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U.S. DISTRICT  
COURT

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**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  
MOTION SEEKING  
AUTHORIZATION TO SELL  
ALMOND HEIGHTS LOT 25  
SUBJECT TO HIGHER AND  
BETTER OFFERS**

2:12-cv-00591 BSJ

The Honorable Bruce S. Jenkins

The matter before the Court is the Receiver's *Motion Seeking Authorization to Sell Almond Heights Lot 25 Free and Clear of Purported Interests Subject to Higher and Better Offers and Memorandum in Support* (the "Motion") filed by R. Wayne Klein, the Court-appointed Receiver (the "Receiver") seeking authority to sell real property located in the Almond Heights Park Subdivision pursuant to purchase agreements (the "Purchase Agreement") related specifically to the following lot: 835 South Peachtree Drive, Toquerville, UT 84774; T-AHP-A-

25 (the "Property"). In the Motion, the Receiver also seeks authorization to pay property taxes and standard costs of sale, including real estate commissions, from the gross sale proceeds.

A hearing on the Motion was held on May 14, 2015 at 1:20 p.m. (the "Hearing"). At the Hearing, Sarah Goldberg 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, together with the Exhibits attached thereto, all other papers filed related thereto, the statements made on the record at the Hearing, and applicable law.

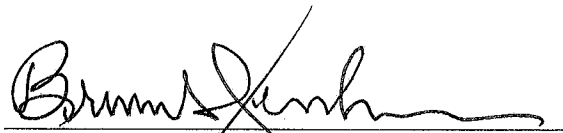
Based thereon, and for good cause appearing,

**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 Property as set forth in the Motion and pursuant to the Purchase Agreement to David E. Bringham, ~~or to any higher and better offeror.~~

DATED this 18<sup>th</sup> day of May, 2015.

**BY THE COURT:**

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