

UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF IDAHO

SECURITIES AND  
EXCHANGE COMMISSION,

Plaintiff

, v.

ALTERNATE ENERGY HOLDINGS,  
INC.,  
et al.,

Defendants and Relief Defendants.

Case No. 1:10-cv-621-EJL

**ORDER APPROVING TRANSFER  
OF FUNDS TO DISTRIBUTION  
AGENT AND DISBURSEMENT OF  
DISTRIBUTION FUND**

Before the Court is the Securities and Exchange Commission's ("SEC" or "Commission") Motion for an Order to Transfer Funds and Approve Disbursement of the Distribution Fund and the supporting Declaration of Jason Rabe. (Dkt. 362, 363.) No responses or objections have been filed and the time for doing so has passed. The Court has reviewed the Motion, supporting materials, and entire record herein and finds good cause has been shown to grant the same for the reasons stated therein.

**ORDER**

NOW THEREFORE IT IS HEREBY ORDERED that the Motion (Dkt. 362) is **GRANTED** as follows:

1. The Commission shall issue a check from funds held by the Commission established under the case name designation "*SEC v. AEHI Distribution Fund*," for the following:

A check in the amount of \$1,857,769.21 payable to “*SEC v AEHI Distribution Fund*” for payment for disbursement to the Eligible Claimants listed in the Payment File.


2. The Commission shall send the check by overnight mail to the Distribution Agent, as follows

Rust Consulting, Inc.  
625 Marquette Avenue  
Suite 900  
Minneapolis, MN 55402

3. The Distribution Agent shall deposit these funds in accordance with Paragraphs 27 and 32 of the Amended Distribution Plan, pursuant to which the Distribution Agent shall establish an escrow account in the name of “*SEC v AEHI Distribution Fund*” and bearing the Employer Identification Number of the Qualified Settlement Fund, as custodian for the distributees of the Distribution Fund. The Distribution Agent shall also establish a separate deposit account titled “*SEC v AEHI Distribution Fund*” for the purpose of funding checks to be distributed to investors pursuant to the Plan; and.
4. The Distribution Agent shall disburse these funds to Eligible Claimants in accordance with the terms of the Amended Distribution Plan and the Payment File submitted to the Commission.



Dated: **October 17, 2019**

  
Honorable Edward J. Lodge  
United States District Judge