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U.S. DISTRICT COURT

Peggy Hunt (Utah State Bar No. 6060)  
John Wiest (Utah State Bar No. 15767)  
**DORSEY & WHITNEY LLP**  
111 South Main Street, 21st Floor  
Salt Lake City, UT 84111  
Telephone: (801) 933-7360  
Facsimile: (801) 933-7373  
[hunt.peggy@dorsey.com](mailto:hunt.peggy@dorsey.com)  
[wiest.john@dorsey.com](mailto:wiest.john@dorsey.com)

*Attorneys for Court-Appointed Receiver R. Wayne Klein*

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

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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 *EX  
PARTE* MOTION SEEKING  
APPROVAL OF PROPOSED METHOD  
AND FORM OF PUBLICATION  
NOTICE FOR SALE OF REAL  
PROPERTY**

**(BYRON BLOCK 1 LOT 4)**

Civil No. 2:12-00591

The Honorable Bruce S. Jenkins

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The matter before the Court is the *Receiver's Ex Parte Motion Seeking Approval of Proposed Method and Form of Publication Notice of Sale of Real Property and Memorandum in Support (Byron Block 1 Lot 4)* [Docket No. 1346] (the "Motion") filed by R. Wayne Klein, the Receiver appointed in the above-captioned case (the "Receiver"). The Court has reviewed the Motion, and applicable law. Based thereon, and for good cause appearing,

**IT IS HEREBY ORDERED** that:

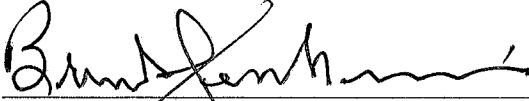
- (1) The Motion is **GRANTED**.

(2) The method and form of the publication notice as set forth in the Motion are **APPROVED**. The following notice of the sale for the “Property,” as defined in the Motion, shall be published in *The Salt Lake Tribune*, a newspaper published in Salt Lake City, Utah, and *The Byron Review*, a newspaper published in Byron, Minnesota, for a period of one (1) day at least ten (10) days before the entry of any Order approving the proposed sale:

R. Wayne Klein, Receiver for National Note of Utah, LC and its affiliated entities in the civil case styled as *Securities and Exchange Comm. v. National Note of Utah, LC et al.*, Civ. Case No. 2:12-cv-00591 (“Civil Case”), gives notice of his intent to sell through private sale, and free of all liens and interests, one parcel of real property identified as Block 1 Lot 4 of the Byron West Industrial Park in Byron, Olmsted County, Minnesota, with tax parcel number 75.31.23.068511 (the “Property”). The Receiver has agreed to sell the Property for total consideration of \$288,520.00 plus closing costs and property taxes and assessments accruing after December 14, 2017, subject to approval by the U.S. District Court for the District of Utah in the Civil Case and higher and better offers as allowed pursuant to 28 U.S.C. § 2001. The Receiver has filed a motion seeking the District Court’s approval of the proposed sale. This motion for approval will come for a hearing before the Honorable Bruce S. Jenkins at 351 South West Temple, Salt Lake City, Utah on \_\_\_\_\_, 2018 at \_\_\_\_\_ am/pm in room 7.200. Any person wishing to submit a higher and better purchase offer, with such offer being at least 10% greater than the offer the Receiver has accepted, should present it in writing so that it is received no later than 10 days from the date of this notice to the Receiver’s counsel at: Dorsey & Whitney LLP, attn: John J. Wiest, 111 South Main Street, 21st Floor, Salt Lake City, UT 84111-2176. Any objections to the sale must be in writing and should be filed with the Court at the above address before the date of the hearing. Higher and better offers are invited.

DATED this 29<sup>th</sup> day of January, 2018.

**BY THE COURT:**

  
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The Honorable Bruce S. Jenkins  
United States District Court Judge