

**UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MINNESOTA**

UNITED STATES OF AMERICA,

Plaintiff,

v.

Civil No. 08-SC-5348 (ADM/JSM)

THOMAS J. PETTERS; PETTERS
COMPANY, INC., PCI; PETTERS GROUP
WORLDWIDE, LLC; DEANNA COLEMAN
aka DEANNA MUNSON; ROBERT WHITE;
JAMES WEHMHOFF; LARRY REYNOLDS
dba NATIONWIDE INTERNATIONAL
RESOURCES aka NIR; MICHAEL CATAIN
dba ENCHANTED FAMILY BUYING
COMPANY; FRANK E. VENNES JR. dba
METRO GEM FINANCE, METRO GEM
INC., GRACE OFFERINGS OF FLORIDA,
LLC, METRO PROPERTY FINANCING,
LLC, 38 E. ROBINSON, LLC, 55 E. PINE,
LLC, ORLANDO RENTAL POOL, LLC, 100
PINE STREET PROPERTY, LLC, ORANGE
STREET TOWER, LLC, CORNERSTONE
RENTAL POOL, LLC, 2 SOUTH ORANGE
AVENUE, LLC, HOPE COMMONS, LLC,
METRO GOLD, INC;

Defendants.

and

ACORN CAPITAL GROUP, LLC

Applicant Intervenors.

**NOTICE OF MOTION AND EXPEDITED MOTION TO INTERVENE FOR A
LIMITED PURPOSE TO CLARIFY, MODIFY OR LIFT THE STAY TO
PERMIT ACORN TO ENFORCE ITS ARTICLE 9 RIGHTS AGAINST
POLAROID CORP. AND POLAROID CONSUMER ELECTRONICS, LLC**

NOTICE OF HEARING

PLEASE TAKE NOTICE that on **December 5, 2008, at 9:00 a.m.** (CST) before
the Honorable Ann D. Montgomery, Judge of the United States District Court, U.S.

Courthouse, 300 South Fourth Street, Suite 13W, Minneapolis, MN 55415, Acorn Capital Group, LLC (“Acorn”)¹, will move to intervene for the limited purpose of requesting the Court to clarify, modify or lift the stay imposed by the “Amended Order for Entry of Preliminary Injunction, Appointment of Receiver, and Other Equitable Relief” entered on October 22, 2008, to permit Acorn to enforce its rights and remedies under Article 9 of the Uniform Commercial Code (“Article 9”) against Polaroid Corp. and Polaroid Consumer Electronics, LLC (collectively, “Polaroid”).

MOTION

In accordance with Fed. R. Civ. P. 24(a) and 24(b), and other applicable law, Acorn moves the Court for leave to intervene for the limited purpose of seeking the Court to clarify, modify or lift the stay imposed by “Amended Order for Entry of Preliminary Injunction, Appointment of Receiver, and Other Equitable Relief” entered on October 22, 2008 to permit Acorn to enforce its Article 9 rights and remedies against Polaroid.

Dated: December 2, 2008

WINTHROP & WEINSTINE, P.A.

By: /s/ Michael A. Rosow
Daniel C. Beck, #192053
Michael A. Rosow, #317998
Jessica S. Karich, # 0387156

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Attorneys for Acorn Capital Group, LLC

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¹ Acorn brings this motion on behalf of itself and as servicer for various holders of the promissory notes.