

Peggy Hunt (Utah State Bar No. 6060)
Chris Martinez (Utah State Bar No. 11152)
Jeffrey M. Armington (Utah State Bar No. 14050)

DORSEY & WHITNEY LLP

136 South Main Street, Suite 1000

Salt Lake City, UT 84101-1685

Telephone: (801) 933-7360

Facsimile: (801) 933-7373

Email: hunt.peggy@dorsey.com

martinez.chris@dorsey.com

armington.jeff@dorsey.com

Attorneys for Court-Appointed Receiver R. Wayne Klein

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

R. WAYNE KLEIN, as Receiver, Plaintiff, v. JOE MARLOWE, and JOHN DOES 1-5, Defendants.	COMPLAINT (Ancillary to Case No. 2:12-cv-00591) Civil No. _____
--	---

R. Wayne Klein, the Court-Appointed Receiver (the “Receiver” or “Plaintiff”) of National Note of Utah, LC (“National Note”), its subsidiaries and affiliates (collectively, unless otherwise stated, National Note and all subsidiaries and affiliated entities are referred to herein as “NNU”), and the assets of Wayne LaMar Palmer (“Palmer”), in the case styled as *Securities and Exchange Commission v. National Note of Utah, LC et al.*, Case No. 2:12-cv-00591 (D. Utah) (Jenkins, J.) (the “SEC Civil Enforcement Case”), hereby files this Complaint against Joe Marlowe (“Marlowe”), and John Does 1-5 (“Defendant Does” and together with Marlowe, “Defendant”), and states, alleges and avers as follows:

STATEMENT OF THE CASE

1. NNU was operated as an enterprise with all of the characteristics of a Ponzi scheme through which money was solicited from investors.¹ Upon information and belief, Defendant was an NNU investor who received monies from NNU, and the Receiver seeks to avoid the transfers and/or recover the value of the transfers from Defendant for the benefit of the receivership estate established in the SEC Civil Enforcement Case discussed in greater detail below.

PARTIES

2. Pursuant to an Order Appointing Receiver and Staying Litigation entered on June 25, 2012 in the SEC Civil Enforcement Case (the “Receivership Order”),² Plaintiff is the duly-appointed Receiver for National Note and Palmer “together with any and all subsidiaries and affiliated entities of National Note and Palmer. . . .”³

3. Upon information and belief, Defendant Marlowe is a resident of or is domiciled in the State of Colorado.

4. Upon information and belief, Defendant Does are currently unknown parties who have received monies or property from NNU, or are persons to whom Marlowe has transferred monies or property received from NNU.

¹ See SEC Civil Enforcement Case, Docket No. 1 (Complaint).

² SEC Civil Enforcement Case, Docket No. 9.

³ *Id.* (Receivership Order, pp. 1-2).

JURISDICTION AND VENUE

5. Subject matter jurisdiction is proper in this Court pursuant to 28 U.S.C. §1367.
6. The Court has personal jurisdiction over Defendant.
7. Venue is proper in this Court pursuant to 28 U.S.C. § 754.

FACTS

The Ponzi Scheme

8. Since at least 1994 until the commencement of the SEC Civil Enforcement Case, NNU raised capital by soliciting investors to purchase promissory notes, which typically promised to pay interest at a rate of interest above market rates.

9. Upon information and belief, investors understood that they were investing in an enterprise that, among other things, bought and sold mortgage notes, underwrote and made loans, or bought and sold real estate assets through National Note, or one of many affiliated entities subject to the Receivership Order, all of which are referred to herein collectively as “NNU.”

10. Typically, investment funds were deposited in a commingled bank account controlled by NNU. NNU would then transfer such investor funds to another bank account (the “Investor Account”).

11. Monies on deposit in the Investor Account were commingled, and transfers to investors by NNU were made from the commingled funds on deposit in that Investor Account.

12. At all times relevant hereto, NNU was insolvent.

Defendant’s Investment and the Transfers

13. In about 1994, Defendant commenced investing with NNU. A history of Defendant’s investment(s) is attached hereto as Exhibit A.

14. Defendant paid NNU cash in the total amount of \$97,712.33 (the “Principal Cash Investment”).

15. As set forth on Exhibit A, NNU transferred a total of \$129,241.75 in cash to Defendant (the “Total Transfers”).

16. Of the Total Transfers, \$31,529.42 is an amount that is over and above Defendant’s Principal Cash Investment (the “False Profit Transfers”) (collectively, the Total Transfers and the False Profit Transfers are the “Transfers”).⁴

The SEC Civil Case and the Receiver’s Appointment

17. On June 25, 2012, the SEC Civil Enforcement Case was filed, alleging that NNU is a Ponzi scheme, and seeking, among other things, orders (a) restraining and enjoining NNU and Palmer from continuing to violate federal securities laws, (b) freezing assets and prohibiting NNU from transferring, changing, wasting, dissipating, converting, concealing, or otherwise disposing of assets, (c) prohibiting NNU from destroying, mutilating, concealing, transferring, altering, or otherwise disposing of NNU’s books and records, (d) imposing civil money penalties against NNU and Palmer, and (e) requiring the disgorgement by NNU and Palmer of all ill-gotten gains received by them pursuant to the scheme.⁵

18. Also on June 25, 2012, as a result of the filing of the SEC Civil Enforcement Action, the Court entered a Temporary Restraining Order and Order to Show Cause against the defendants⁶ and the Receivership Order appointing the Receiver.⁷ Since that time, both National

⁴ See Exh. A.

⁵ SEC Civil Enforcement Case, Docket No. 1 (Complaint).

⁶ *Id.*, Docket No. 7.

Note and Palmer have stipulated to a Preliminary Injunction Order that prohibits National Note and Palmer from committing any further acts in furtherance of the Ponzi scheme and that prohibits National Note and Palmer from withdrawing, transferring, selling, buying, pledging, encumbering, assigning, dissipating, concealing, or otherwise disposing of any of their assets.⁸

19. On or about May 21, 2013, the Court entered an Order authorizing the Receiver to commence legal proceedings for the benefit of and on behalf of the receivership estate.⁹

FIRST CLAIM FOR RELIEF

(Avoidance of Fraudulent Transfers Under Utah Code Ann. §§ 25-6-5(1)(a) and 25-6-8)

20. The Receiver re-alleges and incorporates herein by reference each of the preceding allegations as if set forth completely herein.

21. NNU was engaged in an enterprise with all of the characteristics of a Ponzi scheme.

22. NNU made the Transfers to Defendant in furtherance of the Ponzi scheme.

23. At all relevant times hereto, NNU had at least one creditor.

24. The Transfers were made and any obligations to Defendant incurred with actual intent to hinder, delay or defraud a creditor of NNU.

25. Pursuant to Utah Code Ann. §§ 25-6-5(1)(a) and 25-6-8, the Receiver may avoid and recover the Transfers to Defendant.

⁷ *Id.*, Docket No. 9.

⁸ *Id.*, Docket Nos. 45 and 46.

⁹ *Id.*, Docket No. 315.

26. Alternatively, to the extent that Defendant took in good faith and for a reasonably equivalent value, the Receiver may avoid and recover the False Profit Transfers from Defendant.

SECOND CLAIM FOR RELIEF

(Avoidance of Fraudulent Transfers Under Utah Code Ann. §§ 25-6-5(1)(b) and 25-6-8)

27. The Receiver re-alleges and incorporates herein by reference each of the preceding allegations as if set forth completely herein.

28. NNU was engaged in an enterprise that has all of the characteristics of a Ponzi scheme.

29. NNU made the Transfers to Defendant in furtherance of the Ponzi scheme.

30. At all relevant times hereto, NNU had at least one creditor.

31. The Transfers were made or the obligations to Defendant were incurred by NNU without receiving a reasonably equivalent value in exchange for the Transfers or obligations.

32. At the time the Transfers were made, NNU (a) was engaged or was about to be engaged in a business or transaction for which the remaining assets of NNU were unreasonably small in relation to the business or transaction; or (b) intended to incur, or believed or reasonably should have believed that it would incur, debts beyond its ability to pay as such debts became due.

33. Pursuant to Utah Code Ann. §§ 25-6-5(1)(b) and 25-6-8, the Receiver may avoid and recover the Transfers to Defendant.

34. Alternatively, to the extent that Defendant took in good faith and for a reasonably equivalent value, the Receiver may avoid and recover the False Profit Transfers from Defendant.

THIRD CLAIM FOR RELIEF

(Avoidance of Fraudulent Transfers Under Utah Code Ann. §§ 25-6-6(1) and 25-6-8)

35. The Receiver re-alleges and incorporates herein by reference each of the preceding allegations as if set forth completely herein.

36. NNU was engaged in a Ponzi scheme.

37. NNU made the Transfers to Defendant in furtherance of the Ponzi scheme.

38. NNU had at least one creditor at the time that the Transfers were made or the obligation to Defendant was incurred.

39. The Transfers were made or the obligation to Defendant was incurred by NNU without NNU receiving a reasonably equivalent value in exchange for the Transfer or obligation.

40. NNU was insolvent at the time the Transfers were made or the obligation was incurred, or became insolvent as a result of the Transfers or the obligation incurred.

41. Pursuant to Utah Code Ann. §§ 25-6-6(1) and 25-6-8, the Receiver may avoid and recover the Transfers to Defendant.

42. Alternatively, to the extent that Defendant took in good faith and for a reasonably equivalent value, the Receiver may avoid and recover the False Profit Transfers from Defendant.

FOURTH CLAIM FOR RELIEF

(Constructive Trust)

43. The Receiver re-alleges and incorporates herein by reference each of the preceding allegations as if set forth completely herein.

44. The Transfers to Defendant were comprised of property of NNU and were made by NNU in furtherance of the Ponzi scheme.

45. Allowing Defendant to retain the Transfers would unjustly enrich Defendant and would be inequitable.

46. The Transfers can be traced to wrongful behavior.

47. An injustice would result if Defendant was allowed to keep the Transfers.

48. A constructive trust for the benefit of the receivership estate must be imposed for the benefit of the receivership estate in the amount of the Transfers made by NNU to Defendant, or in the alternative if Defendant acted in good faith, for the False Profit Transfers.

FIFTH CLAIM FOR RELIEF

(Unjust Enrichment)

49. The Receiver re-alleges and incorporates herein by reference each of the preceding allegations as if set forth completely herein.

50. The Transfers to Defendant were comprised of property of NNU and were made by NNU in furtherance of the Ponzi scheme.

51. The Transfers conferred a benefit upon Defendant.

52. The Defendant knowingly benefitted from the Transfers.

53. Allowing Defendant to retain the Transfers would unjustly enrich Defendant and would be inequitable.

54. Absent return of the Transfers, the receivership estate will be damaged by Defendant's unjust enrichment and may have no adequate remedy at law.

55. Defendant must disgorge the amount of the Transfers, or if Defendant acted in good faith, the False Profit Transfers, for the benefit of the receivership estate.

SIXTH CLAIM FOR RELIEF

(Disgorgement)

56. The Receiver re-alleges and incorporates herein by reference each of the preceding allegations as if set forth completely herein.

57. The Transfers were made as part of and in furtherance of a Ponzi scheme.

58. The Transfers were ill-gotten by Defendant.

59. Defendant has no claim to the Transfers made by NNU, or derivatively, from NNU's investors.

60. All Transfers made to Defendant, or if Defendant acted in good faith, the False Profit Transfers, should be disgorged to the Receiver for the benefit of the receivership estate.

PRAYER FOR RELIEF

WHEREFORE, the Receiver prays for Judgment against Defendant as follows:

A. Pursuant to the Receiver's First Claim for Relief, judgment against Defendant avoiding the Transfers under Utah Code Ann. §§ 25-6-5(a)(1) and 25-6-8, and permitting Plaintiff's recovery of the value of the Transfers in the total amount of \$129,241.75, or alternatively, the amount of the False Profit Transfers, in the total amount of \$31,529.42.

B. Pursuant to the Receiver's Second Claim for Relief, judgment against Defendant avoiding the Transfers under Utah Code Ann. §§ 25-6-5(a)(2) and 25-6-8, and permitting Plaintiff's recovery of the value of the Transfers in the total amount of \$129,241.75, or alternatively, the amount of the False Profit Transfers, in the total amount of \$31,529.42.

C. Pursuant to the Receiver's Third Claim for Relief, judgment against Defendant avoiding the Transfers under Utah Code Ann. §§ 25-6-6(1) and 25-6-8, and permitting Plaintiff's

recovery of the value of the Transfers in the total amount of \$129,241.75, or alternatively, the amount of the False Profit Transfers, in the total amount of \$31,529.42.

D. Pursuant to the Receiver's Fourth Claim for Relief, judgment against Defendant imposing a constructive trust for the benefit of the receivership estate on any and all Transfers, or alternatively, all False Profit Transfers.

E. Pursuant to the Receiver's Fifth Claim for Relief, judgment against Defendant for unjust enrichment, and requiring Defendant to disgorge the Transfers in the total amount of \$129,241.75, or alternatively, the amount of the False Profit Transfers, in the total amount of \$31,529.42.

F. Pursuant to the Receiver's Sixth Claim for Relief, entry of an Order requiring Defendant to disgorge the Transfers in the total amount of \$129,241.75, or alternatively, the amount of the False Profit Transfers, in the total amount of \$31,529.42.

G. Judgment for pre-judgment interest, costs, and fees, including reasonable attorney's fees, as may be allowed by law.

H. For such other and further relief as the Court deems just and proper.

DATED this 19th day of June, 2013.

DORSEY & WHITNEY LLP

/s/ Peggy Hunt
Peggy Hunt
Chris Martinez
Jeffrey M. Armington
Attorneys for Receiver

EXHIBIT A

Reference

Printed 02/13/13 Period of 01/01/90 - 12/31/12

Additional information

Suspense Account

01/01/95	01/01/95 R	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
			CURRENT						
02/01/95	02/01/95 R	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
			CURRENT						
03/01/95	03/01/95 R	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
			CURRENT						
04/01/95	04/01/95 R	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
			CURRENT						
05/01/95	05/01/95 R	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
			CURRENT						
06/01/95	06/01/95 R	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
			CURRENT						
06/01/95	07/01/95 R	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
			CURRENT						
08/01/95	08/01/95 R	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
			CURRENT						
09/01/95	09/01/95 R	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
			CURRENT						
10/01/95	10/01/95 R	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
			CURRENT						
11/01/95	11/01/95 R	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
			CURRENT						
12/01/95	12/01/95 R	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
			CURRENT						
Annual Total:		0.00	0.00	0.00	0.00		0.00	0.00	0.00
Escrow Paid Out:							0.00		

National Note of Utah, LC

1549 West 7800 South

West Jordan, UT 84088

801-566-7337 Julie@nationalnote.com

Investment Pay History

Reference

Marlowe SuspAPSTM-PY ASUS

Page 2

Printed 02/13/13

Period of 01/01/90 - 12/31/12

Pay Date	Due/Type	Amount	RetCap/Ref	Income	DiscEarn	Basis	Escrow	Payment/Balance Late	Svc
01/01/96	01/01/96 R	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
			CURRENT						
02/01/96	02/01/96 R	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
			CURRENT						
03/01/96	03/01/96 R	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
			CURRENT						
04/01/96	04/01/96 R	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
			CURRENT						
05/01/96	05/01/96 R	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
			CURRENT						
06/01/96	06/01/96 R	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
			CURRENT						
07/01/96	07/01/96 R	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
			CURRENT						
08/01/96	08/01/96 R	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
			CURRENT						
09/01/96	09/01/96 R	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
			CURRENT						
10/01/96	10/01/96 R	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
			CURRENT						
11/01/96	11/01/96 R	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
			CURRENT						
12/01/96	12/01/96 R	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
			CURRENT						
Annual Total:		0.00	0.00	0.00	0.00		0.00	0.00	0.00
Escrow Paid Out:							0.00		
01/01/97	01/01/97 R	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
			CURRENT						
02/01/97	r	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
			CURRENT						
02/01/97	02/01/97 R	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
			CURRENT						
03/01/97	03/01/97 R	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
			CURRENT						
04/01/97	04/01/97 R	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
			CURRENT						
05/01/97	05/01/97 R	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
			CURRENT						
06/01/97	06/01/97 R	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
			CURRENT						
07/01/97	07/01/97 R	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
			CURRENT						
08/01/97	08/01/97 R	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
			CURRENT						
08/18/97	P	-9913.28	-9913.28	0.00	0.00	9913.28	0.00	0.00	0.00
			PO941043						
08/18/97	P	9913.28	9913.28	0.00	0.00	0.00	0.00	0.00	0.00
			PAY2APS						

National Note of Utah, LC

1549 West 7800 South

West Jordan, UT 84088

801-566-7337 Julie@nationalnote.com

Investment Pay History

Reference

Marlowe SuspAPSTM-PY ASUS

Page 3

Printed 02/13/13

Period of 01/01/90 - 12/31/12

Pay Date	Due/Type	Amount	RetCap/Ref	Income	DiscEarn	Basis	Escrow	Payment/Balance Late	Svc
09/01/97	09/01/97 R	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
			CURRENT						
09/10/97	P	-10000.00	-10000.00	0.00	0.00	10000.00	0.00	0.00	0.00
			ADD2PRIN						
09/10/97	P	-8000.00	-8000.00	0.00	0.00	18000.00	0.00	0.00	0.00
			ADD2PRIN						
09/10/97	P	10000.00	10000.00	0.00	0.00	8000.00	0.00	0.00	0.00
			2RICHMON						
09/10/97	P	8000.00	8000.00	0.00	0.00	0.00	0.00	0.00	0.00
			2GCATES						
10/01/97	10/01/97 R	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
			CURRENT						
11/01/97	11/01/97 R	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
			CURRENT						
Annual Total:		27913.28	0.00	0.00	0.00		0.00	0.00	0.00
Escrow Paid Out:							0.00		
01/01/98	12/01/97 R	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
			CURRENT						
01/31/98	01/01/98 R	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
			CURRENT						
01/31/98	02/01/98 R	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
			CURRENT						
02/27/98	03/01/98 R	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
			CURRENT						
03/31/98	04/01/98 R	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
			CURRENT						
04/30/98	05/01/98 R	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
			CURRENT						
05/27/98	06/01/98 R	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
			CURRENT						
06/30/98	07/01/98 R	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
			CURRENT						
07/31/98	08/01/98 R	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
			CURRENT						
09/01/98	09/01/98 R	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
			CURRENT						
09/29/98	10/01/98 R	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
			CURRENT						
10/29/98	11/01/98 R	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
			CURRENT						
11/30/98	12/01/98 R	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
			CURRENT						
Annual Total:		0.00	0.00	0.00	0.00		0.00	0.00	0.00
Escrow Paid Out:							0.00		
01/04/99	01/01/99 R	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
			CURRENT						
02/01/99	02/01/99 R	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
			CURRENT						

National Note of Utah, LC

1549 West 7800 South

West Jordan, UT 84088

801-566-7337 Julie@nationalnote.com

Investment Pay History**Reference**

Marlowe SuspAPSTM-PY ASUS

Page 4

Printed 02/13/13

Period of 01/01/90 - 12/31/12

Pay Date	Due/Type	Amount	RetCap/Ref	Income	DiscEarn	Basis	Escrow	Payment/Balance Late	Svc
03/01/99	03/01/99 R	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
			CURRENT						
03/30/99	04/01/99 R	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
			CURRENT						
04/21/99	P	-11300.00	-11300.00	0.00	0.00	11300.00	0.00	0.00	0.00
			ADD2PRIN						
04/29/99	05/01/99 R	43.37	0.00	0.01	0.00	11300.00	0.00	0.00	0.00
			7067	37.14 AI					
04/29/99	P	0.00	6.22	37.14	0.00	11293.78	0.00	0.00	0.00
			7067						
06/01/99	06/01/99 R	113.00	0.00	0.01	0.00	11293.78	0.00	0.00	0.00
			7122	112.93 AI					
06/01/99	P	0.00	0.06	112.93	0.00	11293.72	0.00	0.00	0.00
			7122						
07/01/99	07/01/99 R	113.00	0.00	0.01	0.00	11293.72	0.00	0.00	0.00
			7184	112.93 AI					
07/01/99	P	0.00	0.06	112.93	0.00	11293.66	0.00	0.00	0.00
			7184						
07/30/99	08/01/99 R	113.00	0.00	0.01	0.00	11293.66	0.00	0.00	0.00
			7240	112.93 AI					
07/30/99	P	0.00	0.06	112.93	0.00	11293.60	0.00	0.00	0.00
			7240						
09/01/99	09/01/99 R	188.32	0.00	0.01	0.00	11293.60	0.00	0.00	0.00
			7298	112.93 AI					
09/01/99	P	0.00	75.38	112.93	0.00	11218.22	0.00	0.00	0.00
			7298						
10/01/99	10/01/99 R	113.00	0.00	0.01	0.00	11218.22	0.00	0.00	0.00
			7363	112.17 AI					
10/01/99	P	0.00	0.82	112.17	0.00	11217.40	0.00	0.00	0.00
			7363						
11/01/99	11/01/99 R	113.00	0.00	0.01	0.00	11217.40	0.00	0.00	0.00
			7428	112.16 AI					
11/01/99	P	0.00	0.83	112.16	0.00	11216.57	0.00	0.00	0.00
			7428						
11/30/99	12/01/99 R	113.00	0.00	0.01	0.00	11216.57	0.00	0.00	0.00
			7492	112.16 AI					
11/30/99	P	0.00	0.83	112.16	0.00	11215.74	0.00	0.00	0.00
			7492						
Annual Total:		909.69	-11215.74	825.43	0.00		0.00	0.00	0.00
Escrow Paid Out:							0.00		
01/04/00	01/01/00 R	113.00	0.00	0.01	0.00	11215.74	0.00	0.00	0.00
			7559	112.15 AI					
01/04/00	P	0.00	0.84	112.15	0.00	11214.90	0.00	0.00	0.00
			7559						
01/31/00	02/01/00 R	113.00	0.00	0.01	0.00	11214.90	0.00	0.00	0.00
			7623	112.14 AI					
01/31/00	P	0.00	0.85	112.14	0.00	11214.05	0.00	0.00	0.00
			7623						

National Note of Utah, LC
 1549 West 7800 South
 West Jordan, UT 84088
 801-566-7337 Julie@nationalnote.com

Investment Pay History**Reference**

Marlowe Susp APSJM-PY ASUS Page 5
 Printed 02/13/13 Period of 01/01/90 - 12/31/12

Pay Date	Due/Type	Amount	RetCap/Ref	Income	DiscEarn	Basis	Escrow	Payment/Balance Late	Svc
03/01/00	03/01/00 R	113.00	0.00	0.01	0.00	11214.05	0.00	0.00	0.00
			7691	112.13 AI					
03/01/00	P	0.00	0.86	112.13	0.00	11213.19	0.00	0.00	0.00
			7691						
03/31/00	04/01/00 R	113.00	0.00	0.01	0.00	11213.19	0.00	0.00	0.00
			7759	112.12 AI					
03/31/00	P	0.00	0.87	112.12	0.00	11212.32	0.00	0.00	0.00
			7759						
04/21/00	P	-10200.00	-10200.00	0.00	0.00	21412.32	0.00	0.00	0.00
			ADD2PRIN	73.72 AI					
05/01/00	05/01/00 R	144.12	0.00	0.01	0.00	21412.32	0.00	0.00	0.00
			7826	144.11 AI					
05/01/00	P	0.00	0.00	144.11	0.00	21412.32	0.00	0.00	0.00
			7826						
06/01/00	06/01/00 R	214.12	0.00	0.01	0.00	21412.32	0.00	0.00	0.00
			7901	214.11 AI					
06/01/00	P	0.00	0.00	214.11	0.00	21412.32	0.00	0.00	0.00
			7901						
07/01/00	07/01/00 R	437.76	0.00	0.01	0.00	21412.32	0.00	0.00	0.00
			7967	214.11 AI					
07/01/00	P	0.00	223.64	214.11	0.00	21188.68	0.00	0.00	0.00
			7967						
07/28/00	08/01/00 R	763.00	0.00	0.01	0.00	21188.68	0.00	0.00	0.00
			8032	211.88 AI					
07/28/00	P	0.00	551.11	211.88	0.00	20637.57	0.00	0.00	0.00
			8032						
09/01/00	09/01/00 R	763.00	0.00	0.01	0.00	20637.57	0.00	0.00	0.00
			8096	206.37 AI					
09/01/00	P	0.00	556.62	206.37	0.00	20080.95	0.00	0.00	0.00
			8096						
09/29/00	10/01/00 R	763.00	0.00	0.01	0.00	20080.95	0.00	0.00	0.00
			8163	200.80 AI					
09/29/00	P	0.00	562.19	200.80	0.00	19518.76	0.00	0.00	0.00
			8163						
10/31/00	11/01/00 R	763.00	0.00	0.01	0.00	19518.76	0.00	0.00	0.00
			8228	195.18 AI					
10/31/00	P	0.00	567.81	195.18	0.00	18950.95	0.00	0.00	0.00
			8228						
11/15/00	P	-5299.05	-5299.05	0.00	0.00	24250.00	0.00	0.00	0.00
			ADD2PRIN	87.23 AI					
11/30/00	12/01/00 R	214.79	0.00	0.01	0.00	24250.00	0.00	0.00	0.00
			8298	214.78 AI					
11/30/00	P	0.00	0.00	214.78	0.00	24250.00	0.00	0.00	0.00
			8298						
Annual Total:		4514.79	-13034.26	2050.00	0.00		0.00	0.00	0.00
Escrow Paid Out:							0.00		
01/01/01	01/01/01 R	242.50	0.00	0.01	0.00	24250.00	0.00	0.00	0.00
			8368	242.49 AI					

National Note of Utah, LC

1549 West 7800 South

West Jordan, UT 84088

801-566-7337 Julie@nationalnote.com

Investment Pay History**Reference**

Marlowe SuspAPSJM-PY ASUS

Page 6

Printed 02/13/13

Period of 01/01/90 - 12/31/12

Pay Date	Due/Type	Amount	RetCap/Ref	Income	DiscEarn	Basis	Escrow	Payment/Balance Late	Svc
01/01/01	P	0.00	0.00	242.49	0.00	24250.00	0.00	0.00	0.00
			8368						
02/01/01	02/01/01 R	242.50	0.00	0.01	0.00	24250.00	0.00	0.00	0.00
			8435	242.49 AI					
02/01/01	P	0.00	0.00	242.49	0.00	24250.00	0.00	0.00	0.00
			8435						
03/01/01	03/01/01 R	242.50	0.00	0.01	0.00	24250.00	0.00	0.00	0.00
			8506	242.49 AI					
03/01/01	P	0.00	0.00	242.49	0.00	24250.00	0.00	0.00	0.00
			8506						
03/30/01	04/01/01 R	242.50	0.00	0.01	0.00	24250.00	0.00	0.00	0.00
			8582	242.49 AI					
03/30/01	P	0.00	0.00	242.49	0.00	24250.00	0.00	0.00	0.00
			8582						
05/01/01	05/01/01 R	242.50	0.00	0.01	0.00	24250.00	0.00	0.00	0.00
			8656	242.49 AI					
05/01/01	P	0.00	0.00	242.49	0.00	24250.00	0.00	0.00	0.00
			8656						
05/31/01	06/01/01 R	242.50	0.00	0.01	0.00	24250.00	0.00	0.00	0.00
			8735	242.49 AI					
05/31/01	P	0.00	0.00	242.49	0.00	24250.00	0.00	0.00	0.00
			8735						
06/29/01	07/01/01 R	242.50	0.00	0.01	0.00	24250.00	0.00	0.00	0.00
			8817	242.49 AI					
06/29/01	P	0.00	0.00	242.49	0.00	24250.00	0.00	0.00	0.00
			8817						
07/30/01	08/01/01 R	242.50	0.00	0.01	0.00	24250.00	0.00	0.00	0.00
			8899	242.49 AI					
07/30/01	P	0.00	0.00	242.49	0.00	24250.00	0.00	0.00	0.00
			8899						
09/01/01	09/01/01 R	242.50	0.00	0.01	0.00	24250.00	0.00	0.00	0.00
			8985	242.49 AI					
09/01/01	P	0.00	0.00	242.49	0.00	24250.00	0.00	0.00	0.00
			8985						
10/01/01	10/01/01 R	242.50	0.00	0.01	0.00	24250.00	0.00	0.00	0.00
			9066	242.49 AI					
10/01/01	P	0.00	0.00	242.49	0.00	24250.00	0.00	0.00	0.00
			9066						
11/01/01	11/01/01 R	242.50	0.00	0.01	0.00	24250.00	0.00	0.00	0.00
			9153	242.49 AI					
11/01/01	P	0.00	0.00	242.49	0.00	24250.00	0.00	0.00	0.00
			9153						
11/29/01	12/01/01 R	242.50	0.00	0.01	0.00	24250.00	0.00	0.00	0.00
			9235	242.49 AI					
11/29/01	P	0.00	0.00	242.49	0.00	24250.00	0.00	0.00	0.00
			9235						
Annual Total:		2910.00	0.00	2910.00	0.00		0.00	0.00	0.00
Escrow Paid Out:							0.00		

National Note of Utah, LC

1549 West 7800 South

West Jordan, UT 84088

801-566-7337 Julie@nationalnote.com

Investment Pay History

Reference

Marlowe SuspAPSM-PY ASUS

Page 7

Printed 02/13/13

Period of 01/01/90 - 12/31/12

Pay Date	Due/Type	Amount	RetCap/Ref	Income	DiscEarn	Basis	Escrow	Payment/Balance Late	Svc
01/01/02	01/01/02 R	242.50	0.00	0.01	0.00	24250.00	0.00	0.00	0.00
			9321	242.49 AI					
01/01/02	P	0.00	0.00	242.49	0.00	24250.00	0.00	0.00	0.00
			9321						
02/01/02	02/01/02 R	242.50	0.00	0.01	0.00	24250.00	0.00	0.00	0.00
			9405	242.49 AI					
02/01/02	P	0.00	0.00	242.49	0.00	24250.00	0.00	0.00	0.00
			9405						
02/28/02	03/01/02 R	242.50	0.00	242.50	0.00	24250.00	0.00	0.00	0.00
			9494						
04/01/02	04/01/02 R	242.50	0.00	242.50	0.00	24250.00	0.00	0.00	0.00
			9576						
05/01/02	05/01/02 R	242.50	0.00	242.50	0.00	24250.00	0.00	0.00	0.00
			9659						
05/01/02	P	-4000.00	-4000.00	0.00	0.00	28250.00	0.00	0.00	0.00
			ADD2PRIN						
06/01/02	06/01/02 R	282.50	0.00	282.50	0.00	28250.00	0.00	0.00	0.00
			9744						
07/01/02	07/01/02 R	282.50	0.00	282.50	0.00	28250.00	0.00	0.00	0.00
			9827						
08/01/02	08/01/02 R	282.50	0.00	282.50	0.00	28250.00	0.00	0.00	0.00
			9914						
09/01/02	09/01/02 R	282.50	0.00	282.50	0.00	28250.00	0.00	0.00	0.00
			10005						
10/01/02	10/01/02 R	282.50	0.00	282.50	0.00	28250.00	0.00	0.00	0.00
			10097						
11/01/02	11/01/02 R	282.50	0.00	282.50	0.00	28250.00	0.00	0.00	0.00
			10192						
12/01/02	12/01/02 R	282.50	0.00	282.50	0.00	28250.00	0.00	0.00	0.00
			10281						
Annual Total:		3190.00	-4000.00	3190.00	0.00		0.00	0.00	0.00
Escrow Paid Out:							0.00		
01/01/03	01/01/03 R	282.50	0.00	282.50	0.00	28250.00	0.00	0.00	0.00
			10375						
02/01/03	02/01/03 R	282.50	0.00	282.50	0.00	28250.00	0.00	0.00	0.00
			10461						
03/01/03	03/01/03 R	282.50	0.00	282.50	0.00	28250.00	0.00	0.00	0.00
			10550						
04/01/03	04/01/03 R	282.50	0.00	282.50	0.00	28250.00	0.00	0.00	0.00
			10640						
05/01/03	05/01/03 R	282.50	0.00	282.50	0.00	28250.00	0.00	0.00	0.00
			10733						
06/01/03	06/01/03 R	282.50	0.00	282.50	0.00	28250.00	0.00	0.00	0.00
			10831						
07/01/03	07/01/03 R	282.50	0.00	282.50	0.00	28250.00	0.00	0.00	0.00
			10923						
08/01/03	08/01/03 R	282.50	0.00	282.50	0.00	28250.00	0.00	0.00	0.00
			11019						

National Note of Utah, LC

1549 West 7800 South

West Jordan, UT 84088

801-566-7337 Julie@nationalnote.com

Investment Pay History

Reference

Marlowe SuspAPSTM-PY ASUS

Page 8

Printed 02/13/13

Period of 01/01/90 - 12/31/12

Pay Date	Due/Type	Amount	RetCap/Ref	Income	DiscEarn	Basis	Escrow	Payment/Balance Late	Svc
09/01/03	09/01/03 R	282.50	0.00 11114	282.50	0.00	28250.00	0.00	0.00	0.00
10/01/03	10/01/03 R	282.50	0.00 11211	282.50	0.00	28250.00	0.00	0.00	0.00
11/01/03	11/01/03 R	282.50	0.00 11307	282.50	0.00	28250.00	0.00	0.00	0.00
12/01/03	12/01/03 R	282.50	0.00 11403	282.50	0.00	28250.00	0.00	0.00	0.00
Annual Total:		3390.00	0.00	3390.00	0.00		0.00	0.00	0.00
Escrow Paid Out:							0.00		
01/01/04	01/01/04 R	282.50	0.00 11500	282.50	0.00	28250.00	0.00	0.00	0.00
02/01/04	02/01/04 R	282.50	0.00 11598	282.50	0.00	28250.00	0.00	0.00	0.00
03/01/04	03/01/04 R	282.50	0.00 11700	282.50	0.00	28250.00	0.00	0.00	0.00
03/30/04	04/01/04 R	282.50	0.00 11800	282.50	0.00	28250.00	0.00	0.00	0.00
05/01/04	05/01/04 R	282.50	0.00 11914	282.50	0.00	28250.00	0.00	0.00	0.00
06/01/04	06/01/04 R	282.50	0.00 12015	282.50	0.00	28250.00	0.00	0.00	0.00
07/01/04	07/01/04 R	282.50	0.00 12141	282.50	0.00	28250.00	0.00	0.00	0.00
08/01/04	08/01/04 R	282.50	0.00 12269	282.50	0.00	28250.00	0.00	0.00	0.00
09/01/04	09/01/04 R	282.50	0.00 12404	282.50	0.00	28250.00	0.00	0.00	0.00
10/01/04	10/01/04 R	282.50	0.00 12545	282.50	0.00	28250.00	0.00	0.00	0.00
11/01/04	11/01/04 R	282.50	0.00 12700	282.50	0.00	28250.00	0.00	0.00	0.00
12/01/04	12/01/04 R	282.50	0.00 12854	282.50	0.00	28250.00	0.00	0.00	0.00
Annual Total:		3390.00	0.00	3390.00	0.00		0.00	0.00	0.00
Escrow Paid Out:							0.00		
01/01/05	01/01/05 R	282.50	0.00 13014	282.50	0.00	28250.00	0.00	0.00	0.00
02/01/05	02/01/05 R	282.50	0.00 13184	282.50	0.00	28250.00	0.00	0.00	0.00
03/01/05	03/01/05 R	282.50	0.00 13353	282.50	0.00	28250.00	0.00	0.00	0.00
04/01/05	04/01/05 R	282.50	0.00 13546	282.50	0.00	28250.00	0.00	0.00	0.00
05/01/05	05/01/05 R	282.50	0.00 13747	282.50	0.00	28250.00	0.00	0.00	0.00
06/01/05	06/01/05 R	282.50	0.00 13959	282.50	0.00	28250.00	0.00	0.00	0.00

National Note of Utah, LC

1549 West 7800 South

West Jordan, UT 84088

801-566-7337 Julie@nationalnote.com

Investment Pay History**Reference**

Marlowe SuspAPSJM-PY ASUS

Page 9

Printed 02/13/13

Period of 01/01/90 - 12/31/12

Pay Date	Due/Type	Amount	RetCap/Ref	Income	DiscEarn	Basis	Escrow	Payment/Balance Late	Svc
07/01/05	07/01/05 R	282.50	0.00 14188	282.50	0.00	28250.00	0.00	0.00	0.00
08/01/05	08/01/05 R	282.50	0.00 14437	282.50	0.00	28250.00	0.00	0.00	0.00
09/01/05	09/01/05 R	282.50	0.00 14694	282.50	0.00	28250.00	0.00	0.00	0.00
10/01/05	10/01/05 R	282.50	0.00 14963	282.50	0.00	28250.00	0.00	0.00	0.00
11/01/05	11/01/05 R	282.50	0.00 15245	282.50	0.00	28250.00	0.00	0.00	0.00
12/01/05	12/01/05 R	282.50	0.00 15543	282.50	0.00	28250.00	0.00	0.00	0.00
Annual Total:		3390.00	0.00	3390.00	0.00		0.00	0.00	0.00
Escrow Paid Out:							0.00		
01/01/06	01/01/06 R	282.50	0.00 15846	282.50	0.00	28250.00	0.00	0.00	0.00
02/01/06	02/01/06 R	282.50	0.00 16161	282.50	0.00	28250.00	0.00	0.00	0.00
03/01/06	03/01/06 R	282.50	0.00 16493	282.50	0.00	28250.00	0.00	0.00	0.00
04/01/06	04/01/06 R	282.50	0.00 16832	282.50	0.00	28250.00	0.00	0.00	0.00
05/01/06	05/01/06 R	282.50	0.00 17190	282.50	0.00	28250.00	0.00	0.00	0.00
06/01/06	06/01/06 R	282.50	0.00 17570	282.50	0.00	28250.00	0.00	0.00	0.00
07/01/06	07/01/06 R	282.50	0.00 17947	282.50	0.00	28250.00	0.00	0.00	0.00
08/01/06	08/01/06 R	282.50	0.00 18342	282.50	0.00	28250.00	0.00	0.00	0.00
09/01/06	09/01/06 R	282.50	0.00 18745	282.50	0.00	28250.00	0.00	0.00	0.00
10/01/06	10/01/06 R	282.50	0.00 19157	282.50	0.00	28250.00	0.00	0.00	0.00
11/01/06	11/01/06 R	282.50	0.00 19581	282.50	0.00	28250.00	0.00	0.00	0.00
12/01/06	12/01/06 R	282.50	0.00 20008	282.50	0.00	28250.00	0.00	0.00	0.00
Annual Total:		3390.00	0.00	3390.00	0.00		0.00	0.00	0.00
Escrow Paid Out:							0.00		
01/01/07	01/01/07 R	282.50	0.00 20443	282.50	0.00	28250.00	0.00	0.00	0.00
02/01/07	02/01/07 R	282.50	0.00 20890	282.50	0.00	28250.00	0.00	0.00	0.00
03/01/07	03/01/07 R	282.50	0.00 21338	282.50	0.00	28250.00	0.00	0.00	0.00
04/01/07	04/01/07 R	282.50	0.00 21793	282.50	0.00	28250.00	0.00	0.00	0.00

Reference

Marlowe SuspAPSJM-PY ASUS Page 10
Printed 02/13/13 Period of 01/01/90 - 12/31/12

Pay Date	Due/Type	Amount	RetCap/Ref	Income	DiscEarn	Basis	Escrow	Payment/Balance Late	Svc
04/06/07	Y	28296.44	28250.00 21793	46.44	0.00	0.00	0.00	0.00	0.00
Annual Total:		29426.44	28250.00	1176.44	0.00		0.00	0.00	0.00
Escrow Paid Out:							0.00		
Report Total:		92924.20	0.00	23711.87	0.00		0.00	0.00	0.00
Escrow Paid Out:							0.00		
Balances:						0.00	0.00	0.00	0.00
Taxable: 23711.87									

National Note of Utah, LC

1549 West 7800 South

West Jordan, UT 84088

801-566-7337 Julie@nationalnote.com

Investment Pay History**Reference**

Marlowe JM970910B-PY APS

Printed 02/13/13

Period of 01/01/90 - 12/31/12

Internal report: Do not mail to this address!

American Pension Services

Marlowe, Joe

4168 West 12600 South 3rd Floor

Riverton, UT 84065

Additional information

Cates Mobile Home Note Pocatello ID

Regular pmt:	275.00	Int rate:	14.000	14.000	Acct closed:	07/01/00	Orig bal:	8000.00
Escrow pmt:	0.00	Int calc:		Fixed			Orig date:	09/10/97
Service fee:	0.00	Pmt type:	T USRule	365 M			Maturity:	09/01/00
Total pmt:	275.00	NSF fee:		0.00				
Ord/Day/LFee: 2/15	5.50							
Total if late:	280.50							

Pay Date	Due/Type	Amount	RetCap/Ref	Income	DiscEarn	Basis	Escrow	Payment/Balance Late	Svc
09/10/97		0.00	0.00	0.00	0.00	8000.00	0.00	0.00	0.00
10/01/97	10/01/97 R	275.00	210.56 6010	64.44	0.00	7789.44	0.00	0.00	0.00
10/31/97	11/01/97 R	275.00	184.12 6058	90.88	0.00	7605.32	0.00	0.00	0.00
12/01/97	12/01/97 R	275.00	186.27 6107	88.73	0.00	7419.05	0.00	0.00	0.00
Annual Total:		825.00	580.95	244.05	0.00		0.00	0.00	0.00
Escrow Paid Out:							0.00		
01/01/98	01/01/98 R	275.00	188.44 6153	86.56	0.00	7230.61	0.00	0.00	0.00
01/31/98	02/01/98 R	275.00	190.64 6199	84.36	0.00	7039.97	0.00	0.00	0.00
02/27/98	03/01/98 R	275.00	192.87 6250	82.13	0.00	6847.10	0.00	0.00	0.00
03/31/98	04/01/98 R	275.00	195.12 6298	79.88	0.00	6651.98	0.00	0.00	0.00
04/30/98	05/01/98 R	275.00	197.39 6352	77.61	0.00	6454.59	0.00	0.00	0.00
05/27/98	06/01/98 R	275.00	199.70 6405	75.30	0.00	6254.89	0.00	0.00	0.00
06/30/98	07/01/98 R	275.00	202.03 6464	72.97	0.00	6052.86	0.00	0.00	0.00
07/31/98	08/01/98 R	275.00	204.38 6525	70.62	0.00	5848.48	0.00	0.00	0.00
09/01/98	09/01/98 R	275.00	206.77 6587	68.23	0.00	5641.71	0.00	0.00	0.00
09/29/98	10/01/98 R	275.00	209.18 6647	65.82	0.00	5432.53	0.00	0.00	0.00
10/29/98	11/01/98 R	275.00	211.62 6710	63.38	0.00	5220.91	0.00	0.00	0.00
11/30/98	12/01/98 R	275.00	214.09 6766	60.91	0.00	5006.82	0.00	0.00	0.00

National Note of Utah, LC

1549 West 7800 South

West Jordan, UT 84088

801-566-7337 Julie@nationalnote.com

Investment Pay History**Reference**

Marlowe JM970910B-PY APS

Page 2

Printed 02/13/13

Period of 01/01/90 - 12/31/12

Pay Date	Due/Type	Amount	RetCap/Ref	Income	DiscEarn	Basis	Escrow	Payment/Balance Late	Svc
Annual Total:		3300.00	2412.23	887.77	0.00		0.00	0.00	0.00
Escrow Paid Out:							0.00		
01/04/99	01/01/99 R	275.00	216.59 6822	58.41	0.00	4790.23	0.00	0.00	0.00
02/01/99	02/01/99 R	275.00	219.11 6884	55.89	0.00	4571.12	0.00	0.00	0.00
03/01/99	03/01/99 R	275.00	221.67 6942	53.33	0.00	4349.45	0.00	0.00	0.00
03/30/99	04/01/99 R	275.00	224.26 7013	50.74	0.00	4125.19	0.00	0.00	0.00
04/29/99	05/01/99 R	275.00	226.87 7067	48.13	0.00	3898.32	0.00	0.00	0.00
06/01/99	06/01/99 R	275.00	229.52 7122	45.48	0.00	3668.80	0.00	0.00	0.00
07/01/99	07/01/99 R	275.00	232.20 7184	42.80	0.00	3436.60	0.00	0.00	0.00
07/30/99	08/01/99 R	275.00	234.91 7240	40.09	0.00	3201.69	0.00	0.00	0.00
09/01/99	09/01/99 R	275.00	237.65 7298	37.35	0.00	2964.04	0.00	0.00	0.00
10/01/99	10/01/99 R	275.00	240.42 7363	34.58	0.00	2723.62	0.00	0.00	0.00
11/01/99	11/01/99 R	275.00	243.22 7428	31.78	0.00	2480.40	0.00	0.00	0.00
11/30/99	12/01/99 R	275.00	246.06 7492	28.94	0.00	2234.34	0.00	0.00	0.00
Annual Total:		3300.00	2772.48	527.52	0.00		0.00	0.00	0.00
Escrow Paid Out:							0.00		
01/04/00	01/01/00 R	275.00	248.93 7559	26.07	0.00	1985.41	0.00	0.00	0.00
01/31/00	02/01/00 R	275.00	251.84 7623	23.16	0.00	1733.57	0.00	0.00	0.00
03/01/00	03/01/00 R	275.00	254.78 7691	20.22	0.00	1478.79	0.00	0.00	0.00
03/31/00	04/01/00 R	275.00	257.75 7759	17.25	0.00	1221.04	0.00	0.00	0.00
05/01/00	05/01/00 R	275.00	260.75 7826	14.25	0.00	960.29	0.00	0.00	0.00
06/01/00	06/01/00 R	650.00	263.80 7901	11.20	0.00	696.49	0.00	0.00	0.00
06/01/00	P	0.00	375.00 7901	0.00	0.00	321.49	0.00	0.00	0.00
07/01/00	07/01/00 R	0.00	0.00	0.00	0.00	321.49	0.00	0.00	0.00
07/01/00	Y	325.24	4 PAYOFF 321.49 PAYOFF	3.75 A)	0.00	0.00	0.00	0.00	0.00
Annual Total:		2350.24	2234.34	115.90	0.00		0.00	0.00	0.00
Escrow Paid Out:							0.00		

National Note of Utah, LC

1549 West 7800 South

West Jordan, UT 84088

801-566-7337 Julie@nationalnote.com

Investment Pay History**Reference**

Marlowe JM970910B-PY APS

Page 3

Printed 02/13/13

Period of 01/01/90 - 12/31/12

Pay Date	Due/Type	Amount	RetCap/Ref	Income	DiscEarn	Basis	Escrow	Payment/Balance Late	Svc
Report Total:		9775.24	8000.00	1775.24	0.00		0.00	0.00	0.00
Escrow Paid Out:							0.00		
Balances:						0.00	0.00	0.00	0.00

Taxable: 1775.24

National Note of Utah, LC

1549 West 7800 South
West Jordan, UT 84088
801-566-7337 Julie@nationalnote.com

Investment Pay History**Reference**

Marlowe JM970910A-PY APS
Printed 02/13/13 Period of 01/01/90 - 12/31/12

Internal report: Do not mail to this address!

American Pension Services
Marlowe, Joe
4168 West 12600 South 3rd Floor
Riverton, UT 84065

Additional information

Groneman/Richmond Note Springville UT

Regular pmt:	375.00	Int rate:	14.000	14.000	Acct closed:	05/01/00	Orig bal:	10000.00	
Escrow pmt:	0.00	Int calc:		Fixed			Orig date:	09/10/97	
Service fee:	0.00	Pmt type:	T	USRule 365 M			Maturity:	05/01/00	
Total pmt:	375.00	NSF fee:		0.00					
Ord/Day/LFee: 2/10	7.50								
Total if late:	382.50								
Pay Date	Due/Type	Amount	RetCap/Ref	Income	DiscEarn	Basis	Escrow	Payment/Balance Late	Svc
09/10/97		0.00	0.00	0.00	0.00	10000.00	0.00	0.00	0.00
10/01/97	10/01/97 R	375.00	294.45 6010	80.55	0.00	9705.55	0.00	0.00	0.00
10/31/97	11/01/97 R	375.00	261.77 6058	113.23	0.00	9443.78	0.00	0.00	0.00
12/01/97	12/01/97 R	375.00	264.82 6107	110.18	0.00	9178.96	0.00	0.00	0.00
Annual Total:		1125.00	821.04	303.96	0.00		0.00	0.00	0.00
Escrow Paid Out:							0.00		
01/01/98	01/01/98 R	375.00	267.91 6153	107.09	0.00	8911.05	0.00	0.00	0.00
01/31/98	02/01/98 R	375.00	271.04 6199	103.96	0.00	8640.01	0.00	0.00	0.00
02/27/98	03/01/98 R	375.00	274.20 6250	100.80	0.00	8365.81	0.00	0.00	0.00
03/31/98	04/01/98 R	375.00	277.40 6298	97.60	0.00	8088.41	0.00	0.00	0.00
04/30/98	05/01/98 R	375.00	280.64 6352	94.36	0.00	7807.77	0.00	0.00	0.00
05/27/98	06/01/98 R	375.00	283.91 6405	91.09	0.00	7523.86	0.00	0.00	0.00
06/30/98	07/01/98 R	375.00	287.22 6464	87.78	0.00	7236.64	0.00	0.00	0.00
07/31/98	08/01/98 R	375.00	290.57 6525	84.43	0.00	6946.07	0.00	0.00	0.00
09/01/98	09/01/98 R	375.00	293.96 6587	81.04	0.00	6652.11	0.00	0.00	0.00
09/29/98	10/01/98 R	375.00	297.39 6647	77.61	0.00	6354.72	0.00	0.00	0.00
10/29/98	11/01/98 R	375.00	300.86 6710	74.14	0.00	6053.86	0.00	0.00	0.00
11/30/98	12/01/98 R	375.00	304.37 6766	70.63	0.00	5749.49	0.00	0.00	0.00

National Note of Utah, LC
 1549 West 7800 South
 West Jordan, UT 84088
 801-566-7337 Julie@nationalnote.com

Investment Pay History**Reference**

Marlowe JM970910A-PY APS Page 2
 Printed 02/13/13 Period of 01/01/90 - 12/31/12

Pay Date	Due/Type	Amount	RetCap/Ref	Income	DiscEarn	Basis	Escrow	Payment/Balance Late	Svc
Annual Total:		4500.00	3429.47	1070.53	0.00		0.00	0.00	0.00
Escrow Paid Out:							0.00		
01/04/99	01/01/99 R	382.50	307.92 3822	67.08	0.00	5441.57	0.00	7.50	0.00
02/01/99	02/01/99 R	375.00	311.52 6884	63.48	0.00	5130.05	0.00	0.00	0.00
03/01/99	03/01/99 R	375.00	315.15 6942	59.85	0.00	4814.90	0.00	0.00	0.00
03/30/99	04/01/99 R	375.00	318.83 7013	56.17	0.00	4496.07	0.00	0.00	0.00
04/29/99	05/01/99 R	375.00	322.55 7067	52.45	0.00	4173.52	0.00	0.00	0.00
06/01/99	06/01/99 R	375.00	326.31 7122	48.69	0.00	3847.21	0.00	0.00	0.00
07/01/99	07/01/99 R	375.00	330.12 7184	44.88	0.00	3517.09	0.00	0.00	0.00
07/30/99	08/01/99 R	375.00	333.97 7240	41.03	0.00	3183.12	0.00	0.00	0.00
09/01/99	09/01/99 R	375.00	337.86 7298	37.14	0.00	2845.26	0.00	0.00	0.00
10/01/99	10/01/99 R	375.00	341.81 7363	33.19	0.00	2503.45	0.00	0.00	0.00
11/01/99	11/01/99 R	375.00	345.79 7428	29.21	0.00	2157.66	0.00	0.00	0.00
11/30/99	12/01/99 R	375.00	349.83 7492	25.17	0.00	1807.83	0.00	0.00	0.00
Annual Total:		4507.50	3941.66	558.34	0.00		0.00	7.50	0.00
Escrow Paid Out:							0.00		
01/04/00	01/01/00 R	375.00	353.91 7559	21.09	0.00	1453.92	0.00	0.00	0.00
01/31/00	02/01/00 R	375.00	358.04 7623	16.96	0.00	1095.88	0.00	0.00	0.00
03/01/00	03/01/00 R	375.00	362.21 7691	12.79	0.00	733.67	0.00	0.00	0.00
03/31/00	04/01/00 R	375.00	366.44 7759	8.56	0.00	367.23	0.00	0.00	0.00
05/01/00	05/01/00 R	0.00	0.00	0.00	0.00	367.23	0.00	0.00	0.00
05/01/00	Y	371.51	BRINGCUR 367.23 7826	4.28	0.00	0.00	0.00	0.00	0.00
Annual Total:		1871.51	1807.83	63.68	0.00		0.00	0.00	0.00
Escrow Paid Out:							0.00		

National Note of Utah, LC

1549 West 7800 South

West Jordan, UT 84088

801-566-7337 Julie@nationalnote.com

Investment Pay History**Reference**

Marlowe JM970910A-PY APS

Page 3

Printed 02/13/13

Period of 01/01/90 - 12/31/12

Pay Date	Due/Type	Amount	RetCap/Ref	Income	DiscEarn	Basis	Payment/Balance		
							Escrow	Late	Svc
Report Total:		12004.01	10000.00	1996.51	0.00		0.00	7.50	0.00
Escrow Paid Out:							0.00		
Balances:						0.00	0.00	0.00	0.00

Taxable: 2004.01

National Note of Utah, LC
 1549 West 7800 South
 West Jordan, UT 84088
 801-566-7337 Julie@nationalnote.com

Investment Pay HistoryReference

Marlowe JM94-1043-PY APS
 Printed 02/13/13 Period of 01/01/90 - 12/31/12

Internal report: Do not mail to this address!

American Pension Services
 Marlowe, Joe
 4168 West 12600 South 3rd Floor
 Riverton, UT 84065

Additional information

6238 South Barton Park West Jordan UT 84084

Regular pmt:	146.96	Int rate:	15.000	15.000	Acct closed:	08/18/97	Orig bal:	10500.00
Escrow pmt:	0.00	Int calc:		Fixed			Orig date:	12/19/94
Service fee:	0.00	Pmt type:	T USRule	365 M			Maturity:	01/01/98
Total pmt:	146.96	NSF fee:		0.00			Balloon:	9913.59
Ord/Day/LFee: 2/10	2.94							
Total if late:	149.90							
Code 1 : [SFR] Code 2 : [] Code 3 : []								
Pay Date	Due/Type	Amount	RetCap/Ref	Income	DiscEarn	Basis	Escrow	Payment/Balance Late Svc
12/19/94		0.00	0.00	0.00	0.00	10500.00	0.00	0.00 0.00
Annual Total:		0.00	0.00	0.00	0.00		0.00	0.00 0.00
Escrow Paid Out:							0.00	
02/01/95	02/01/95 R	146.96	13.19 1186	133.77	0.00	10486.81	0.00	0.00 0.00
02/28/95	03/01/95 R	146.96	15.87	131.09	0.00	10470.94	0.00	0.00 0.00
03/29/95	04/01/95 R	146.96	16.07 1228	130.89	0.00	10454.87	0.00	0.00 0.00
05/03/95	05/01/95 R	146.96	16.27 1240	130.69	0.00	10438.60	0.00	0.00 0.00
05/31/95	06/01/95 R	146.96	16.48 1267	130.48	0.00	10422.12	0.00	0.00 0.00
07/05/95	07/01/95 R	146.96	16.68 1294	130.28	0.00	10405.44	0.00	0.00 0.00
07/28/95	08/01/95 R	146.96	16.89 1345	130.07	0.00	10388.55	0.00	0.00 0.00
08/29/95	09/01/95 R	146.96	17.10 1353	129.86	0.00	10371.45	0.00	0.00 0.00
09/28/95	10/01/95 R	146.96	17.32 1388	129.64	0.00	10354.13	0.00	0.00 0.00
10/27/95	11/01/95 R	146.96	17.53 1417	129.43	0.00	10336.60	0.00	0.00 0.00
11/29/95	12/01/95 R	146.96	17.75 1447	129.21	0.00	10318.85	0.00	0.00 0.00
Annual Total:		1616.56	181.15	1435.41	0.00		0.00	0.00 0.00
Escrow Paid Out:							0.00	
01/01/96	01/01/96 R	146.96	17.97 1479	128.99	0.00	10300.88	0.00	0.00 0.00
02/01/96	02/01/96 R	146.96	18.20 1526	128.76	0.00	10282.68	0.00	0.00 0.00
03/01/96	03/01/96 R	146.96	18.43 1560	128.53	0.00	10264.25	0.00	0.00 0.00

National Note of Utah, LC
 1549 West 7800 South
 West Jordan, UT 84088
 801-566-7337 Julie@nationalnote.com

Investment Pay History**Reference**

Marlowe JM94-1043-PY APS Page 2
 Printed 02/13/13 Period of 01/01/90 - 12/31/12

Pay Date	Due/Type	Amount	RetCap/Ref	Income	DiscEarn	Basis	Escrow	Payment/Balance Late	Svc
04/01/96	04/01/96 R	146.96	18.66 5015	128.30	0.00	10245.59	0.00	0.00	0.00
05/01/96	05/01/96 R	146.96	18.89 5047	128.07	0.00	10226.70	0.00	0.00	0.00
05/31/96	06/01/96 R	146.96	19.13 5085	127.83	0.00	10207.57	0.00	0.00	0.00
06/28/96	07/01/96 R	146.96	19.37 5126	127.59	0.00	10188.20	0.00	0.00	0.00
07/31/96	08/01/96 R	146.96	19.61 5163	127.35	0.00	10168.59	0.00	0.00	0.00
08/28/96	09/01/96 R	146.96	19.85 5204	127.11	0.00	10148.74	0.00	0.00	0.00
09/30/96	10/01/96 R	146.96	20.10 5243	126.86	0.00	10128.64	0.00	0.00	0.00
10/31/96	11/01/96 R	146.96	20.35 5283	126.61	0.00	10108.29	0.00	0.00	0.00
11/29/96	12/01/96 R	146.96	20.61 5320	126.35	0.00	10087.68	0.00	0.00	0.00
Annual Total:		1763.52	231.17	1532.35	0.00		0.00	0.00	0.00
Escrow Paid Out:							0.00		
01/01/97	01/01/97 R	146.96	20.86 5362	126.10	0.00	10066.82	0.00	0.00	0.00
02/01/97	02/01/97 R	146.96	21.12 5409	125.84	0.00	10045.70	0.00	0.00	0.00
03/01/97	03/01/97 R	146.96	21.39 5502	125.57	0.00	10024.31	0.00	0.00	0.00
03/31/97	04/01/97 R	146.96	21.66 5502	125.30	0.00	10002.65	0.00	0.00	0.00
04/30/97	05/01/97 R	146.96	21.93 5546	125.03	0.00	9980.72	0.00	0.00	0.00
05/30/97	06/01/97 R	146.96	22.20 5576	124.76	0.00	9958.52	0.00	0.00	0.00
06/30/97	07/01/97 R	146.96	22.48 5625	124.48	0.00	9936.04	0.00	0.00	0.00
07/29/97	08/01/97 R	146.96	22.76 5675	124.20	0.00	9913.28	0.00	0.00	0.00
08/18/97	P	9982.54	9913.28 PAYOFF	69.26	0.00	0.00	0.00	0.00	0.00
Annual Total:		11158.22	10087.68	1070.54	0.00		0.00	0.00	0.00
Escrow Paid Out:							0.00		
Report Total:		14538.30	10500.00	4038.30	0.00		0.00	0.00	0.00
Escrow Paid Out:							0.00		
Balances:						0.00	0.00	0.00	0.00

Taxable: 4038.30

JS 44 (Rev. 12/12)

CIVIL COVER SHEET

The JS 44 civil cover sheet and the information contained herein neither replace nor supplement the filing and service of pleadings or other papers as required by law, except as provided by local rules of court. This form, approved by the Judicial Conference of the United States in September 1974, is required for the use of the Clerk of Court for the purpose of initiating the civil docket sheet. (SEE INSTRUCTIONS ON NEXT PAGE OF THIS FORM.)

I. (a) PLAINTIFFS

R. Wayne Klein, as Receiver

DEFENDANTS

Joe Marlowe and John Does 1-5,

(b) County of Residence of First Listed Plaintiff Salt Lake
(EXCEPT IN U.S. PLAINTIFF CASES)

County of Residence of First Listed Defendant State of Colorado
(IN U.S. PLAINTIFF CASES ONLY)

NOTE: IN LAND CONDEMNATION CASES, USE THE LOCATION OF THE TRACT OF LAND INVOLVED.

(c) Attorneys (Firm Name, Address, and Telephone Number)

Peggy Hunt
Dorsey & Whitney, LLP
136 South Main Street #1000, SLC, UT 84101; 801-933-7360

Attorneys (If Known)

II. BASIS OF JURISDICTION (Place an "X" in One Box Only)

- ☐ 1 U.S. Government Plaintiff
- ☒ 3 Federal Question (U.S. Government Not a Party)
- ☐ 2 U.S. Government Defendant
- ☐ 4 Diversity (Indicate Citizenship of Parties in Item III)

III. CITIZENSHIP OF PRINCIPAL PARTIES (Place an "X" in One Box for Plaintiff and One Box for Defendant)

- | | PTF | DEF | | PTF | DEF |
|---|----------------------------|----------------------------|---|----------------------------|----------------------------|
| Citizen of This State | <input type="checkbox"/> 1 | <input type="checkbox"/> 1 | Incorporated or Principal Place of Business In This State | <input type="checkbox"/> 4 | <input type="checkbox"/> 4 |
| Citizen of Another State | <input type="checkbox"/> 2 | <input type="checkbox"/> 2 | Incorporated and Principal Place of Business In Another State | <input type="checkbox"/> 5 | <input type="checkbox"/> 5 |
| Citizen or Subject of a Foreign Country | <input type="checkbox"/> 3 | <input type="checkbox"/> 3 | Foreign Nation | <input type="checkbox"/> 6 | <input type="checkbox"/> 6 |

IV. NATURE OF SUIT (Place an "X" in One Box Only)

CONTRACT	TORTS	FORFEITURE/PENALTY	BANKRUPTCY	OTHER STATUTES	
<input type="checkbox"/> 110 Insurance <input type="checkbox"/> 120 Marine <input type="checkbox"/> 130 Miller Act <input type="checkbox"/> 140 Negotiable Instrument <input type="checkbox"/> 150 Recovery of Overpayment & Enforcement of Judgment <input type="checkbox"/> 151 Medicare Act <input type="checkbox"/> 152 Recovery of Defaulted Student Loans (Excludes Veterans) <input type="checkbox"/> 153 Recovery of Overpayment of Veteran's Benefits <input type="checkbox"/> 160 Stockholders' Suits <input checked="" type="checkbox"/> 190 Other Contract <input type="checkbox"/> 195 Contract Product Liability <input type="checkbox"/> 196 Franchise	PERSONAL INJURY <input type="checkbox"/> 310 Airplane <input type="checkbox"/> 315 Airplane Product Liability <input type="checkbox"/> 320 Assault, Libel & Slander <input type="checkbox"/> 330 Federal Employers' Liability <input type="checkbox"/> 340 Marine <input type="checkbox"/> 345 Marine Product Liability <input type="checkbox"/> 350 Motor Vehicle <input type="checkbox"/> 355 Motor Vehicle Product Liability <input type="checkbox"/> 360 Other Personal Injury <input type="checkbox"/> 362 Personal Injury - Medical Malpractice	PERSONAL INJURY <input type="checkbox"/> 365 Personal Injury - Product Liability <input type="checkbox"/> 367 Health Care/Pharmaceutical Personal Injury Product Liability <input type="checkbox"/> 368 Asbestos Personal Injury Product Liability PERSONAL PROPERTY <input type="checkbox"/> 370 Other Fraud <input type="checkbox"/> 371 Truth in Lending <input type="checkbox"/> 380 Other Personal Property Damage <input type="checkbox"/> 385 Property Damage Product Liability	<input type="checkbox"/> 625 Drug Related Seizure of Property 21 USC 881 <input type="checkbox"/> 690 Other LABOR <input type="checkbox"/> 710 Fair Labor Standards Act <input type="checkbox"/> 720 Labor/Management Relations <input type="checkbox"/> 740 Railway Labor Act <input type="checkbox"/> 751 Family and Medical Leave Act <input type="checkbox"/> 790 Other Labor Litigation <input type="checkbox"/> 791 Employee Retirement Income Security Act IMMIGRATION <input type="checkbox"/> 462 Naturalization Application <input type="checkbox"/> 465 Other Immigration Actions	<input type="checkbox"/> 422 Appeal 28 USC 158 <input type="checkbox"/> 423 Withdrawal 28 USC 157 PROPERTY RIGHTS <input type="checkbox"/> 820 Copyrights <input type="checkbox"/> 830 Patent <input type="checkbox"/> 840 Trademark SOCIAL SECURITY <input type="checkbox"/> 861 HIA (1395ff) <input type="checkbox"/> 862 Black Lung (923) <input type="checkbox"/> 863 DIWC/DIWW (405(g)) <input type="checkbox"/> 864 SSID Title XVI <input type="checkbox"/> 865 RSI (405(g)) FEDERAL TAX SUITS <input type="checkbox"/> 870 Taxes (U.S. Plaintiff or Defendant) <input type="checkbox"/> 871 IRS—Third Party 26 USC 7609	<input type="checkbox"/> 375 False Claims Act <input type="checkbox"/> 400 State Reapportionment <input type="checkbox"/> 410 Antitrust <input type="checkbox"/> 430 Banks and Banking <input type="checkbox"/> 450 Commerce <input type="checkbox"/> 460 Deportation <input type="checkbox"/> 470 Racketeer Influenced and Corrupt Organizations <input type="checkbox"/> 480 Consumer Credit <input type="checkbox"/> 490 Cable/Sat TV <input type="checkbox"/> 850 Securities/Commodities/Exchange <input type="checkbox"/> 890 Other Statutory Actions <input type="checkbox"/> 891 Agricultural Acts <input type="checkbox"/> 893 Environmental Matters <input type="checkbox"/> 895 Freedom of Information Act <input type="checkbox"/> 896 Arbitration <input type="checkbox"/> 899 Administrative Procedure Act/Review or Appeal of Agency Decision <input type="checkbox"/> 950 Constitutionality of State Statutes

V. ORIGIN (Place an "X" in One Box Only)

- ☒ 1 Original Proceeding ☐ 2 Removed from State Court ☐ 3 Remanded from Appellate Court ☐ 4 Reinstated or Reopened ☐ 5 Transferred from Another District (specify) ☐ 6 Multidistrict Litigation

VI. CAUSE OF ACTION

Cite the U.S. Civil Statute under which you are filing (Do not cite jurisdictional statutes unless diversity):
28 U.S.C. § 754

Brief description of cause:

Recovery of the value of transfers from Defendant for the benefit of the receivership estate.

VII. REQUESTED IN COMPLAINT:

☐ CHECK IF THIS IS A CLASS ACTION UNDER RULE 23, F.R.Cv.P.

DEMAND \$

145,397.44

CHECK YES only if demanded in complaint:

JURY DEMAND: ☐ Yes ☒ No

VIII. RELATED CASE(S) IF ANY

(See instructions):

JUDGE Jenkins

DOCKET NUMBER 2:12-cv-00591

DATE

SIGNATURE OF ATTORNEY OF RECORD

FOR OFFICE USE ONLY

RECEIPT #

AMOUNT

APPLYING IFP

JUDGE

MAG. JUDGE