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Philip C. Dublin
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Counsel to the Litigation Trustee

**UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF NEW YORK**

In re:)	
)	
)	Chapter 11
)	
AEGEAN MARINE PETROLEUM NETWORK, INC., <i>et al.</i> , ¹)	18-13374 (MEW)
)	
Debtors.)	Jointly Administered
)	

**NOTICE OF LITIGATION TRUSTEE’S QUARTERLY REPORT FOR THE PERIOD
APRIL 3, 2019 THROUGH JUNE 30, 2019**

PLEASE TAKE NOTICE that Peter Kravitz, as trustee (the “Litigation Trustee”) for the litigation trust (the “Litigation Trust”) established to facilitate the implementation of the *Joint Plan of Reorganization of Aegean Marine Petroleum Network, Inc. and Its Debtor Affiliates Pursuant to Chapter 11 of the Bankruptcy Code*, dated March 22, 2019, through his undersigned counsel, hereby files the *Litigation Trustee’s Quarterly Report for the Period April 3, 2019 to June 30, 2019* (the “Report”), a copy of which is attached hereto as **Exhibit A**.

¹ A complete list of the Debtors in these chapter 11 cases may be obtained on the website of the Debtors’ claims and noticing agent at <http://dm.epiq11.com/aegean>.

Dated: New York, New York
August 15, 2019

AKIN GUMP STRAUSS HAUER & FELD LLP

By: /s/ Abid Qureshi

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EXHIBIT A

Quarterly Report for the Period April 3, 2019 to June 30, 2019

AKIN GUMP STRAUSS HAUER & FELD LLP
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In re:)	
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AEGEAN MARINE PETROLEUM NETWORK INC., <i>et al.</i> , ¹)	Case No. 18-13374 (MEW)
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Debtors.)	Jointly Administered
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**LITIGATION TRUSTEE’S QUARTERLY REPORT FOR THE PERIOD
APRIL 3, 2019 THROUGH JUNE 30, 2019**

A. Background

1. This quarterly report (the “Report”) of the litigation trust (the “Litigation Trust”) established to facilitate the implementation of the *Joint Plan of Reorganization of Aegean Marine Petroleum Network, Inc. and Its Debtor Affiliates Pursuant to Chapter 11 of the Bankruptcy Code*, dated March 22, 2019 [Docket No. 503-1] (the “Plan”), was prepared pursuant to section 4.13 of the Litigation Trust Agreement.² The financial data included in this Report was not audited or

¹ A complete list of the Debtors in these chapter 11 cases may be obtained on the website of the Debtors’ claims and noticing agent at <http://dm.epiq11.com/aegean>.

² Capitalized terms used but not defined herein shall have the meanings ascribed to such terms in the Plan.

reviewed by an independent registered public accounting firm and is subject to future adjustment, reclassification and/or reconciliation.

2. On November 6, 2018 (the "Petition Date"), Aegean Marine Petroleum Network Inc. ("Aegean") and certain of its affiliates (the "Debtors") filed voluntary petitions for relief under chapter 11 of the Bankruptcy Code.

3. On March 29, 2019, the Court entered the *Findings of Fact, Conclusions of Law, and Order Confirming the Joint Plan of Reorganization of Aegean Marine Petroleum Network Inc. and its Debtor Affiliates Pursuant to Chapter 11 of the Bankruptcy Code* [Docket No. 503]. The Effective Date of the Plan occurred on April 3, 2019.

4. On the Effective Date, the Litigation Trust was created pursuant to the Plan and the Litigation Trust Agreement, dated as of April 3, 2019, by and among Aegean, the other Debtors and the Non-Debtor Subsidiaries, as settlors, and Peter Kravitz, as Trustee of the Litigation Trust (the "Litigation Trustee"). Pursuant to the Plan and section 2.1 of the Litigation Trust Agreement, the initial members of the Litigation Trust Advisory Board, Patrick J. Bartels, Jr., Eugene I. Davis, and Raphael Wallander, were appointed jointly by the Committee and the Required Consenting Unsecured Noteholders to advise and consult with the Litigation Trustee with respect to the administration and management of the Litigation Trust.

B. Material Actions of the Litigation Trust and Progress of Liquidating the Litigation Trust Assets

5. On the Effective Date, and pursuant to the Plan, the Litigation Claims were transferred to the Litigation Trust and the Litigation Trust was funded with the proceeds of the Litigation Trust Loan in the amount of \$15 million.

6. Following the Effective Date, and in consultation with the Litigation Trust Advisory Board, the Litigation Trust commenced a global asset recovery strategy to pursue the

Litigation Claims, including retaining professional advisors in connection therewith. Specifically, (i) pursuant to an engagement letter dated as of April 3, 2019, the Litigation Trust retained Reid Collins & Tsai LLP to serve as special litigation counsel in investigating and pursuing causes of action against the Debtors' former officers and directors, (ii) pursuant to an engagement letter dated as of May 29, 2019, the Litigation Trust retained Kobre & Kim LLP as counsel in the development and implementation of strategies seeking to recover value in connection with the removal of assets of, and damages caused to, Aegean by Dimitris Melisanidis ("Melisanidis") and others, the facts and circumstances surrounding the report by Aegean to the U.S. Securities & Exchange Commission and the U.S. Department of Justice, and the investigation by the Audit Committee of the Board of Directors of Aegean, with the exception of any potential causes of action against the Debtors' former officers and directors, and (iii) pursuant to a consulting agreement dated as of June 21, 2019, the Litigation Trust retained Donald Moore to assist the Litigation Trust with its investigation, prosecution and recovery of proceeds from the Litigation Claims. The Litigation Trust has also retained local counsel in certain foreign jurisdictions to assist with the Litigation Trust's asset recovery strategy.

7. To date, the Litigation Trust has not entered into any settlements of the Litigation Claims or recovered any Litigation Trust Proceeds. Additional details regarding the status of the Litigation Claims will be provided in subsequent reports as appropriate.

C. Status of Claims Resolution and Distribution Process

8. On the Effective Date, Mercuria funded the Aegean Unsecured Claims Cash Pool in the amount of \$40 million. Pursuant to the Plan, the Litigation Trustee established a Disputed Claims Reserve in the amount of \$4.18 million for the benefit of holders of Aegean Unsecured Claims that were not Allowed as of the Effective Date, and Holders of Allowed Aegean Unsecured

Claims as of the Effective Date received their *pro rata* portion of the Aegean Unsecured Claims Cash Pool, less the amount of the Disputed Claims Reserve. The Litigation Trustee is responsible for distributing funds in the Disputed Claims Reserve to Holders of Allowed Aegean Unsecured Claims as disputed claims are compromised, settled, allowed or disallowed.

9. The Litigation Trustee and his advisors are in the process of reviewing proofs of claim filed in the chapter 11 cases, including any supporting documentation attached thereto, and reconciling the proofs of claim with the Debtors' books and records and the Schedules to determine the validity of the proofs of claim. To avoid possible multiple recoveries or otherwise improper recoveries by claimants, the Litigation Trustee is in the process of preparing omnibus objections to certain categories of claims that the Litigation Trustee and his advisors believe should be disallowed.

D. Financial Statements

10. The Litigation Trust's financial statements for the period of April 3, 2019 through June 30, 2019 are attached hereto as **Schedule 1**.

Dated: New York, New York
August 15, 2019

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Counsel to the Litigation Trustee

Schedule 1

Financial Statements

Aegean Litigation Trust
Balance Sheet
As of June 30, 2019

08/12/2019
Accrual Basis
Jun 30, 19

ASSETS

Current Assets

Checking/Savings

Aegean LT-Disputed CI Rsrv 5528 4,190,033.57

Aegean LT-Operating 5510 14,879,674.49

Total Checking/Savings 19,069,708.06

Total Current Assets 19,069,708.06

Other Assets

Litigation Assets TBD

Total Other Assets 0.00

TOTAL ASSETS 19,069,708.06

LIABILITIES & EQUITY

Liabilities

Current Liabilities

Accounts Payable

Accounts Payable 244,429.18

Total Accounts Payable 244,429.18

Total Current Liabilities 244,429.18

Long Term Liabilities

Funding Fee Payable 3,000,000.00

Litigation Trust Loan 15,000,000.00

Total Long Term Liabilities 18,000,000.00

Total Liabilities 18,244,429.18

Equity

Shareholder's Equity 825,278.88

Total Equity 825,278.88

TOTAL LIABILITIES & EQUITY 19,069,708.06

Aegean Litigation Trust

Profit & Loss

April through June 2019

08/12/2019

Accrual Basis

Apr - Jun 19

Ordinary Income/Expense	
Expense	
Bank Charges	2,109.12
Insurance Expenses	80,000.00
Legal & Professional Fees	
Board Member Fees	90,000.00
Legal & Professional Fees - Other	199,429.18
Total Legal & Professional Fees	<u>289,429.18</u>
Litigation Trust Funding Fee	<u>3,000,000.00</u>
Total Expense	<u>3,371,538.30</u>
Net Ordinary Income	-3,371,538.30
Other Income/Expense	
Other Income	
Interest Income	<u>16,906.49</u>
Total Other Income	<u>16,906.49</u>
Net Other Income	<u>16,906.49</u>
Net Income	<u><u>-3,354,631.81</u></u>