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**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF UTAH**

FEDERAL TRADE COMMISSION, and
UTAH DIVISION OF CONSUMER
PROTECTION,

Plaintiffs,

v.

ZURIXX, LLC, et al.

Defendants.

**JSS DEFENDANTS' REPLY
MEMORANDUM IN SUPPORT OF
MOTION FOR PARTIAL SUMMARY
JUDGMENT PURSUANT TO FRCP 56 &
DU-CIV 7-1(a)(4)**

Case No.: 2:19-cv-00713-DAK-DAO

Judge Dale Kimball

Magistrate Judge Daphne A. Oberg

Defendants JSS Investment Ventures, LLC, JSS Trust, Gerald D. Spangler, and Stephenie J. Spangler (collectively, "JSS Defendants"), by and through undersigned counsel, hereby submit this reply memorandum in support of their Motion for Partial Summary Judgment Pursuant to FRCP 56 and DU-Civ 7-1(a)(4) (ECF No. 257) ("JSS Defendants' Motion"). The JSS Defendants refer to and incorporate the arguments and reasons supporting partial summary

judgment in Defendants Zurixx, LLC, Brand Management Holdings, LLC, CAC Investment Ventures, LLC, CAC Investment Ventures, LLC (Puerto Rico), Carlson Development Group, LLC, Carlson Development Group, LLC (Puerto Rico), CJ Seminar Holdings, LLC, Dorado Marketing and Management, LLC, Zurixx Financial, LLC, Zurixx Financial, LLC (Puerto Rico), Christopher A. Cannon, James M. Carlson, and Jeffrey D. Spangler’s (collectively, “Zurixx Defendants”) Reply Memorandum in Support of Motion for Partial Summary Judgment as to Relief Under Section 13(b) and BODA (ECF No. 292) (“Zurixx Defendants’ Reply”). For the reasons set forth in the JSS Defendants’ Motion, the Zurixx Defendants’ Motion for Partial Summary Judgment as to Relief Under Section 13(b) and BODA (ECF No. 245), and the Zurixx Defendants’ Reply, the Court should grant partial summary judgment in the JSS Defendants’ favor and enter an order stating that the Federal Trade Commission is not entitled to any equitable monetary relief under Section 13(b) and that the Utah Division of Consumer Protection is not entitled to any monetary relief under BODA.

DATED: June 29, 2021

ARMSTRONG TEASDALE LLP

/s/ Brennan H. Moss
Brennan H. Moss
Michael A. Gehret
*Attorneys for JSS Investment Ventures, LLC,
JSS Trust, Gerald D. Spangler, and Stephenie
J. Spangler*

CERTIFICATE OF SERVICE

I hereby certify that on June 29, 2021, a true and correct copy of the foregoing was served via the Court's electronic notification system to all parties registered to receive notice in this action.

/s/ Shelby Irvin
Shelby Irvin