

FILED  
2015 FEB 17 AM 11:17  
CLERK  
U.S. DISTRICT  
COURT

*Prepared and Submitted by:*

Peggy Hunt (Utah State Bar No. 6060)  
Chris Martinez (Utah State Bar No. 11152)  
Sarah Goldberg (Utah State Bar No. 13222)

**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](mailto:hunt.peggy@dorsey.com)  
[martinez.chris@dorsey.com](mailto:martinez.chris@dorsey.com)  
[goldberg.sarah@dorsey.com](mailto:goldberg.sarah@dorsey.com)

*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  
EX PARTE MOTION SEEKING  
APPROVAL OF PROPOSED  
METHOD AND FORM OF  
PUBLICATION NOTICE FOR SALE  
OF REAL PROPERTY**

**(ALMOND HEIGHTS LOT 10)**

2:12-cv-00591 BSJ

The Honorable Bruce S. Jenkins

The matter before the Court is the *Receiver's Ex Parte Motion and Memorandum in Support of Order Approving Method and Form of Publication Notice of Sale of Real Property (Almond Heights Lot 10)* (the "Motion") filed by R. Wayne Klein, the Receiver appointed in the above-captioned case (the "Receiver"). The Court has reviewed the Motion, and applicable law. Based thereon, and for good cause appearing,

**IT IS HEREBY ORDERED** that:

(1) The Motion is **GRANTED**.

~~(2) The method and form of the publication notice as set forth in the Motion are~~  
**APPROVED**. The following notice of the sale for the "Property," as defined in the Motion, shall be published in *The Salt Lake Tribune*, a newspaper published in Salt Lake City, Utah, and the *St. George Spectrum*, a newspaper published in Washington County, Utah and distributed to Toquerville, Utah, for a period of one (1) day at least ten (10) days before the entry of any Order approving the proposed sale:

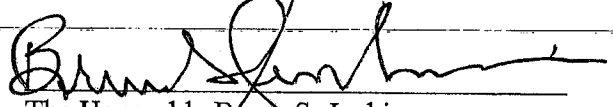
R. Wayne Klein, Receiver for National Note of Utah, LC and its affiliated entities in the civil case styled as *Securities and Exchange Comm. v. National Note of Utah, LC et al.*, Civ. Case No. 2:12-cv-00591 ("Civil Case"), gives notice of his intent to sell through private sale, and free of all liens and interests, a certain parcel of real property with the following address and legal description: 705 South Peachtree Drive, Toquerville, Utah, 84774, more specifically described as T-AHP-A-10 (the "Property"). The Receiver has accepted an offer of \$36,000.00, subject to approval by the U.S. District Court for the District of Utah in the Civil Case and higher and better offers as allowed pursuant to 28 U.S.C. § 2001. The Receiver has filed a motion seeking the District Court's approval of the proposed sale. This motion for approval will come for a hearing before the Honorable Bruce S. Jenkins at 351 South West Temple, Salt Lake City, Utah on \_\_\_\_\_, 2015 at \_\_\_\_\_ am/pm in room 7.200. Any person wishing to submit a higher and better purchase offer, with such offer being at least 10% greater than the offer the Receiver has accepted, should present it in writing so that it is received no later than 10 days from the date of this notice to the Receiver's counsel at: Dorsey & Whitney LLP, attn: Michelle Montoya, 136 South Main Street, Suite 1000, Salt Lake City, Utah 84101. Any objections to the sale must be in writing and should be filed with the Court at the above address before the date of the hearing. Higher and better offers are invited.

DATED this 17<sup>th</sup> day of February, 2015.

2:12cv-591-BSJ

Signed - 2/17/15

BY THE COURT:

A handwritten signature in black ink, appearing to read "Bruce S. Jenkins", written over a horizontal line.

The Honorable Bruce S. Jenkins  
United States District Court Judge