

IN THE UNITED STATES COURT OF APPEALS  
FOR THE FIFTH CIRCUIT

\_\_\_\_\_  
No. 08-00027  
\_\_\_\_\_

U.S. COURT OF APPEALS  
**FILED**

JUL 24 2008

CHARLES R. FULBRUGE III  
CLERK

BANK OF NEW YORK TRUST COMPANY NA, as Indenture Trustee for  
the Timber Notes; ANGELO GORDON & CO LP, AURELIUS CAPITAL  
MANAGEMENT LP, AND DAVIDSON KEMPNER CAPITAL MANAGEMENT LLC;  
SCOTIA PACIFIC COMPANY LLC; CSG INVESTMENTS; SCOTIA REDWOOD  
FOUNDATION INC

Petitioners

v.

OFFICIAL UNSECURED CREDITORS' COMMITTEE, Official Unsecured  
Creditors' Committee Appellee; MARATHON STRUCTURED FINANCE FUND  
LP; MENDOCINO REDWOOD COMPANY LLC; PACIFIC LUMBER CO, The Pacific  
Lumber Company

Respondents

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Petition for Permission to Appeal  
from the United States District Court for the  
Southern District of Texas, Corpus Christi  
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Before GARZA, PRADO and SOUTHWICK, Circuit Judges.

PER CURIAM:

IT IS ORDERED that the petition for leave to appeal under 28  
U.S.C. § 158(d) by Bank of New York, Angelo, Gordon & Co, Scotia  
Pacific Company, CSG Investments and Scotia Redwood Foundation  
is GRANTED.

Further, we hereby order an expedited appeal and direct the  
clerk to set up an abbreviated briefing schedule.