

**UNITED STATES DISTRICT COURT
DISTRICT OF MINNESOTA**

United States of America,

Court File No. 08-CV-5348
(ADM/JSM)

Plaintiff,

v.

Thomas J. Petters, *et al.*,

**AFFIDAVIT OF JOHN R.
MCDONALD IN SUPPORT OF
MOTION TO INTERVENE AND
FOR RELIEF UNDER ORDER**

Defendants.

STATE OF MINNESOTA)
) ss.
COUNTY OF HENNEPIN)

JOHN R. MCDONALD, under oath, states as follows:

1. Attached as Exhibit A is a true and correct copy of the Guaranty signed by Thomas Petters, dated March 16, 2006.
2. Attached as Exhibit B is a true and correct copy of the Assignment and Pledge of LP and LLC Interests and Collateral signed by Thomas Petters.
3. Attached as Exhibit C is a true and correct copy of the Notice of Default sent to Thomas Petters by JPMC on September 30, 2008.
4. Attached as Exhibit D is a true and correct copy of an email string dated December 22, 2008, from Kevin M. Decker to Kevin Magnuson attaching information relating to JPMC's line of credit with Petters Group Worldwide.

5. Attached as Exhibit E is a true and correct copy of an email from Kevin M. Decker to Kevin Magnuson dated January 12, 2009, attaching JPMC's line-of-credit statements regarding Petters Group Worldwide.

6. Attached as Exhibit F is a true and correct copy of a letter dated January 30, 2009, from John R. McDonald to Douglas A. Kelley regarding the meeting on January 23, 2009, and the Receiver's requests to JPMC.

7. Attached as Exhibit G is a true and correct copy of a letter dated February 4, 2009, from Douglas A. Kelley to John R. McDonald regarding further requests for documents from JPMC.

8. Attached as Exhibit H is a true and correct copy of an email string from Kevin M. Decker to Kevin Magnuson regarding trade confirmations requested by the Receiver.

9. Attached as Exhibit I is a true and correct copy of a letter from John R. McDonald to Kevin M. Magnuson regarding JPMC's response to the Receiver's requests in the February 4, 2009, letter.

10. Attached as Exhibit J is a true and correct copy of an email from Kevin M. Decker to Kevin Magnuson attaching a schedule of planned liquidation.

11. Attached as Exhibit K is a true and correct copy of a letter dated April 1, 2009, from John R. McDonald to Kevin M. Magnuson regarding JPMC's request for a response to its request for legal authority for the Receiver's position regarding JPMC's collateral.

s/John R. McDonald
John R. McDonald

Subscribed and sworn to before me
this 17th day of April, 2009.

s/Bethany C. Suhreptz
Notary Public