

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA**

UNITED STATES OF AMERICA,)
)
 Plaintiff,)
)
 v.)
)
 SIGNATURE FLIGHT SUPPORT)
 CORPORATION, et al.,)
)
 Defendants.)

Civil Action No. 1:08-cv-01164 (RWR)
Judge Richard W. Roberts

**SIGNATURE FLIGHT SUPPORT CORPORATION’S OPPOSITION TO
MOTION OF THE UNITED STATES FOR APPOINTMENT OF TRUSTEE**

Signature respectfully requests that the Court first rule on Signature’s Motion for Partial Relief From and Modification of Judgment (“Rule 60 Motion”), which is now ripe for a decision, before ruling on the Motion of the United States for Appointment of Trustee.

Under Section V(A) of the Final Judgment, the government may seek the appointment of a trustee to sell the Divestiture Assets if Signature has not divested the assets “within the time period specified in Section IV(A) of this Final Judgment.” Signature’s Rule 60 Motion seeks to enlarge the time period from December 10, 2008 to December 10, 2009. If Signature’s Rule 60 Motion is granted, the appointment of a trustee would not be timely: Signature would have until December 10, 2009 to sell the Divestiture Assets; a trustee could only be appointed if Signature did not sell the assets by that date.

The government’s request for a trustee seeks to moot Signature’s Rule 60 motion by appointing a trustee with the power to sell the assets now. Signature respectfully submits that its Rule 60 Motion, which has been fully briefed and submitted, and was supported by a parallel

motion for a stay, (Docket No. 18), should be decided on the merits. The government's request for the appointment of a trustee should be deferred and granted only if Signature's Rule 60 motion is denied.

Dated: December 24, 2008

Respectfully submitted,

/s/ Gordon L. Lang

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