



**U.S. Department of Justice**

*United States Attorney  
District of Minnesota*

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March 13, 2009

**FILED AND HAND DELIVERED**

The Honorable Ann D. Montgomery  
United States District Court Judge  
13W United States Courthouse  
300 South Fourth Street  
Minneapolis, MN 55415

Re: *United States v. Petters, et al.*  
Court File No.: 08-CV-5348 (ADM/JSM)

Dear Judge Montgomery:

At the hearing on the Application for Attorney Fees on February 23, 2009, Plaintiff United States of America ("United States") requested additional time to consider the Application. The Court granted the request and authorized the United States to file a Response on or before March 13, 2009. The United States is today filing a Response with regard to the attorney fee petitions of the individual defendants.

Regarding the attorney fees of the Court-Appointed Receivers, Mr. Kelley and Mr. Hanson, and the fees of Lindquist & Vennum in its role as the attorney for Mr. Kelley, the United States does not oppose the immediate payment of these fees. The United States sought the appointment of the receivers, and they have performed their functions in a reasonable and proper manner. Their work and the work of their lawyers in liquidating and preserving assets is vital to the overall purpose of this action under the Anti-Fraud Injunction Act.

Sincerely,  
FRANK J. MAGILL, JR.  
United States Attorney

s/ Gregory G. Brooker

BY: GREGORY G. BROOKER  
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cc: Attorneys of Record