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U.S. DISTRICT COURT

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

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

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SECURITIES AND EXCHANGE  
COMMISSION,

Plaintiff,

vs.

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

Defendant.

**ORDER GRANTING RECEIVER'S  
MOTION REQUESTING ORDER  
APPROVING SALE OF ELKHORN  
LOT 3 FREE AND CLEAR OF  
INTERESTS**

Civil No. 2:12-00591

The Honorable Bruce S. Jenkins

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The matter before the Court is the Receiver's *Motion Requesting Order Approving Sale of Elkhorn Lot 3 Free and Clear of Interests and Memorandum in Support* (the "Motion") [Docket No. 1241], filed by R. Wayne Klein, the Court-appointed Receiver (the "Receiver"), seeking authority to sell a 2.5 acre parcel of real property identified as Lot 3 in the Elkhorn Ridge Estates subdivision in Malad, Oneida County, Idaho, with tax parcel number RP0281909 A (the "Property") pursuant to the "Purchase Agreement." In the Motion, the Receiver also seeks authorization to pay standard costs of sale, including real estate commissions, from the net sale proceeds.

A hearing on the Motion was held on January 23, 2017, at 1:30 pm (the "Hearing"). At the Hearing, John Wiest of Dorsey & Whitney LLP appeared on behalf of the Receiver, who was also present. No other parties appeared and statements were made on the record.

The Court has reviewed the Motion, the *Declaration of R. Wayne Klein* in support of the Motion, all other papers filed in conjunction with the Motion, the statements made on the record at the Hearing, and applicable law.

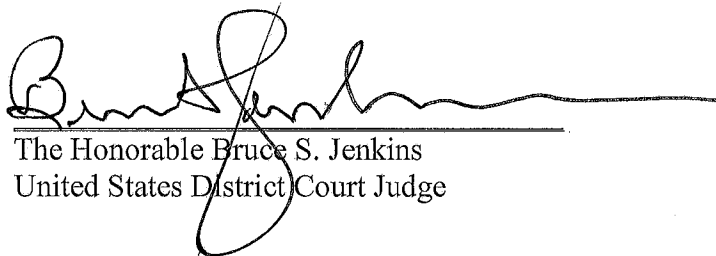
Based thereon, and for good cause appearing,

**IT IS HEREBY ORDERED** that:

- (1) The Motion is **GRANTED**;
- (2) The Court **APPROVES** the Purchase Agreement; and
- (3) The Court **AUTHORIZES** the sale of the Properties as set forth in the Motion and pursuant to the Purchase Agreement to Todd and Lorey Bingham.

DATED this 21 day of January, 2017.

**BY THE COURT:**



The Honorable Bruce S. Jenkins  
United States District Court Judge