truth or falsity of the allegations contained therein and therefore denies same.

15 24. In answering Paragraph 24, Humphries is without sufficient information to form
16 an opinion as to the truth or falsity of the allegations contained therein and therefore denies same.

17 25. In answering Paragraph 25, Humphries is without sufficient information to form
18 an opinion as to the truth or falsity of the allegations contained therein and therefore denies same.

19 26. In answering Paragraph 26, Humphries is without sufficient information to form
20 an opinion as to the truth or falsity of the allegations contained therein and therefore denies same.

21 27. In answering Paragraph 27, Humphries is without sufficient information to form
22 an opinion as to the truth or falsity of the allegations contained therein and therefore denies same.

23 28. In answering Paragraph 28, Humphries is without sufficient information to form
24 an opinion as to the truth or falsity of the allegations contained therein and therefore denies same.

25 29. In answering Paragraph 29, Humphries is without sufficient information to form
26 an opinion as to the truth or falsity of the allegations contained therein and therefore denies same.

27 30. In answering Paragraph 30, Humphries is without sufficient information to form
28 an opinion as to the truth or falsity of the allegations contained therein and therefore denies same.



FACTS

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2 43. In answering Paragraph 43, Humphries asserts his Fifth Amendment privilege
3 with respect to the allegations against him. Humphries is without sufficient information to form
4 an opinion as to the truth or falsity of the remaining allegations and therefore denies same.

5 44. In answering Paragraph 44, Humphries is without sufficient information to form
6 an opinion as to the truth or falsity of the allegations contained therein and therefore denies same.

7 45. In answering Paragraph 45, Humphries is without sufficient information to form
8 an opinion as to the truth or falsity of the allegations contained therein and therefore denies same.

9 46. In answering Paragraph 46, Humphries is without sufficient information to form
10 an opinion as to the truth or falsity of the allegations contained therein and therefore denies same.

11 47. In answering Paragraph 47, Humphries is without sufficient information to form
12 an opinion as to the truth or falsity of the allegations contained therein and therefore denies same.

13 48. In answering Paragraph 48, Humphries asserts his Fifth Amendment privilege
14 with respect to the allegations against him. Humphries is without sufficient information to form
15 an opinion as to the truth or falsity of the remaining allegations and therefore denies same.

16 49. In answering Paragraph 49, Humphries asserts his Fifth Amendment privilege
17 with respect to the allegations against him. Humphries is without sufficient information to form
18 an opinion as to the truth or falsity of the remaining allegations and therefore denies same.

19 50. In answering Paragraph 50, Humphries asserts his Fifth Amendment privilege.

20 51. In answering Paragraph 51, Humphries asserts his Fifth Amendment privilege
21 with respect to the allegations against him. Humphries is without sufficient information to form
22 an opinion as to the truth or falsity of the remaining allegations and therefore denies same.

23 52. In answering Paragraph 52, Humphries asserts his Fifth Amendment privilege.

24 53. In answering Paragraph 53, Humphries asserts his Fifth Amendment privilege
25 with respect to the allegations against him. Humphries is without sufficient information to form
26 an opinion as to the truth or falsity of the remaining allegations and therefore denies same.

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1 54. In answering Paragraph 54, Humphries asserts his Fifth Amendment privilege
2 with respect to the allegations against him. Humphries is without sufficient information to form
3 an opinion as to the truth or falsity of the remaining allegations and therefore denies same.

4 55. In answering Paragraph 55, Humphries asserts his Fifth Amendment privilege
5 with respect to the allegations against him. Humphries is without sufficient information to form
6 an opinion as to the truth or falsity of the remaining allegations and therefore denies same.

7 56. In answering Paragraph 56, Humphries asserts his Fifth Amendment privilege
8 with respect to the allegations against him. Humphries is without sufficient information to form
9 an opinion as to the truth or falsity of the remaining allegations and therefore denies same.

10 57. In answering Paragraph 57, Humphries asserts his Fifth Amendment privilege
11 with respect to the allegations against him. Humphries is without sufficient information to form
12 an opinion as to the truth or falsity of the remaining allegations and therefore denies same.

13 58. In answering Paragraph 58, Humphries is without sufficient information to form
14 an opinion as to the truth or falsity of the allegations contained therein and therefore denies same,
15 except Humphries admits that documents titled “Exhibit B: Example of Investor Agreement” and
16 “Exhibit C: Example of Buyer Agreement” were attached to the Amended Complaint.

17 59. In answering Paragraph 59, Humphries is without sufficient information to form
18 an opinion as to the truth or falsity of the allegations contained therein and therefore denies same,
19 except Humphries admits that a document titled “Exhibit D: Confidential Private Placement
20 Memorandum (‘PPM’)” was attached to the Amended Complaint.

21 60. In answering Paragraph 60, Humphries asserts his Fifth Amendment privilege.

22 61. In answering Paragraph 61, Humphries asserts his Fifth Amendment privilege
23 with respect to the allegations against him. Humphries is without sufficient information to form
24 an opinion as to the truth or falsity of the remaining allegations and therefore denies same.

25 62. In answering Paragraph 62, Humphries asserts his Fifth Amendment privilege
26 with respect to the allegations against him. Humphries is without sufficient information to form
27 an opinion as to the truth or falsity of the remaining allegations and therefore denies same.

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1 63. In answering Paragraph 63, Humphries asserts his Fifth Amendment privilege
2 with respect to the allegations against him. Humphries is without sufficient information to form
3 an opinion as to the truth or falsity of the remaining allegations and therefore denies same.

4 64. In answering Paragraph 64, Humphries is without sufficient information to form
5 an opinion as to the truth or falsity of the allegations contained therein and therefore denies same.

6 65. In answering Paragraph 65, Humphries is without sufficient information to form
7 an opinion as to the truth or falsity of the allegations contained therein and therefore denies same.

8 66. In answering Paragraph 66, Humphries is without sufficient information to form
9 an opinion as to the truth or falsity of the allegations contained therein and therefore denies same.

10 67. In answering Paragraph 67, Humphries is without sufficient information to form
11 an opinion as to the truth or falsity of the allegations contained therein and therefore denies same.

12 68. In answering Paragraph 68, Humphries asserts his Fifth Amendment privilege.

13 69. In answering Paragraph 69, Humphries asserts his Fifth Amendment privilege
14 with respect to the allegations against him. Humphries is without sufficient information to form
15 an opinion as to the truth or falsity of the remaining allegations and therefore denies same.

16 70. In answering Paragraph 70, Humphries is without sufficient information to form
17 an opinion as to the truth or falsity of the allegations contained therein and therefore denies same.

18 71. In answering Paragraph 71, Humphries is without sufficient information to form
19 an opinion as to the truth or falsity of the allegations contained therein and therefore denies same.

20 72. In answering Paragraph 72, Humphries is without sufficient information to form
21 an opinion as to the truth or falsity of the allegations contained therein and therefore denies same.

22 73. In answering Paragraph 73, Humphries is without sufficient information to form
23 an opinion as to the truth or falsity of the allegations contained therein and therefore denies same.

24 74. In answering Paragraph 74, Humphries asserts his Fifth Amendment privilege
25 with respect to the allegations against him. Humphries is without sufficient information to form
26 an opinion as to the truth or falsity of the remaining allegations and therefore denies same.

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1 75. In answering Paragraph 75, Humphries asserts his Fifth Amendment privilege
2 with respect to the allegations against him. Humphries is without sufficient information to form
3 an opinion as to the truth or falsity of the remaining allegations and therefore denies same.

4 76. In answering Paragraph 76, Humphries asserts his Fifth Amendment privilege
5 with respect to the allegations against him. Humphries is without sufficient information to form
6 an opinion as to the truth or falsity of the remaining allegations and therefore denies same.

7 77. In answering Paragraph 77, Humphries is without sufficient information to form
8 an opinion as to the truth or falsity of the allegations contained therein and therefore denies same.

9 78. In answering Paragraph 78, Humphries asserts his Fifth Amendment privilege
10 with respect to the allegations against him. Humphries is without sufficient information to form
11 an opinion as to the truth or falsity of the remaining allegations and therefore denies same.

12 79. In answering Paragraph 79, Humphries is without sufficient information to form
13 an opinion as to the truth or falsity of the allegations contained therein and therefore denies same.

14 80. In answering Paragraph 80, Humphries is without sufficient information to form
15 an opinion as to the truth or falsity of the allegations contained therein and therefore denies same.

16 81. In answering Paragraph 81, Humphries asserts his Fifth Amendment privilege.

17 82. In answering Paragraph 82, Humphries is without sufficient information to form
18 an opinion as to the truth or falsity of the allegations contained therein and therefore denies same.

19 83. In answering Paragraph 83, Humphries is without sufficient information to form
20 an opinion as to the truth or falsity of the allegations contained therein and therefore denies same.

21 84. In answering Paragraph 84, Humphries is without sufficient information to form
22 an opinion as to the truth or falsity of the allegations contained therein and therefore denies same.

23 85. In answering Paragraph 85, Humphries is without sufficient information to form
24 an opinion as to the truth or falsity of the allegations contained therein and therefore denies same.

25 86. In answering Paragraph 86, Humphries is without sufficient information to form
26 an opinion as to the truth or falsity of the allegations contained therein and therefore denies same.

27 87. In answering Paragraph 87, Humphries is without sufficient information to form
28 an opinion as to the truth or falsity of the allegations contained therein and therefore denies same.



1 88. In answering Paragraph 88, Humphries is without sufficient information to form
2 an opinion as to the truth or falsity of the allegations contained therein and therefore denies same.

3 89. In answering Paragraph 89, Humphries is without sufficient information to form
4 an opinion as to the truth or falsity of the allegations contained therein and therefore denies same.

5 90. In answering Paragraph 90, Humphries is without sufficient information to form
6 an opinion as to the truth or falsity of the allegations contained therein and therefore denies same.

7 91. In answering Paragraph 91, Humphries is without sufficient information to form
8 an opinion as to the truth or falsity of the allegations contained therein and therefore denies same.

9 92. In answering Paragraph 92, Humphries asserts his Fifth Amendment privilege
10 with respect to the allegations against him. Humphries is without sufficient information to form
11 an opinion as to the truth or falsity of the remaining allegations and therefore denies same.

12 93. In answering Paragraph 93, Humphries asserts his Fifth Amendment privilege
13 with respect to the allegations against him. Humphries is without sufficient information to form
14 an opinion as to the truth or falsity of the remaining allegations and therefore denies same.

15 94. In answering Paragraph 94, Humphries is without sufficient information to form
16 an opinion as to the truth or falsity of the allegations contained therein and therefore denies same.

17 95. In answering Paragraph 95, Humphries is without sufficient information to form
18 an opinion as to the truth or falsity of the allegations contained therein and therefore denies same.

19 96. In answering Paragraph 96, Humphries is without sufficient information to form
20 an opinion as to the truth or falsity of the allegations contained therein and therefore denies same.

21 97. In answering Paragraph 97, Humphries is without sufficient information to form
22 an opinion as to the truth or falsity of the allegations contained therein and therefore denies same.

23 98. In answering Paragraph 98, Humphries is without sufficient information to form
24 an opinion as to the truth or falsity of the allegations contained therein and therefore denies same.

25 99. In answering Paragraph 99, Humphries is without sufficient information to form
26 an opinion as to the truth or falsity of the allegations contained therein and therefore denies same.

27 100. In answering Paragraph 100, Humphries is without sufficient information to form
28 an opinion as to the truth or falsity of the allegations contained therein and therefore denies same.



1 **FOURTH CLAIM FOR RELIEF**

2 **Violation of Section 15(a)(1) of the Exchange Act [15 U.S.C. § 78o(a)(1)]**

3 **(Against Judd, Humphries, Jager, Jongeward, Seybert, Tanner, Jeffery, Jenne, Johnson,**
4 **C. Madsen, R. Madsen, Murphy, Rohner, and Rosegreen)**

5 116. In answering Paragraph 116, Humphries restates and incorporates his answers to
6 Paragraphs 1-115 of the Amended Complaint as though fully set forth herein.

7 117. In answering Paragraph 117, Humphries states that the allegations contained
8 therein call for legal analysis and conclusion, to which Humphries is not qualified to respond, and
9 therefore, denies.

10 118. In answering Paragraph 118, Humphries states that the allegations contained
11 therein call for legal analysis and conclusion, to which Humphries is not qualified to respond, and
12 therefore, denies.

13 **FIFTH CLAIM FOR RELIEF**

14 **Equitable Disgorgement**

15 **(Against All Relief Defendants)**

16 119. In answering Paragraph 119, Humphries restates and incorporates his answers to
17 Paragraphs 1-118 of the Amended Complaint as though fully set forth herein.

18 120. In answering Paragraph 120, Humphries states that the allegations contained
19 therein call for legal analysis and conclusion, to which Humphries is not qualified to respond, and
20 therefore, denies.

21 121. In answering Paragraph 121, Humphries states that the allegations contained
22 therein call for legal analysis and conclusion, to which Humphries is not qualified to respond, and
23 therefore, denies.

24 **AFFIRMATIVE DEFENSES**

25 **FIRST AFFIRMATIVE DEFENSE**

26 The relief requested in the Amended Complaint is inappropriate, in whole or in part,
27 because the Amended Complaint fails to allege a reasonable likelihood of future violations by
28 Humphries.



1 **SECOND AFFIRMATIVE DEFENSE**

2 Plaintiff's claims and request for civil monetary penalties are barred, in whole or in part,
3 by an applicable statute of limitations.

4 **THIRD AFFIRMATIVE DEFENSE**

5 Plaintiff's claims are barred by waiver and/or estoppel. Plaintiff delayed the filing of this
6 action and the naming of additional defendants in its Amended Complaint, in whole or in part, to
7 justify seeking relief for which it would not otherwise be entitled to seek.

8 **FOURTH AFFIRMATIVE DEFENSE**

9 Plaintiff's claims are barred by the doctrine of unclean hands and/or bad faith. Plaintiff
10 delayed the filing of this action and the naming of additional defendants in its Amended
11 Complaint, in whole or in part, to justify seeking relief for which it would not otherwise be entitled
12 to seek

13 **FIFTH AFFIRMATIVE DEFENSE**

14 The Amended Complaint fails to state a claim upon which relief can be granted.

15 **SIXTH AFFIRMATIVE DEFENSE**

16 Plaintiff's claims are barred, in whole or in part, because Plaintiff has failed to plead
17 allegations of fraud with the particularity required pursuant to Federal Rule of Civil Procedure
18 9(b).

19 **SEVENTH AFFIRMATIVE DEFENSE**

20 There has been an intentional or deliberate decision by public officials not to enforce
21 statutes and regulations against a class of violators expressly included within the terms of the
22 regulation constituting a denial of the constitutional guarantee of equal protection under the laws.

23 **EIGHTH AFFIRMATIVE DEFENSE**

24 Others similarly situated to Humphries have not generally been proceeded against for
25 conduct of the type forming the basis of the claims against Humphries, such that he has been
26 singled out for prosecution violating fairness and the Equal Protection Clause of the U.S.
27 Constitution.

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NINTH AFFIRMATIVE DEFENSE

In bringing claims against Humphries, while not bringing claims against others similarly situated to Humphries, Plaintiff has relied upon arbitrary and capricious factors which Congress has not intended it to consider as distinctions within the enforcement process.

TENTH AFFIRMATIVE DEFENSE

Statutory exceptions regrading investments in securities are applicable to Humphries’ alleged conduct.

ELEVENTH AFFIRMATIVE DEFENSE

The contracts upon which investments were made are not “securities” under the law.

TWELFTH AFFIRMATIVE DEFENSE

The answering Defendants have been required to retain the services of Christiansen Trial Lawyers to defend this action and reasonable attorneys’ fees and costs of suit herein incurred should be awarded.

RULE 8 STATEMENT

Because the Amended Complaint is phrased in conclusory terms, Humphries cannot fully anticipate all affirmative defenses that may be applicable to this action. Additionally, Humphries is constrained in his ability to assert all applicable defenses so as to not waive his Fifth Amendment privilege. Accordingly, Humphries expressly reserves the right to amend this Answer to assert any matter constituting an avoidance or affirmative defense, including but not limited to those matters set forth in Federal Rules of Civil Procedure 8 and 12, as may be justified by the facts determined during discovery and/or the outcome of any criminal investigation.

DEMAND FOR JURY TRIAL

Humphries hereby demands a trial by jury for all issues so triable.

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PRAYER FOR RELIEF

WHEREFORE, Humphries prays for judgment in his favor and against Plaintiff and for such other and further relief as this Court deems fair and just.

Dated this 2nd day of June, 2023.

CHRISTIANSEN TRIAL LAWYERS

/s/ Peter S. Christiansen

By _____
PETER S. CHRISTIANSEN, ESQ.
KENDELEE L. WORKS, ESQ.
KEELY P. CHIPPOLETTI

*Attorneys for Defendant Christopher Humphries
and Relief Defendant CJ Investments, LLC*

CHRISTIANSEN
— TRIAL LAWYERS —



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CERTIFICATE OF SERVICE

I certify that I am an employee of CHRISTIANSEN TRIAL LAWYERS, and that on this 2nd day of June, 2023 I caused the foregoing document entitled **DEFENDANT CHRISTOPHER HUMPHRIES AND RELIEF DEFENDANT CJ INVESTMENTS, LLC’S ANSWER TO AMENDED COMPLAINT AND DEMAND FOR JURY TRIAL** to be filed and served via the Court’s CM/ECF electronic filing system upon all registered parties and their counsel.

/s/ Keely P. Chippoletti

An employee of CHRISTIANSEN TRIAL LAWYERS

