

UNITED STATES BANKRUPTCY COURT
DISTRICT OF MINNESOTA

In re: Court File No. 08-45257 (Joint Admin.)

Petters Company, Inc., et al.,

Debtors.

(includes:	Court File Nos.
Petters Group Worldwide, LLC;	08-45258 (GFK)
PC Funding, LLC;	08-45326 (GFK)
Thousand Lakes, LLC;	08-45327 (GFK)
SPF Funding, LLC;	08-45328 (GFK)
PL Ltd., Inc.;	08-45329 (GFK)
Edge One LLC;	08-45330 (GFK)
MGC Finance, Inc.;	08-45331 (GFK)
PAC Funding, LLC;	08-45371 (GFK)
Palm Beach Finance Holdings, Inc.)	08-45392 (GFK)

Chapter 11 Cases
Bankruptcy Judge Gregory F. Kishel

STATEMENT OF ISSUES TO BE PRESENTED ON APPEAL

Appellants Ritchie Capital Management, L.L.C., Ritchie Special Credit Investments, Ltd., Rhone Holdings II. Ltd, Yorkville Investments I, L.L.C., and Ritchie Capital Structure Arbitrage Trading, Ltd. (together, "Ritchie"), hereby respectfully submit this Statement of Issues to be Presented on Appeal:

1. Did the Bankruptcy Court err in approving the United States Trustee's appointment of Douglas Kelley as Trustee for all of the Debtors despite the current and potential conflicts of interest posed by Kelley's status, duties, obligations and actions related to his

receiverships for the Debtors established under orders entered by the District Court in Case No. 08 cv 5348 (ADM/JSM)?

2. Did the Bankruptcy Court err in approving the United States Trustee's appointment of Douglas Kelley as Trustee for all of the Debtors despite the conflicts of interest inherent in serving as Trustee for Debtors Petters Company, Inc. ("PCI") and its subsidiaries, on the one hand, and for Debtor Petters Group Worldwide, LLC ("PGW"), on the other hand, where PCI and PGW have distinct creditor constituencies which possess competing claims to the same assets?

3. Did the Bankruptcy Court err in approving the United States Trustee's appointment of Douglas Kelley as Trustee for all of the Debtors despite the cumulative conflicts of interest posed by Kelley's status as receiver and the conflicts of interest inherent in serving as Trustee for both PCI and PGW?

4. Did the Bankruptcy Court err in denying Ritchie's request to conduct discovery regarding Douglas Kelley's conflicts of interest before ruling on the United States Trustee's motion to approve the appointment of Douglas Kelley as Trustee for all Debtors?

LEONARD, O'BRIEN
SPENCER, GALE & SAYRE, LTD.

/e/ James M. Jorissen

Dated: March 19, 2009

By _____
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