

John F. Kurtz, Jr., ISB No. 2396
Michelle R. Points, ISB No. 6224
HAWLEY TROXELL ENNIS & HAWLEY LLP
877 Main Street, Suite 1000
P.O. Box 1617
Boise, ID 83701-1617
Telephone: 208.344.6000
Facsimile: 208.954.5232
Email: jkurtz@hawleytroxell.com
mpoints@hawleytroxell.com

Attorneys for Receiver, R. Wayne Klein

UNITED STATES DISTRICT COURT
DISTRICT OF IDAHO

SECURITIES AND EXCHANGE)	Case No.: CV 09-075-E-EJL
COMMISSION,)	
)	
Plaintiff,)	
)	
and)	
)	
COMMODITY FUTURES TRADING)	Case No.: CV 09-076-E-EJL
COMMISSION,)	
)	The Honorable Edward J. Lodge
Plaintiff,)	
)	RECEIVER'S SECOND
vs.)	APPLICATION SEEKING COURT
)	APPROVAL OF FEES AND
DAREN L. PALMER and TRIGON GROUP,)	EXPENSES
INC., a Nevada Corporation,)	
)	
Defendants.)	
)	

R. Wayne Klein, the Court-Appointed Receiver (the "Receiver") of Trigon Group, Inc. ("Trigon") and all the assets of Daren L. Palmer (the "Receivership Entities" and/or "Palmer"), hereby submits his second Application Seeking Court Approval of Fees and Expenses for

(a) himself, (b) the firm Lewis B. Freeman & Partners, Inc., and (c) Hawley Troxell Ennis & Hawley LLP, for the period July 1, 2009 through September 30, 2009 (the Reporting Period).

BACKGROUND

1. This action commenced on February 26, 2009 with the filing of companion enforcement actions by the Securities and Exchange Commission (SEC) and the Commodity Futures Trading Commission (CFTC) alleging fraud by Trigon and Palmer in violation of federal securities and commodities laws.

2. The same day, the Court entered an “Order Freezing Assets and Prohibiting Destruction of Documents” [Document No. 9 in Case No. 09-075] and orders appointing a receiver [Document No. 8 in Case No. 09-075 and Document No. 5 in Case No. 09-076].

3. The Receiver filed his First Status Report to the Court on April 17, 2009, covering the period from February 26, 2009 to March 31, 2009. The Receiver’s Second Status Report was filed July 9, 2009, covering the period from April 1, 2009 through June 30, 2009. A Third Status Report was filed October 26, 2009, covering the period from July 1, 2009 to September 30, 2009. Those status reports describe the work performed by the Receiver and the progress made to date.

SERVICES PERFORMED

4. Pursuant to the orders appointing a Receiver, the Receiver and the Receiver’s professionals, have performed the following services during the Reporting Period:

a. Real Estate: The Receiver has been identifying, managing, and preserving real estate assets of the Receivership Estate. This has included executing a binding agreement to sell a warehouse owned by Palmer (set to close in January 2010), listing the Sheffield Circle mansion and the Rigby rental apartments for sale, working with the

property manager to get the apartments cleaned and rented, obtaining new insurance coverage for three properties, research into the status and validity of liens filed against the properties, investigating a title defect on one property, paying expenses relating to all the properties (insurance, utility costs, property taxes, lawn care maintenance, and weed removal), inspecting the Coeur d'Alene property and hiring a contractor to perform work to protect the property, and seeking information about property transferred after entry of the freeze order.

b. Asset Sales by the Receiver: A vehicle owned by the Palmer's was sold in coordination with the financial institution that had a lien on the vehicle and net proceeds of the sale were delivered to the Receiver. The proceeds from the sale of one horse were delivered to the Receiver and an agreement was reached with an equestrian center for the care and sale of a second "show" horse. An auction was conducted on September 25 of household items owned by the Palmers, netting over \$20,000. Jewelry has been delivered to a retailer for sale on behalf of the Receivership. An airplane hangar in California has been sold and is in the process of closing; some of the proceeds from that sale will be paid to the Receivership.

c. Locating Additional Assets: In July, the Receiver discovered that additional assets belonging to the Receivership had been moved by Mr. Palmer into a storage unit. The Receiver arranged to reclaim these assets (principally furniture, household items, and garage tools) and have them moved into a storage unit. These assets were sold at auction. The Receiver also discovered that the Palmers still owned an interest in a real estate investment trust and that distributions had been paid to Daren Palmer from that investment. This distribution was one of the subjects of contempt

motions filed by the SEC and CFTC. The Receiver has had this investment transferred into his name and requested liquidation of the interest.

d. Avoiding Claims: Possible claims against the Receivership Estate are being analyzed to see which claims can be avoided. These include liens against the real estate properties and claims by lenders and investors. Potential claims of \$800,000 were avoided pursuant to an agreement by which the Receiver disclaimed an interest in one undeveloped parcel of land. Release of possible claims of a lender was secured as part of an agreement to provide temporary assistance to Michelle Palmer.

e. Settlements: Agreements have been reached for the repayment of monies by recipients of payments by Trigon and Daren Palmer. These include continuing receipt of payments by a commodities broker, repayments of bonuses paid to a provider of personal services, and repayment of unspent monies donated to a school district foundation. In addition, the Receiver has been assigned the rights to recover payments owed to a person affiliated with Trigon.

f. Negotiations: The Receiver has been negotiating with a group of entities that had extensive transactions with Trigon and Daren Palmer and which holds liens on all of the real estate owned by Palmer. The negotiations are expected to result in an agreement in the near future that would result in the release of those liens, the release of funds in escrow, and the payment of additional monies to the Receivership. The Receiver also is negotiating with the recipients of charitable contributions made by Trigon and Palmer for the return of payments made.

g. Gathering Investor Information: Analysis of each investor's financial transactions with Trigon, Daren Palmer, and other related entities has been conducted,

resulting in identification of some investors who appear to have been overpaid. In other instances, the transactions were complex, necessitating additional information. The Receiver has been requesting information regarding these transactions. Some of this information has been provided voluntarily; in other cases, depositions have been required. Additional depositions are planned.

h. Analysis of Investments Made by Palmer: Investigation is being conducted into a handful of transactions where it appears that Trigon was investing in other enterprises. These include loans to other businesses, investments in real estate and mining ventures, and transactions related to money sent to Nigeria in expectation of receiving cash infusions. Investigations into a Florida connection to payments to Nigerian banks revealed there were no funds located in Florida. In the case of other investments, demands have been made for a return of funds. It is expected that litigation will be required to recover these payments.

i. Litigation: On September 29, 2009, the Receiver filed a lawsuit seeking repayment of monies paid to Dean Palmer and Tri-Steel Construction by Trigon. The lawsuit seeks repayment of those funds and damages for losses sustained by investors. Additional lawsuits are being prepared and are expected to be filed in coming months.

j. Recovering Tax Payments: Efforts to obtain refunds of tax payments by the company have not succeeded. The Receiver obtained confirmation from the Internal Revenue Service that no tax returns were filed by Trigon for 2004 to 2007, meaning there were no tax payments made by the company that could be recovered.

k. Assisting Government Agencies: The Receiver has continued providing substantial information and assistance at the request of government agencies conducting

investigations into the activities of Trigon, Palmer, and others affiliated with them. Information has been gathered, analysis has been performed, and documents have been created for those agencies. These agencies have included the SEC, CFTC, the Idaho Department of Finance, and others. These government agencies have all provided substantial assistance to the Receiver, greatly facilitating the Receiver's work. During the Reporting Period, substantial effort was expended assisting the SEC and CFTC in their investigations and subsequent motions to the Court to hold Mr. Palmer in contempt for transferring assets to others and selling assets in violation of this Court's injunction and freeze order.

l. Financial Activities of the Receivership: As described in detail in the Third Report to the Court, the Receiver has managed the financial affairs of the Receivership, including receipts of funds and paying expenses related to identifying, preserving, and managing assets of the Receivership.

m. Business Operations: The Receiver has dealt with matters arising from the apartment rental business owned by the Palmers, including having the apartments prepared for rental, refunding tenant security deposits, and paying expenses.

n. Communications With Investors: The Receiver has responded to inquiries by investors regarding the role of the Receiver, their individual circumstances, and what assistance they can provide to the Receiver and government investigators.

REQUEST FOR COURT APPROVAL OF FEES AND EXPENSES

5. The Order Appointing a Receiver in the SEC action [Document 8, Case No. 09-075] provides:

The costs, fees and expenses of the Receiver incurred in connection with the performance of his duties described herein,

including the costs and expenses of those persons who may be engaged or employed by the Receiver to assist him in carrying out his duties and obligations hereunder shall be paid out of the proceeds or other assets of the Companies, or any and all assets under the control of the Receiver pursuant to this Order. All applications for costs, fees and expenses for services rendered in connection with the Receiver shall be made by application setting forth in reasonable detail the nature of the services and shall be heard by the Court. The court-appointed receiver shall submit his fee application to counsel for the Commission for review at least ten (10) days prior to filing the application with this Court.

Appointment Order at p. 5, ¶ h.

6. The Order Appointing a Receiver in the CFTC action [Document 8, Case No. 09-076] provides:

The Receiver and all personnel hired by the Receiver as herein authorized, including counsel to the Receiver, are entitled to reasonable compensation for the performance of duties pursuant to this Order and for the cost of actual out-of-pocket expenses incurred by them, from the assets now held by, or in the possession or control of, or which may be received by the Defendants. The Receiver shall file with the Court and serve on the parties, including Plaintiff Commission, periodic requests for the payment of such reasonable compensation, with the first such request filed no more than sixty (60) days after the date of this Order. Plaintiff Commission may object to any part of a request within 30 calendar days of service of a request. The Receiver shall not increase the hourly rates used as the bases for such fee applications without prior approval of the Court.

Order Granting Motion for Statutory Restraining Order, ¶ IV.G.

7. This Application is being submitted pursuant to these provisions.

Review by SEC and CFTC

8. On October 28, 2009, the Receiver submitted detailed invoices for the fees and expenses underlying this Application to the SEC and to the CFTC for review in compliance with ¶ h of the Court's Order Appointing Receiver in the SEC action.

9. The SEC and the CFTC have both advised the Receiver that they have no objections to the fee application and no changes to request.

Approval of Prior Application for Fees and Expenses

10. On September 1, 2009 the Court approved payment of the Receiver's first application for fees and expenses. The order permitted the Receiver to pay \$339,080 in fees and \$11,107.68 in expenses. The Receiver has not made any payments toward these fees and expenses because sufficient assets have not been available for use. The Receiver expects to be able to make payments toward this first award of fees in the near future.

Application Summary and Billing Methodology

11. Through this Application, the Receiver, on behalf of himself, Lewis B. Freeman & Partners, Inc., and Hawley Troxell, the Receiver's legal counsel, is requesting approval of compensation for services provided to and reimbursement of expenses incurred by the Receivership Estate in the amounts described below.

12. Summary invoices reflecting the services rendered by the Receiver and Lewis B. Freeman & Partners, Inc. and expenses incurred are attached as Exhibit A. Summary invoices reflecting the services rendered by Hawley Troxell, counsel for the Receiver, and expenses incurred are attached as Exhibit B. Detailed invoices describing the work performed by the Receiver, Lewis B. Freeman & Partners, and Hawley Troxell on a daily basis, as well as detailed lists of expenses incurred, have been provided to the SEC and CFTC and are being filed with the Court under seal. The detailed invoices are not being made public because they include investment and personal information about investors, describe negotiating stances and legal theories being pursued, identify persons providing assistance to the Receiver, and reference investigative information of governmental agencies.

13. The Applicants' services are billed on an hourly-rate basis.

a. Although the Receiver's standard hourly rate is \$350, by agreement with the SEC and CFTC, the Receiver's hourly rate has been capped in this case at \$250.

b. The standard hourly rates of managers, analysts, and other employees of Lewis B. Freeman & Partners, Inc. range from \$75 to \$375. By agreement, the rates of all employees have been capped at \$250 per hour. The vast majority of those performing work on this case – other than the Receiver – bill their rates substantially below this maximum rate. The professionals and paraprofessionals who have billed time to this case, and their rates are:

Name	Profession	Hourly Rate Billed
Earl S. Maeser	Attorney	\$120
Jill Howe	Analyst	\$120
Cidne Orchard	Analyst	\$120
Dustin Gibb	Law Clerk	\$75
Keith J. Williams	Analyst	\$75

c. Hawley Troxell has also agreed to discount their standard rates for time spent working on this case. The following Hawley Troxell professionals and paraprofessionals who have billed time to this case, and the hourly rates they are billing for this case are summarized as follows:

Name	Position	Hourly Rate Billed
John F. Kurtz	Partner	\$270
Richard A. Riley	Partner	\$275
Jason D. Scott	Partner	\$225
Michelle Points	Associate	\$175
Michelle Gustavson	Attorney	\$140
Denise Heller	Paralegal	\$125
David Brown	Paralegal	\$125
Kyle Millard	Document Coder	\$95

d. In rendering services and incurring expenses, the Applicants have endeavored to use the most economical means and methods that are available and appropriate under the circumstances.

Specific Requests

The Receiver

14. From July 1, 2009 through September 30, 2009, the Receiver, who himself is an attorney, has rendered 243.80 hours of administrative, investigative, and legal services to the Receivership Estate, for total fees of \$60,950. Because it is virtually impossible to distinguish his services among administrative, investigative, or legal categories – and in any event, it would be cumbersome and unproductive to take the time to record time in artificial categories – the services rendered by the Receiver are described in his invoices with regard to the tasks accomplished. The services rendered are summarized above and in Exhibit A, and are fully detailed in the invoices provided to the SEC and CFTC, and to the Court under seal.

Lewis B. Freeman & Partners, Inc.

15. During this Reporting Period, five employees of Lewis B. Freeman & Partners, Inc. have assisted with the case, spending 272.4 billable hours assisting the Receiver. The Receiver seeks compensation of \$32,395.50 for this time – time billed at an average rate of \$119 per hour. The services rendered by Lewis B. Freeman & Partners are summarized above and in Exhibit A, and are fully detailed in the invoices submitted to the Court and government plaintiffs.

Hawley Troxell Ennis & Hawley LLP

16. During this Reporting Period, five attorneys and three paraprofessionals at Hawley Troxell have provided legal services on the case, spending 125.3 billable hours

providing legal services for the Receiver and the Receivership Entities. Hawley Troxell seeks compensation of \$31,752 for this time. The services rendered by Hawley Troxell are among those summarized above and in Exhibit B, and are fully detailed in the invoices submitted to the Court and government plaintiffs.

Expenses

17. Lewis B. Freeman & Partners, Inc. has advanced expenses for the operation of the Receivership totaling \$4,749.96. Hawley Troxell has advanced expenses related to litigation in the amount of \$6,676.45. Total expense reimbursements being requested are \$11,426.41.¹

Summary

18. Total fees and expenses requested (after adjustments) are as follows:

	Fees	Expenses
a. Receiver and Lewis B. Freeman & Partners, Inc.	\$93,345.50	\$4,749.96
b. Hawley Troxell	<u>\$31,752.00</u>	<u>\$6,676.45</u>
c. Total	\$125,097.50	\$11,426.41

Proportional Reimbursement

19. The Receiver has still not yet recovered sufficient funds to pay the amount sought in this Application. The Receiver again requests that, as part of the Court’s approval of this Application, the Court permit the Receiver to automatically pay himself and others assisting him

¹ The expenses for which reimbursement is requested do not include \$28,400.83 in expenses paid by the Receiver from funds in the Receivership bank account. The expenses paid by the Receiver from funds collected are described in the Third Report of the Receiver (for the period ending September 30, 2009). The Receiver seeks the Court’s ratification of those expenditures.

up to 25% of future amounts recovered by the Receiver toward payment of the approved fees and expenses.

CONCLUSION

The Receiver respectfully submits this Application Seeking Court Approval of Fees and Expenses related to Trigon Group and Daren Palmer. Based on the description of work performed in this Application and the three reports to the Court filed to date, the Receiver requests that the Court enter the proposed Order attached hereto as Exhibit C, approving the fees and expenses incurred by the Receiver and his professionals as set forth herein, and authorizing the Receiver to pay such amounts as a cost of administering the Receivership Estate.

The Receiver verifies under penalty of perjury that the foregoing is true and correct.

DATED THIS 24TH day of November, 2009.



R. WAYNE KLEIN, Receiver

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this ^{25th} day of November, 2009, I electronically filed the foregoing RECEIVER'S SECOND APPLICATION SEEKING COURT APPROVAL OF FEES AND EXPENSES with the Clerk of the Court using the CM/ECF system which sent a Notice of Electronic Filing to the following persons:

Karen L. Martinez
Thomas M. Melton
Tanya Beard
Securities and Exchange Commission
15 West South Temple, Suite 1800
Salt Lake City, UT 84101
martinezk@sec.gov
himesm@sec.gov

Counsel for Plaintiff Securities and Exchange Commission

Alison B. Wilson
John W. Dunfee
Division of Enforcement
Commodity Futures Trading Commission
1155 21st Street, N.W.
Washington, D.C. 20581
jdunfee@cftc.gov
awilson@cftc.gov

Counsel for Plaintiff Commodity Futures Trading Commission

Mitchell Barker
Barker Law Offices, LLC
3501 West Elder Street, #110
Boise, ID 83705
mitchbarker1492@hotmail.com


Counsel to Defendant Daren L. Palmer

AND, I HEREBY CERTIFY that I have served the foregoing document to the following non-CM/ECF Registered Participants (list names and addresses):

Alan Conilogue
Deputy Attorney General
State of Idaho
PO Box 83720
Boise, ID 83720-0031

- U.S. Mail, Postage Prepaid
- Hand Delivered
- Overnight Mail
- E-mail
- Telecopy

Local Counsel for Plaintiffs



John F. Kurtz, Jr.

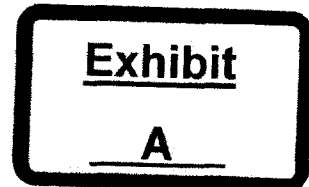


010478 0001
Wayne Klein, Receiver
Re: Trigon Group

OCTOBER 21, 2009 PAGE 24
INVOICE 093024

DATE	DESCRIPTION	HOURS	AMOUNT
<hr/>			
RECAP OF FEES		HOURS	RATE TOTAL
Wayne Klein		243.80 Hrs	250.00/Hr 60,950.00
TOTAL		<u>243.80 Hrs</u>	<u>\$ 60,950.00</u>

Terms: Due upon Receipt
Please include the invoice number on your check





010478 0001
 Wayne Klein, Receiver
 Re: Trigon Group

OCTOBER 21, 2009 PAGE 24
 INVOICE 093024

DATE	DESCRIPTION	HOURS	AMOUNT
<hr/>			
RECAP OF FEES		HOURS	TOTAL
Wayne Klein		243.80 Hrs	250.00/Hr 60,950.00
TOTAL		<u>243.80 Hrs</u>	<u>\$ 60,950.00</u>

Terms: Due upon Receipt
 Please include the invoice number on your check



010482 0001
 Wayne Klein, Receiver
 Re: Trigon Group, Inc.

OCTOBER 21, 2009 PAGE 8
 INVOICE 093025

DATE	DESCRIPTION	HOURS	AMOUNT
	TOTAL EXPENSES		\$ 17.11
	TOTAL NEW CHARGES - THIS INVOICE		\$ 32,412.61
	TOTAL AMOUNT DUE		\$ 161,585.11

RECAP OF FEES	HOURS	RATE	TOTAL
Jill Howe	118.70 Hrs	120.00/Hr	14,244.00
Cidne Orchard	91.30 Hrs	120.00/Hr	10,956.00
Keith J. Williams	5.00 Hrs	75.00/Hr	375.00
Earl S. Maeser	55.90 Hrs	120.00/Hr	6,708.00
Dustin D. Gibb	1.50 Hrs	75.00/Hr	112.50
TOTAL	272.40 Hrs		\$ 32,395.50

Terms: Due upon Receipt
 Please include the invoice number on your check



010482 0001
 Wayne Klein, Receiver
 Re: Trigon Group, Inc.

OCTOBER 21, 2009 PAGE 8
 INVOICE 093025

DATE	DESCRIPTION	HOURS	AMOUNT
	TOTAL EXPENSES		\$ 17.11
	TOTAL NEW CHARGES - THIS INVOICE		\$ 32,412.61
	TOTAL AMOUNT DUE		\$ 161,585.11

RECAP OF FEES	HOURS	RATE	TOTAL
Jill Howe	118.70 Hrs	120.00/Hr	14,244.00
Cidne Orchard	91.30 Hrs	120.00/Hr	10,956.00
Keith J. Williams	5.00 Hrs	75.00/Hr	375.00
Earl S. Maesser	55.90 Hrs	120.00/Hr	6,708.00
Dustin D. Gibb	1.50 Hrs	75.00/Hr	112.50
TOTAL	272.40 Hrs		\$ 32,395.50

Terms: Due upon Receipt
 Please include the invoice number on your check



010478 0001
Wayne Klein, Receiver
Re: Trigon Group

OCTOBER 21, 2009 PAGE 23
INVOICE 093024

DATE	DESCRIPTION	HOURS	AMOUNT
------	-------------	-------	--------

TOTAL EXPENSES	\$ 4,732.85
TOTAL NEW CHARGES - THIS INVOICE	\$ 65,682.85
TOTAL AMOUNT DUE	\$ <u>230,279.77</u>



Boise • Hailey • Pocatello • Reno

ATTORNEYS AND COUNSELORS

Remit to:
877 Main Street, Suite 1000
Post Office Box 1617
Boise, Idaho 83701-1617
EIN: 82-0259668
208.344.6000 • Fax 208.954.6284
www.hawleytroxell.com

Wayne Klein
c/o Lewis B. Freeman & Partners, Inc.
299 South Main, Suite 300
Salt Lake City, UT 84111

October 14, 2009
INVOICE NO.: 223012
FILE NO.: 44549-0001
BILLING ATTY: JFK

The enclosed bill is for services rendered for the period ending Sep 30, 2009.

The breakdown of your account is as follows:

RE: Act as Counsel to Receiver to Assets of Daren L. Palmer
and Trigon Group, Inc. for benefit of defrauded investors

Prior Balance Owing	\$68,419.54

BALANCE FORWARD	\$68,419.54
TOTAL CURRENT LEGAL SERVICES:	\$27,864.00
TOTAL CURRENT CLIENT CHARGES:	\$6,676.45

TOTAL FOR THIS BILL	\$34,540.45

TOTAL CURRENT CHARGES AND BALANCE FORWARD	\$102,959.99

Payment should be made to
Hawley Troxell Ennis & Hawley LLP
All invoices are due & payable upon receipt.
Thank you for keeping your account current.
ACCOUNTS 30 DAYS PAST DUE WILL BE CHARGED
1% PER MONTH (12% ANNUAL PERCENTAGE RATE)
OF THE UNPAID AMOUNT.

Exhibit

B



Boise • Hailey • Pocatello • Reno

ATTORNEYS AND COUNSELORS

Remit to:
877 Main Street, Suite 1000
Post Office Box 1617
Boise, Idaho 83701-1617
EIN: 82-0259668
208.344.6000 • Fax 208.954.6284
www.hawleytroxell.com

Wayne Klein
c/o Lewis B. Freeman & Partners, Inc.
299 South Main, Suite 300
Salt Lake City, UT 84111

October 14, 2009
INVOICE NO.: 223013
FILE NO.: 44549-0002
BILLING ATTY: JFK

The enclosed bill is for services rendered for the period ending Sep 30, 2009
The breakdown of your account is as follows:

RE: Wayne Klein v. Dean Palmer, et al. - Complain to avoid
fraudulent transfers

BALANCE FORWARD	\$0.00
TOTAL CURRENT LEGAL SERVICES:	\$3,888.00
TOTAL FOR THIS BILL	\$3,888.00
TOTAL CURRENT CHARGES AND BALANCE FORWARD	\$3,888.00

Payment should be made to
Hawley Troxell Ennis & Hawley LLP
All invoices are due & payable upon receipt.
Thank you for keeping your account current.
ACCOUNTS 30 DAYS PAST DUE WILL BE CHARGED
1% PER MONTH (12% ANNUAL PERCENTAGE RATE)
OF THE UNPAID AMOUNT.

Total Legal Services:

110.90 Hrs

\$27,864.00

Legal Services Summary

John F. Kurtz	87.50 hours at	\$270.00 =	\$23,625.00
Richard Riley	0.30 hours at	\$275.00 =	\$82.50
Jason D. Scott	6.90 hours at	\$225.00 =	\$1,552.50
Michelle Points	12.60 hours at	\$175.00 =	\$2,205.00
Michelle Gustavson	0.40 hours at	\$140.00 =	\$56.00
Denise Heller	0.50 hours at	\$125.00 =	\$62.50
David Brown	0.80 hours at	\$125.00 =	\$100.00
Kyle Millard	1.90 hours at	\$95.00 =	\$180.50

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF IDAHO

SECURITIES AND EXCHANGE)
COMMISSION,)
)
Plaintiff,)
)
and)
)
COMMODITY FUTURES TRADING)
COMMISSION,)
)
Plaintiff,)
)
vs.)
)
DAREN L. PALMER and TRIGON GROUP,)
INC., a Nevada Corporation,)
)
Defendants.)
)
_____)

Case No.: CV 09-075-E-EJL

Case No.: CV 09-076-E-EJL

The Honorable Edward J. Lodge

ORDER APPROVING RECEIVER'S
SECOND APPLICATION SEEKING
COURT APPROVAL OF FEES AND
EXPENSES

The matter before the Court is the Receiver's Second Application Seeking Court Approval of Fees and Expenses (Application) filed by R. Wayne Klein, the Court-Appointed Receiver of Trigon Group, Inc. and the assets of Daren L. Palmer. The Court has reviewed the Application and the applicable law, and based thereon and for good cause shown,

IT IS HEREBY ORDERED that:

1. The Application is APPROVED.
2. The fees and expenses incurred by the Receiver and his professionals, as set forth in the Application, are reasonable and necessary, and may be paid as an expense of administering the receivership estate.

ORDER APPROVING RECEIVER'S SECOND APPLICATION SEEKING
COURT APPROVAL OF FEES AND EXPENSES - 1



3. The Receiver is authorized to pay the Receiver, Lewis B. Freeman & Partners, Inc., and Hawley Troxell \$125,097.50 in fees for services rendered for the benefit of the Receivership Estate from June 31, 2009 through September 30, 2009, and \$11,426.41 as reimbursement of expenses paid on behalf of the receivership estate in the manner requested in the application.

//end of text//

Submitted by:

/s/

John F. Kurtz, Jr., ISB No. 2396
HAWLEY TROXELL ENNIS & HAWLEY LLP
Attorneys for the Receiver R. Wayne Klein