

**IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE WESTERN DISTRICT OF PENNSYLVANIA**

**IN RE:**

**ACR MANAGEMENT, L.L.C., et al.,**

**Debtors.**

**ACR MANAGEMENT, L.L.C., et al.,**

**Movants,**

**v.**

**Ray G. Anthony,**

**Appellant.**

**Case No. 04-27848-MBM**

**Chapter 11**

**(Jointly Administered)**

**Related to Documents: 20, 56, 167,  
192, 193, 219, 288, 292, 294, 304, 326,  
328, 329, 368, 369, 427**

**STATEMENT OF ISSUES**

Ray G. Anthony, Appellant, pursuant to Federal Rule of Bankruptcy Procedure 8006, hereby files the following Statement of Issues to be presented on appeal of the Order of Court dated August 10, 2004 which denied the Appellant's Motion for Reconsideration of the Final Order (I) Approving Post Petition Financing and Authorizing Use of Cash Collateral, etc. dated July 14, 2004:

1. Whether the Bankruptcy Court erred in approving the Final Order (I) Approving Post Petition Financing and Authorizing Use of Cash Collateral, etc. dated July 14, 2004, which provided that only the Unsecured Creditor's Committee has the right to file an adversary proceeding or commence a contested matter "challenging the amount, validity, enforceability, perfection or priority" of the secured creditor claims as set forth in that Final Order at item 9. (vii.)(a.)(b.).

2. Whether the Bankruptcy Court erred in denying appellant's Motion for Reconsideration of the Final Order (I) Approving Post Petition Financing and Authorizing Use of Cash Collateral, etc., dated July 14, 2004.

DATE: 8/30/04

Respectfully Submitted,

/s/ Robert O Lampl  
Robert O Lampl  
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John P. Lacher  
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328, 329, 368, 369, 427**

**Ray G. Anthony,**

**Appellant.**

**CERTIFICATE OF SERVICE**

I, Robert O Lampl and John P. Lacher, hereby certify, that on the 30<sup>th</sup>  
day of August, 2004, I served a true and correct copy of the foregoing **STATEMENT OF  
ISSUES** upon the following:

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