

FILED  
FIFTH DISTRICT COURT  
2012 JUN -4 AM 10: 05  
WASHINGTON COUNTY

Mark F. James (5295)  
Mitchell A. Stephens (11775)  
HATCH, JAMES & DODGE, P.C.  
10 W. Broadway, Suite 400  
Salt Lake City, Utah 84101  
Telephone: (801) 363-6363  
Facsimile: (801) 363-6666

BY \_\_\_\_\_

*Attorneys for Plaintiffs R & W Excavating, Inc.,  
Boulder Mountain Group, LLC, and Willie Jessop*

---

**IN THE FIFTH JUDICIAL DISTRICT COURT  
WASHINGTON COUNTY, STATE OF UTAH**

---

R & W EXCAVATING, INC., a Utah corporation; BOULDER MOUNTAIN GROUP, LLC, a Utah limited liability company; and WILLIE JESSOP, individually and on behalf of his minor children,

Plaintiffs,

vs.

WARREN JEFFS; LYLE JEFFS; JOHN WAYMAN; NEWERA MANUFACTURING, INC., a Nevada Corporation; and DOES 1 through 25.

Defendants.

**DEFAULT JUDGMENT  
(Lyle Jeffs; John Wayman)**

Civil No. 120500103

Judge G. Rand Beacham

---

In this action, Defendants Lyle Jeffs and John Wayman, having been regularly served with process, and having failed to plead or otherwise defend as provide by the Utah Rules of Civil Procedure, and the default of Lyle Jeffs and John Wayman having been duly entered according to law, now upon application of Plaintiffs R&W Excavating, Inc., Boulder Mountain Group, LLC, and Willie Jessop, the Court hereby enters Judgment pursuant to the prayer for relief in Plaintiffs' Complaint as follows:

1. Judgment is entered in favor of Plaintiff R&W Excavating, Inc., and against Defendants Lyle Jeffs and John Wayman, jointly and severally, in the amount of \$26,000,000.00;

2. Judgment is entered in favor of Plaintiff Boulder Mountain Group, LLC and against Defendants Lyle Jeffs and John Wayman, jointly and severally, in the amount of \$1,043,000.00;

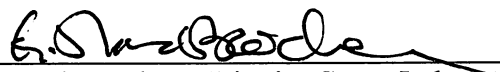
3. Judgment is entered in favor of Plaintiff Willie Jessop and against Defendants Lyle Jeffs and John Wayman, jointly and severally, in the amount of \$2,450,000.00;

4. In regards to R&W's Ninth Cause of Action, which seeks a declaration from the Court regarding ownership of certain earth-moving and related equipment located on properties owned and/or controlled by the FLDS Church, upon application of R&W, this Court will consider evidence, in the form of affidavit testimony submitted on behalf of R&W or in the context of an evidentiary hearing, to enable the Court to ascertain ownership of such assets. Upon doing so, this Judgment may be augmented accordingly.

5. The unpaid balance of the foregoing amounts shall bear interest from and after the date of this judgment until paid in full at the rate of 2.12% per annum.

6. Plaintiffs' entitlement to any award of punitive damages, if any, shall be determined only upon the Court first conducting an evidentiary hearing. In the event the Court determines punitive damages are appropriate, this Judgment may be augmented accordingly.

DATED this 29 day of May, 2012.

  
\_\_\_\_\_  
G. Rand Beacham, District Court Judge

or

\_\_\_\_\_  
Clerk of Court, Fifth Judicial District Court  
Washington County, State of Utah