

# EXHIBIT 10

## STATEMENT MADE UNDER PENALTY OF PERJURY

Now comes Suzanne Arena, being of legal age, signing below, and voluntarily makes the following statement under penalty of perjury:

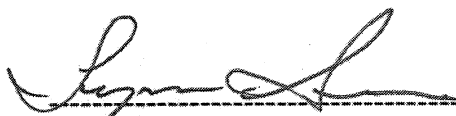
1. That she began her employment with Level Propane Gases, Inc. as a collections representative shortly after it had been placed in Bankruptcy;
2. That in the course of her employment with Level Propane Gases, Inc. she had been assigned many different managerial and administrative assignments;
3. That on or around April 21, 2003 the MODI functionality, by which account information that predated April, 2002 was disabled, for when she inquired of a member of the MIS Department as to the status of the MODI, he demurred, because the entire MIS Department had been up all night with respect to this functionality;
4. That after the MODI functionality was disabled as foresaid, she had the ongoing administrative assignment to gather any and all account numbers that were associated with customer billing disputes or questions over a year old referred to her for research and resolution and give those account numbers to John Verbos, these accounts were to be listed by account number only with no other information pertaining to them;
5. That she forwarded the first batch of account numbers associated with customer billing disputes or questions over one year old (pre-dating April, 2002) to John Verbos by e-mail;

6. That she was chastised by John Verbos for communicating the account number *by e-mail* and instructed to hand carry a printed copy to his office personally for any further communications regarding these accounts;
7. That a procedure was established whereby she would communicate the account numbers associated with billing disputes or questions that pre-dated April, 2002 to John Verbos on paper and then he, John Verbos would bring in photocopied pages of old customer accounts for her to distribute to personnel in the Research and Development Department or the Collections Department at a later date;
8. That around early June, 2003, he was able to access the customer accounts using the MODI functionality from *prior to the calendar year 2002 on a computer in John Verbos's office or at a computer at Mary Shoup- Masaitis's work area*;
9. That, further, beginning around the third week of January, 2003 the hard copy archive library of all accounts was closed to all personnel;
10. That a procedure was established whereby through writing, handed into Mary Shoup- Masaitis, to request any information needed from the hard copy archive library of all accounts;
11. That the hard copy archive library of accounts was later reopened to personnel. 90% of the material that constituted the library was missing that was previously present, and mainly material for the past year was present;
12. That, further, her co-workers, Valerie Baso, Taina Fuller and Cindy Shadler, were those also excluded from the hard copy archive library of all accounts around the

third week of January, 2003 and permitted back in later with 90% of the materia  
missing as abovesaid;

13. That, further Mary Shoup- Masaitis, ceased coming to work on a daily basis at the  
headquarters of Level Propane Gases, Inc. and began working primarily from  
home.

14. That, further, her first contact with William Maloof was on July 21, 2006.

  
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Suzanne Arena

7-30-06  
Date