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

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R. WAYNE KLEIN, the Court-Appointed  
Receiver of U.S. Ventures, LC, Winsome  
Investment Trust, and the assets of Robert J.  
Andres and Robert L. Holloway,

Plaintiff,

v.

FUNDACION GUATEMALTECO  
AMERICANA and ROBERTO E. PENEDO,

Defendants.

**NOTICE OF APPEAL**

Case No. 2:12-CV-00049 DN

Judge David Nuffer

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Notice is hereby given that Defendant ROBERTO E. PENEDO in the above-named case hereby appeals to the United States Court of Appeals for the Tenth Circuit from the Memorandum Decision and Order Granting Plaintiff's Motion for Summary Judgment (Document 39) entered in this action on March 3, 2014.

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DATED this 31st day of March, 2014.

*/s/ Jeffery J. Owens* \_\_\_\_\_  
Jeffery J. Owens  
Owens Law Firm, PLLC  
*Attorney for Defendant/Appellant Roberto E. Penedo*

**CERTIFICATE OF SERVICE**

I hereby certify that on the 31st day of March, 2014, a true and correct copy of the foregoing **NOTICE OF APPEAL** was served by the method indicated below, to the following:

David C. Castleberry	( ) U.S. Mail, Postage Prepaid
Christopher M. Glauser	( ) Hand Delivered
MANNING CURTIS BRADSHAW & BEDNAR, LLC	( ) Overnight Mail
136 East South Temple, Suite 1300	( ) Facsimile
Salt Lake City, Utah 84111	( X ) Email/E-Filer

/s/ Jeffery J. Owens

Jeffery J. Owens