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

SECURITIES AND EXCHANGE
COMMISSION,

Plaintiff,

vs.

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

Defendants.

**RECEIVER'S CERTIFICATE OF
SERVICE OF BAR DATE NOTICE AND
CLAIM-RELATED FORMS**

Case No: 2:12-CV-591 BSJ

The Honorable Bruce S. Jenkins

R. Wayne Klein, as receiver (the "Receiver") for Defendant National Note of Utah, LC and the assets of Defendant Wayne LaMar Palmer, by and through his counsel of record, hereby files this *Certificate of Service of Bar Date Notice and Claim-Related Forms*.

1. On September 1, 2015, the Court entered its *Order Granting Receiver's Amended Motion Seeking Approval of Proposed Claim Procedures and Accompanying Forms and Setting*

Bar Date (the “Claim Procedure Order”),¹ a copy of which is attached for the Court’s convenience as **Exhibit A**.

2. In the Claim Procedure Order, the Court (a) set the Bar Date for the submission of Proofs of Claim as November 3, 2015 (the “Bar Date”); (b) approved the method of service of the *Notice of Deadline to Submit Proof of Claim Against the Receivership Estate*, attached as **Exhibit 1** to the Claim Procedure Order (the “Bar Date Notice”), and the *Proof of Claim Form* together with the *Instructions* thereto, attached as **Exhibit 2** to the Claim Procedure Order (the “Claim Forms”); and (c) approved the method of publication service, including the content of the *Publication Notice* attached as **Exhibit 3** to the Claim Procedure Order (the “Publication Notice”).

Service by Electronic Mail

3. The Receiver certifies that on September 2, 2015, he served the Bar Date Notice and the Claim Forms, modified to include the Bar Date, on the 557 persons identified on **Exhibit 1** hereto via electronic mail, and this e-mail included the Claim Forms in both word and .pdf formats. A true and correct copy of a sample cover e-mail that was served with the Bar Date Notice and the Claim Forms is attached as **Exhibit 2**.

Service by U.S. Mail

4. The Receiver certifies that on September 2, 2015, he served the Bar Date Notice and the Claim Forms, modified to include the Bar Date, on the 166 persons identified on **Exhibit**

¹ Docket No. 999.

3 via U.S. Mail, first class, postage prepaid. A true and correct copy of a sample cover letter that was served with the Bar Date Notice and the Claim Forms is attached hereto as Exhibit 4.

Publication Service

5. The Receiver certifies that the Publication Notice, modified to include the Bar Date, was published in accordance with the *Affidavits of Publication*, true and correct copies of which are attached hereto as Exhibit 5. A summary of the publication service is as follows:

- a. USA Today (National Edition): Publication Notice was published on September 23, and 30, 2015;
- b. Reno Gazette-Journal: Publication Notice was published on September 8 and 15, 2015;
- c. The Daily Herald: Publication Notice was published on September 5 and 12, 2015;
- d. The Salt Lake Tribune: Publication Notice was published on September 4 and 11, 2015; and
- e. The Deseret News: Publication Notice was published on September 4 and 11, 2015.

6. The Receiver certifies that on September 2, 2015, he posted the Bar Date Notice and the Claim Forms, together with the Claim Procedure Order, on the Receivership website. The website posting can be found at <http://www.kleinutah.com/index.php/receiverships/national-note-of-utah-lc>. A screenshot of the website page is attached as Exhibit 6.

Treatment of Returned Mail

7. Upon service by electronic mail as set forth in ¶ 4 above, the Receiver certifies that only 78 e-mails were returned as undeliverable. Upon service by US Mail as set forth in ¶ 5 above, the Receiver certifies that only 39 envelopes were returned as undeliverable. A listing of persons to whom service was initially undeliverable is attached hereto as Exhibit 7.

8. In each instance, the Receiver certifies that he conducted further research to attempt to reasonably ascertain a valid address for each person.

9. The Receiver certifies that on October 8, 2015 he re-served each person listed on Exhibit 7 for whom he could find a new mailing address or email address with the Bar Date Notice and the Claim Forms by electronic mail or by U.S. Mail, first class, postage prepaid as noted on Exhibit 7. Using this procedure, the Receiver was able to re-serve most of the persons.

10. Persons identified on Exhibit 7 for which no alternative service date is noted were persons whom the Receiver certifies, after reasonable and diligent effort, he was unable to locate and are deemed to be served by Publication Notice.

11. Also included on Exhibit 7 is a list of persons who contacted the Receiver and requested the Bar Date Notice and/or the Claim Forms. The Receiver certifies that he served each of these persons with the Bar Date Notice and the Claim Forms by no later than October 1, 2015.

I certify that the above is true and correct to the best of my knowledge and belief.



R. Wayne Klein, Receiver

DATED this 10th day of November, 2015.

DORSEY & WHITNEY LLP

/s/ Peggy Hunt
Peggy Hunt
Attorneys for Receiver

CERTIFICATE OF SERVICE

IT IS HEREBY CERTIFIED that the **RECEIVER'S CERTIFICATE OF SERVICE OF BAR DATE NOTICE AND CLAIM FORMS** was filed with the Court on this 10th day of November, 2015, and served via ECF on all parties who have requested notice in this case:

/s/ Candy Long

Furthermore, I certify that on the 10th day of November, 2014, the **RECEIVER'S CERTIFICATE OF SERVICE OF BAR DATE NOTICE AND CLAIM FORMS** was served on the following parties by U.S. Mail, first class, postage prepaid:

Wayne L. Palmer
8816 South 2240 West
West Jordan, UT 84088

/s/ Candy Long