Peggy Hunt (Utah State Bar No. 6060) John Wiest (Utah State Bar No. 15767)

#### **DORSEY & WHITNEY LLP**

Kearns Building 136 South Main Street, Suite 1000 Salt Lake City, UT 84101-1685

Telephone: (801) 933-7360 Facsimile: (801) 933-7373 hunt.peggy@dorsey.com wiest.john@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,

vs.

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

Defendants.

# RECEIVER'S NOTICE OF PUBLIC SALE RESULTS

(BYRON BLOCK 2 LOT 1)

Civil No. 2:12-00591

The Honorable Bruce S. Jenkins

- R. Wayne Klein, the Court-Appointed Receiver (the "Receiver") of National Note of Utah, LC, its subsidiaries and affiliates (collectively, "National Note"), and the assets of Wayne LaMar Palmer, by and through his counsel, hereby files this *Notice of Public Sale Results (Byron Block 2 Lot 1*). In support hereof, the Receiver states as follows:
- 1. On April 11, 2016, the Court entered an *Order Approving (1) Public Sale of Property Free and Clear of Interests, (2) Method and Form of Publication Notice, and (3) Public Auction Procedures (Byron Block 2 Lot 1)* [Docket No. 1118] (the "Sale Order"), authorizing procedures for and the public sale of certain real property located at 1416 Voll Dr. NW, Byron,

MN 55920 (the "<u>Real Property</u>") free and clear of interests. A legal description of the Real Property is set forth in the Sale Order.

- 2. Pursuant to the Sale Order, the Receiver provided notice of the auction via publication of the Court-approved notice in the *Salt Lake Tribune* and the *Byron Review* once a week for a period of four weeks prior to the public sale and on his website. Evidence of the publication of notice is attached hereto as **Exhibit A**.
- 3. After publication, the Receiver and conducted a sale of the Real Property pursuant to the Court approved "Auction Procedures" attached as Exhibit B to the Receiver's Motion Requesting Order Approving (1) Public Sale of Property Free and Clear of Interests, (2) Method and Form of Publication Notice, and (3) Public Auction Procedures and Memorandum in Support (Byron Block 2 Lot 1) [Docket No. 1105]. Capitalized terms used hereinafter have the meaning attributed to them in the Auction Procedures.
- 4. No Qualified Bids were received by the Receiver prior to the expiration of the Bid Deadline, and accordingly, in accordance with the Auction Procedures, the Real Property was sold to the holder of the Stalking Horse Bid.
- 5. The sale of the Real Property to the holder of the Stalking Horse Bid closed on June 15, 2016. The following is a summary of the results of this sale:

Gross Sales Price	\$280,000.00
Property Taxes and Penalty	-\$156,047.45
Unpaid Property Assessments	-\$68,962.81
Real Estate Commissions	-\$19,600.00
State Deed Tax	-\$924.00
Title Insurance, Recording, Closing	<u>-\$446.00</u>
NET SALES PROCEEDS	\$ 34,019.74

Because all outstanding taxes, assessments, and liens were paid at closing, the Receiver has deposited the Net Sales Proceeds in the Receivership Operating Account.

DATED this 28th day of June, 2016.

## DORSEY & WHITNEY LLP

/s/ Peggy Hunt

Peggy Hunt John J. Wiest Attorneys for Receiver

## **CERTIFICATE OF SERVICE**

IT IS HEREBY CERTIFIED that the <b>RECEIVER'S NOTICE OF PUBLIC SALE</b>
RESULTS (BYRON BLOCK 2 LOT 1) was filed with the Court on this 28th day of June,
2016, and served via ECF on all parties who have requested notice in this case.

2016, and served via ECF on all partic	es who have requested notice in this case.  /s/ John J. Wiest
· · · · · · · · · · · · · · · · · · ·	FIED that the <b>RECEIVER'S NOTICE OF PUBLIC X 2 LOT 1</b> ) was served on this 28th day of June, 2016, by , on the following:
Wayne L. Palmer 8816 South 2240 West West Jordan, UT 84088	
	/s/ Suanna Armitage