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Attorneys for Court-Appointed Receiver, R. Wayne Klein

## 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.

ORDER GRANTING RECEIVER'S MOTION SEEKING ALLOWANCE OF RECOMMENDED REDUCED CLAIMS AS TO NON-OBJECTING CLAIMANTS

Case No: 2:12-CV-591 BSJ

The Honorable Bruce S. Jenkins

The matter before the Court is the Receiver's Motion Seeking Allowance of Recommended Reduced Claims and Memorandum of Law in Support [Docket No. 1093] (the "Motion"). The Motion states that claimants identified in the Motion were required to file objections to the Motion by no later than April 8, 2016. The objection deadline has passed, and one objection to the Motion has been filed pertaining to Proof of Claim number 1231. However,

no objections to the Motion have been filed by the claimants listed on <u>Exhibit 1</u> hereto, entitled *List of Non-Objecting Claimants*.

A hearing on the Motion was held on May 18, 2016. Peggy Hunt, Dorsey & Whitney LLP, appeared on behalf of the Receiver, who was also present. The Court has reviewed the *Receiver's Initial Claims Report* [Docket No. 1088], the Motion and all Exhibits attached thereto; the *Certificate of Service Regarding (1) Receiver's Initial Claims Report, and (2) Motion Seeking Allowance of Recommended Reduced Claims* [Docket No. 1103]; the *Receiver's Status Report on Motion Seeking Allowance of Recommended Reduced Claims and Request for Entry of Order on Non-Objecting Claimants* [Docket No. 1117]; and the record in this case. The Court finds that notice of the opportunity to object to the Motion is proper and no further notice is required. The relief sought by the Receiver is appropriate as to the claimants listed on Exhibit 1 hereto, none of whom have filed an objection to the Motion. A separate order will issue related to Proof of Claim number 1231, which is the claim held by the only party filing an objection to the Motion. Based thereon and for good cause shown.

#### IT IS HEREBY ORDERED that:

- (1) The Motion is **GRANTED** as to each of the Claimants listed on <u>Exhibit 1</u>, *List of Non-Objecting Claimants*; and
- (2) Each of the Proofs of Claim listed on Exhibit 1, List of Non-Objecting Claimants, is **ALLOWED** in the Allowed Claim Amount recommended reduced amount stated on Exhibit 1.

DATED this <u>24</u> day of May, 2016.

The Honorable Bruce S. Jenkins United States District Court

# Exhibit 1

### **List of Non-Objecting Claimants**

Claim No.	Total Claim Asserted	Allowed Claim Amount
1003	\$110,054.40	\$108,993.66
1003A	\$164,287.04	\$152,259.35
1009	\$307,671.11	\$264,406.02
1031	\$344,994.42	\$300,000.00
1034, 1035, 1036, 1037	\$1,633,000,00	\$463,533.64
1038, 1039	\$500,000.00	\$296,547.95
1040	\$150,000.00	\$75,000.00
1041	\$155,116.71	\$127,634.65
1055	\$84,114.52	\$22,890.41
1064	\$1,178,703.74	\$301,583.57
1070	\$166,605.60	\$70,229.13
1077	\$100,000.00	\$77,276.71
1082	\$100,000.00	\$34,006.58
1102	\$36,714.12	\$18,337.13
1103	\$88,000.00	\$87,000.00
1111	\$74,000.00	\$73,178.08
1137	\$270,000.00	\$130,345.33
1139	\$293,421.45	\$293,057.90
1140	\$68,400.00	\$65,830.68
1141	\$33,164.65	\$20,348.76
1144	\$1,114.00	\$618.80
1146	\$248,470.00	\$126,677.48
1147	\$48,310.25	\$23,211.41
1148	\$300,000.00	\$74,739.73
1149	\$26,000.00	\$22,245.45
1158	\$38,963.09	\$36,366.17
1163	\$123,200.00	\$43,430.76
1178	\$58,580.00	\$34,300.00
1179	\$65,783.00	\$45,000.00
1186	\$500,000.00	\$322,056.67
1196	\$575,109.79	\$528,638.55
1209	\$115,337.39	\$374.87
1215	\$108,318.39	\$94,670.69
1218	\$270,410.96	\$220,410.96

#### **List of Non-Objecting Claimants**

Claim No.	Total Claim Asserted	Allowed Claim Amount
1219	\$904,211.00	\$826,712.62
1219	\$120,000.00	\$39,261.37
1220	\$22,517.37	\$17,000.00
1222	\$34,361.74	\$30,030.27
1239	\$260,000.00	\$130,000.00
1240	\$1,172,241.33	\$843,943.11
1248	\$134,012.39	\$34,487.78
1252	\$32,421.37	\$19,221.37
1232	\$32,421.37	Ç19,221.37
1255	\$98,000.00	\$87,930.14
1267	\$77,913.00	\$36,129.62
1293	\$158,671.73	\$67,457.89
1296	\$94,500.00	\$72,500.00
1297	\$19,167.00	\$1,894.32
1302	\$80,874.00	\$17,464.91
1309	\$7,473.68	\$402.57
1319	\$43,000.00	\$27,937.13
1325	\$300,000.00	\$167,918.11
1331	\$170,410.96	\$220,410.96
1333	\$181,000.00	\$1,779.13
1336	\$88,537.02	\$79,336.22
1342	\$36,858.08	\$34,058.08
1343	\$90,173.27	\$90,058.08
	4	1
1356	\$106,696.35	\$67,058.89
1366	\$208,386.67	\$33,658.86
1371	\$50,000.00	\$43,892.08
1372	\$46,500.00	\$46,027.81
1379	\$512,064.00	\$414,710.83
1382, 1383	\$828,967.97	\$20,872.06
1395	\$33,633.00	\$33,532.72
1397	\$72,000.00	\$71,815.00
1405	\$204,028.99	\$146,628.99
1408	\$6,452.14	\$5,712.47
1426	\$20,879.40	\$16,150.29
1437	\$40,000.00	\$23,214.33

### **List of Non-Objecting Claimants**

Claim No.	Total Claim Asserted	Allowed Claim Amount
1438	\$21,724.71	\$9,724.71
1439	\$20,994.70	\$11,374.48
1441	\$71,375.00	\$34,842.20
1443	\$205,000.00	\$111,307.94
1444	\$47,943.00	\$45,968.63
1445	\$12,994.28	\$1,185.99
1450	\$30,123.81	\$26,600.00
1453	\$30,827.43	\$10,000.00
Total Recommended Reduced Allowed Claims	\$15,474,780.02	\$8,613,351.69