

FILED
2018 JAN 17 AM 11:44
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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,

vs.

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

Defendant.

**ORDER GRANTING RECEIVER'S
MOTION REQUESTING ORDER
APPROVING SALE OF ELKHORN
LOT 25 FREE AND CLEAR OF
INTERESTS**

Civil No. 2:12-00591

The Honorable Bruce S. Jenkins

The matter before the Court is the Receiver's *Motion Requesting Order Approving Sale of Elkhorn Lot 25 Free and Clear of Interests and Memorandum in Support* (the "Motion") [Docket No. 1321], filed by R. Wayne Klein, the Court-appointed Receiver (the "Receiver"), seeking authority to sell a 3.8 acre parcel of real property identified as Lot 25 in the Elkhorn Ridge Estates subdivision in Malad, Oneida County, Idaho, with tax parcel number RP0281931 (the "Property") pursuant to the "Purchase Agreement." In the Motion, the Receiver also seeks authorization to pay standard costs of sale, including real estate commissions, from the net sale proceeds.

A hearing on the Motion was held on January 16, 2018, at 1:15 pm (the "Hearing"). At the Hearing, John Wiest 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, all other papers filed in conjunction with the Motion, the statements made on the record at the Hearing, and applicable law.

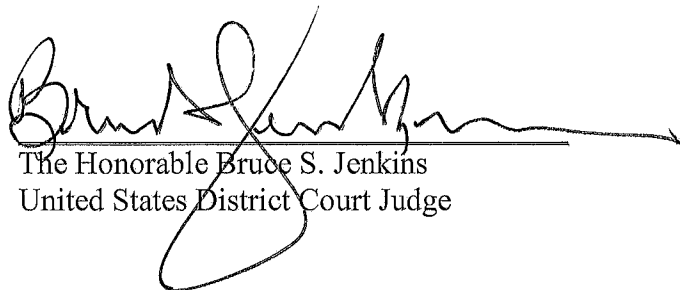
Based thereon, and for good cause appearing,

IT IS HEREBY ORDERED that:

- (1) The Motion is **GRANTED**;
- (2) The Court **APPROVES** the Purchase Agreement;
- (3) The Court **AUTHORIZES** the sale of the Property as set forth in the Motion and pursuant to the Purchase Agreement to the Craig William McCollum Family Trust; and
- (4) In the event the Receiver receives and accepts a qualifying higher and better offer for the Property, the Court **APPROVES** the sale of the Property to the higher and better offeror.

DATED this 17th day of January, 2018.

BY THE COURT:


The Honorable Bruce S. Jenkins
United States District Court Judge