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**FILED**  
**U.S. DISTRICT COURT**

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DISTRICT OF UTAH

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*Attorneys for Court-Appointed Receiver R. Wayne Klein*

**UNITED STATES DISTRICT COURT FOR THE DISTRICT OF UTAH  
CENTRAL DIVISION**

SECURITIES AND EXCHANGE COMMISSION,

Plaintiff,

v.

NATIONAL NOTE OF UTAH, LC, a Utah Limited  
Liability Company and WAYNE LAMAR  
PALMER, and individual,

Defendants.

**ORDER GRANTING RECEIVER'S  
SIXTH MOTION AND MEMORANDUM  
IN SUPPORT REQUESTING ORDER  
APPROVING SETTLEMENT  
AGREEMENTS**

**(Ray and Judy MacCord; Scott T. Young;  
Orthopedic Surgical Associates Profit  
Sharing, Don and Patricia Huene and TD  
Family Trust; Manohack M. Keeton;  
Judith M. Hansen and the Judith M.  
Hansen Revocable Living Trust; Cami  
Cushing; Kenneth and Vivian Ford and the  
1996 Ford Family Trust; Christine Wells;  
Bernard Heishman, Adele Heishman,  
Snowind Sports Inc. Retirement Trust,  
Edythe Heishman, and Heishman Family  
Trust; John G. Young; Valerie Bills; Scott  
and Joyce Evans; Deborah and Dale West  
and the Deborah L. West Family Trust;  
Brian York; Robert Thompson and the  
Estate of Terry Thompson; Lee and Carole  
Condie Family Trust, Jim Condie, Mike  
Condie, David Condie, and Rick Condie;  
James York; and Lincoln Palmer)**

2:12-cv-00591 BSJ

The Honorable Bruce S. Jenkins

The matter before the Court is the *Receiver's Sixth Motion and Memorandum in Support Requesting Order Approving Settlement Agreements (Ray and Judy MacCord; Scott T. Young; Orthopedic Surgical Associates Profit Sharing, Don and Patricia Huene and TD Family Trust; Manohack M. Keeton; Judith M. Hansen and the Judith M. Hansen Revocable Living Trust; Cami Cushing; Kenneth and Vivian Ford and the 1996 Ford Family Trust; Christine Wells; Bernard Heishman, Adele Heishman, Snowind Sports Inc. Retirement Trust, Edythe Heishman, and Heishman Family Trust; John G. Young; Valerie Bills; Scott and Joyce Evans; Deborah and Dale West and the Deborah L. West Family Trust; Brian York; Robert Thompson and the Estate of Terry Thompson; Lee and Carole Condie Family Trust, Jim Condie, Mike Condie, David Condie, and Rick Condie; James York; and Lincoln Palmer)* (the "Motion") filed by R. Wayne Klein, the Court-Appointed Receiver (the "Receiver") in the above captioned case. The Court has reviewed the Motion, the *Declaration of R. Wayne Klein, Receiver* (the "Receiver Declaration"), all other papers filed related thereto, and applicable law. Based thereon, and for good cause appearing, **IT IS HEREBY ORDERED** that:

- (1) The Motion is **GRANTED**;
- (2) The Settlement Agreement and Release with Ray and Judy MacCord, as set forth in the Motion, is **APPROVED**;
- (3) The Settlement Agreement and Release with Scott T. Young, as set forth in the Motion, is **APPROVED**;
- (4) The Settlement Agreement and Release with Orthopedic Surgical Associates Profit Sharing, Don Huene, Patricia Huene, and TD Family Trust, as set forth in the Motion, is **APPROVED**;

(5) The Settlement Agreement and Release with Manohack M. Keeton, as set forth in the Motion, is **APPROVED**;

(6) The Settlement Agreement and Release with Judith M. Hansen and the Judith M. Hansen Revocable Living Trust, as set forth in the Motion, is **APPROVED**;

(7) The Settlement Agreement and Release with Cami Cushing, as set forth in the Motion, is **APPROVED**;

(8) The Settlement Agreement and Release with Kenneth Ford, Vivian Ford, and the 1996 Ford Family Trust, as set forth in the Motion, is **APPROVED**;

(9) The Settlement Agreement and Release with Christine Wells, as set forth in the Motion, is **APPROVED**;

(10) The Settlement Agreement and Release with Bernard Heishman, Adele Heishman, Snowind Sports Inc. Retirement Trust, Edythe Heishman, and the Heishman Family Trust, as set forth in the Motion, is **APPROVED**;

(11) The Settlement Agreement and Release with John Young, as set forth in the Motion, is **APPROVED**;

(12) The Settlement Agreement and Release with Valerie Bills, as set forth in the Motion, is **APPROVED**;

(13) The Settlement Agreement and Release with Scott and Joyce Evans, as set forth in the Motion, is **APPROVED**;

(14) The Settlement Agreement and Release with Deborah and Dale West and the Deborah L. West Family Trust, as set forth in the Motion, is **APPROVED**;

(15) The Settlement Agreement and Release with Brian York as set forth in the Motion, is **APPROVED**;

(16) The Settlement Agreement and Release with Robert Thompson and the estate of Terry Thompson, as set forth in the Motion, is **APPROVED**;


(17) The Settlement Agreement and Release with the Lee and Carol Condie Family Trust, Jim Condie, Mike Condie, David Condie, and Rick Condie, as set forth in the Motion, is **APPROVED**;

(19) The Settlement Agreement and Release with James York, as set forth in the Motion, is **APPROVED**; and

(20) The Settlement Agreement and Release with Lincoln Palmer, as set forth in the Motion, is **APPROVED**.

DATED this 3<sup>rd</sup> day of January, 2014

**BY THE COURT:**

  
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Honorable Bruce S. Jenkins  
U.S. District Court Judge