UNITED STATES DISTRICT COURT WESTERN DISTRICT OF NORTH CAROLINA CHARLOTTE DIVISION

NO. 3:13-CV-196

U.S. COMMODITY FUTURES TRADING COMMISSION,

Plaintiff,

JAMES HARVEY MASON,

Defendant, and

THE JHM FOREX ONLY POOL (f/k/a THE JHM FOREX ONLY POOL, LP), and FOREX TRADING AT HOME,

Relief Defendants.

ORDER GRANTING RECEIVER'S MOTION FOR APPROVAL OF OFFER TO PURCHASE AND CONTRACT AS TO REAL PROPERTY AND FOR AUTHORITY TO CONSUMMATE SALE OF REAL PROPERTY - 2222 HICKORY RUN, GRAHAM, NORTH CAROLINA

This matter was heard on the *Receiver's Motion For Approval of Offer to Purchase* and Contract as to Real Property and for Authority To Consummate Sale of Real Property — 2222 Hickory Run, Graham, North Carolina (the "Motion") (Doc. No. 68) filed on June 4, 2014 concerning the sale of condominium unit No. 9 of Hickory Run Condominiums along with a 5.3 percentage undivided interest as tenant in common and as appurtenant to unit No. 9 in all "Common Areas and Facilities" located in Graham, Alamance County, North Carolina, PIN number 8893406581 and also known as 2222 Hickory Run (the "Real Property"). The Court finds that it has jurisdiction over this matter, notice was proper, no objections have been filed to

v.

the relief requested and the time in which to do so has passed. The Court has reviewed the

Motion and concludes that the relief requested in the motion should be **GRANTED**.

It is **THEREFORE ORDERED** as follows:

(a) The Court hereby appoints McNairy & Associates, LLC, Lynda

Allred Realty and Heritage Real Estate as the three disinterested

appraisers for purposes of a sale of the Real Property pursuant to 28

U.S.C. § 2001(b);

(b) The Court finds and holds that the requirements of 28 U.S.C. § 2001,

2002 have been met;

(c) The Court hereby approves the Receiver's acceptance of the

Contract;

(d) The Court authorizes the Receiver to carry out a closing to sell the

Real Property pursuant to the terms of the Contract without further

order of the Court including executing necessary documentation

customary in real estate closings of this type such as deeds in the

name of James H. Mason Trustee of the JHM Trust U/W/A Dated

July 18, 2008, lien waivers, 1099 forms and other similar documents;

and

(e) The Court authorizes the Receiver to deposit the net proceeds from

the sale of Real Property into the Receivership bank account.

SO ORDERED.

Signed: June 24, 2014

Graham C. Mullen

United States District Judge