

<u>Date Filed</u>	<u>Docket #</u>	<u>Brief Description</u>
06/27/2006	2974*	<i>Memorandum of Opinion and Order Denying Motion of William H. Maloof to Reopen the Examiner's Investigation and for Substitute Examiner</i>
11/28/2006	3037	<i>Memorandum of Opinion and Order Denying Renewed and Restated Motion of William H. Maloof to Reopen Examiner's Investigation and for Substitute Examiner</i>
11/28/2006	3039	<i>Memorandum of Opinion and Order Denying Motion of William H. Maloof to Vacate the Agreed Order Converting Chapter 7 Proceedings to Chapter 11 Proceedings Entered into on June 11, 2002 and Motion for Leave to Controvert the Involuntary Bankruptcy Petition Filed June 6, 2002</i>
02/28/2008	3253	<i>Memorandum of Opinion and Order Denying Third Amended Motion of William H. Maloof to Vacate Conversion Order of June 11, 2002 and Sale Order of Level Propane Going-Concern Assets of June 27, 2003</i>
03/21/2008	3290	<i>Motion of Level Propane Gases, Inc. for Order (i) Pursuant to Bankruptcy Code Section 1125 Approving Disclosure Statement, (ii) Establishing Procedures for Solicitation and Tabulation of Votes to Accept or Reject Plan, and (iii) Establishing Voting Record Date</i>
04/05/2008	3306	<i>Objection of William H. Maloof to Motion for Order (i) Pursuant to Bankruptcy Code Section 1125 Approving Disclosure Statement, (ii) Establishing Procedures for Solicitation and Tabulation of Votes to Accept or Reject Plan, and (iii) Establishing Voting Record Date</i>
06/18/2008	3348	<i>Motion of William H. Maloof to Vacate Court's Decision of February 28, 2008 Denying Motion to Vacate</i>
06/30/2008	3363	<i>Objection of Debtors to Motion of William H. Maloof to Vacate Court's Decision of February 28, 2008, Denying Motion to Vacate</i>
07/07/2008	3370	<i>Objection of William H. Maloof to Third Amended and Supplemented Motion for Order (i) Pursuant to Bankruptcy Code Section 1125 Approving Disclosure Statement (ii) Establishing Procedures for Solicitation and Tabulation of Votes to Accept or Reject Plan, and (iii) Establishing Voting Record Date</i>

* Referenced docket numbers are in the underlying chapter 11 proceedings, *In re Level Propane Gases, Inc., et al.*, Case No. 02-16172 (Bankr. N.D. Ohio).

07/18/2008	3377	<i>Order Approving Amended Disclosure Statement</i>
07/28/2008	3388	<i>Memorandum of Opinion and Order Denying Motion of William H. Maloof to Vacate Court's Decision of February 28, 2008, Denying Motion to Vacate</i>
09/29/2008	3455	<i>Objection of William H. Maloof to Proposed Chapter 11 Liquidation Plan</i>
10/06/2008	3463	<i>Response of Debtors to Shareholder's Objection to Confirmation of Proposed Plan of Reorganization</i>
10/09/2008	3471	<i>Order Confirming Joint Plan of Liquidation for Level Propane Gases, Inc., Level Energy Distribution, Inc., EP Transport, Inc., WHM Emprises, Inc., WHM Management Services, Inc., Amware Distribution Warehouse, Inc., Over-Flo Lot, Incorporated, Park Place, Inc., Park Place Management, Inc. and The Park Place Co. Inc.</i>
10/23/2008	3487	<i>Notice of (i) October 23, 2008 Effective Date of Joint Plan of Liquidation; (ii) Bar Dates for Filing Professional Advisors' Final Fee Applications, Administrative Expense Claims Arising after March 19, 2004, and Certain Executory Contract and Unexpired Lease Rejection Claims; and (iii) Effectiveness of Releases, Injunctions and Exculpations in Plan</i>

II. PLAN ADMINISTRATOR'S STATEMENT OF ISSUES ON APPEAL

1. Whether the Complaint filed by Appellant stated a cause of action under 11 U.S.C. § 1144 for revocation of the Order Confirming the Joint Plan of Liquidation entered by the Bankruptcy Court on October 9, 2008 (the "Confirmation Order")?

2. Whether the Bankruptcy Court committed clear error in dismissing Appellant's claim for relief under 11 U.S.C. § 1144 when it found, based on the record in the underlying chapter 11 proceedings, that it had duly considered the allegations of fraud contained in the Complaint in connection with objections to the disclosure statement and on at least six other occasions prior to the entry of the Confirmation Order?

3. Whether the Bankruptcy Court correctly ruled that Appellant's claims for relief from orders it had entered in 2002 and 2003 were barred by the doctrine of laches?

4. Whether the Bankruptcy Court correctly ruled that Appellant's claims for relief from orders it had entered in 2002 and 2003 were barred by the doctrine of res judicata and pursuant to 11 U.S.C. § 1141(a) as a result of the entry of a final order confirming a plan of liquidation in the underlying chapter 11 cases?

5. Whether the Bankruptcy Court correctly ruled that Appellant's claims for relief from orders it had entered in 2002 and 2003 failed to state a claim for the injunctive relief requested by Appellant?

The Plan Administrator respectfully reserves the right to further supplement this Designation of Record Contents and Statement of Issues on Appeal.

Dated: July 8, 2009
Cleveland, Ohio

Respectfully submitted,

/s/Mark A. Phillips

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CERTIFICATE OF SERVICE

I hereby certify that on July 8, 2009, a copy of the foregoing *Appellee's Designation of Additional Items to be Included in the Record and Statement of Issues on Appeal (Re: Docket Nos. 14 and 15)* was filed electronically. Notice of this filing will be sent by operation of the Court's electronic filing system to all parties indicated on the electronic filing receipt. Parties may access this filing through the Court's system.

/s/Mark A. Phillips _____

Mark A. Phillips

Attorney for Mark Uhrich, Plan Administrator
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