

Gentium S.p.A.
Form 6-K
October 02, 2008

**UNITED STATES
SECURITIES AND EXCHANGE COMMISSION
Washington, D.C. 20549**

Form 6-K

**REPORT OF FOREIGN PRIVATE ISSUER PURSUANT TO RULE 13a-16 OR 15d-16
UNDER THE SECURITIES EXCHANGE ACT OF 1934**

For the month of October, 2008.

Commission File Number 000-51341

Gentium S.p.A.

(Translation of registrant's name into English)

Piazza XX Settembre 2, 22079 Villa Guardia (Como), Italy

(Address of principal executive office)

Indicate by check mark whether the registrant files or will file annual reports under cover of Form 20-F or Form 40-F.
Form 20-F Form 40-F

Indicate by check mark if the registrant is submitting the Form 6-K in paper as permitted by Regulation S-T Rule 101(b)(1):

Note: Regulation S-T Rule 101(b)(1) only permits the submission in paper of a Form 6-K if submitted solely to provide an attached annual report to security holders.

Indicate by check mark if the registrant is submitting the Form 6-K in paper as permitted by Regulation S-T Rule 101(b)(7):

Note: Regulation S-T Rule 101(b)(7) only permits the submission in paper of a Form 6-K if submitted to furnish a report or other document that the registrant foreign private issuer must furnish and make public under the laws of the jurisdiction in which the registrant is incorporated, domiciled or legally organized (the registrant's "home country"), or under the rules of the home country exchange on which the registrant's securities are traded, as long as the report or other document is not a press release, is not required to be and has not been distributed to the registrant's security holders, and, if discussing a material event, has already been the subject of a Form 6-K submission or other Commission filing on EDGAR.

Indicate by check mark whether the registrant by furnishing the information contained in this Form is also thereby furnishing the information to the Commission pursuant to Rule 12g3-2(b) under the Securities Exchange Act of 1934.
Yes No

If "Yes" is marked, indicate below the file number assigned to the registrant in connection with Rule 12g3-2(b):
82-_____.

The Registrant's press release relating to the end of recent litigation is attached hereto as Exhibit 1 and incorporated by reference herein in its entirety. This report and the exhibit attached thereto are incorporated by reference into the registration statements of Gentium S.p.A. on Forms F-3: File No. 333-135622, File No. 333-137551, File No. 333-138202, File No. 333-139422 and File No. 333-141198.

Exhibit	Description
1	Press release, dated October 2, 2008.

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SIGNATURE

Pursuant to the requirements of the Securities Exchange Act of 1934, the registrant has duly caused this report to be signed on its behalf by the undersigned thereunto duly authorized.

GENTIUM S.P.A.

By: /s/ Gary G. Gemignani
Name: Gary G. Gemignani
Title: Chief Financial Officer

Date: October 2, 2008

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INDEX TO EXHIBITS

Exhibit	Description
1	Press release, dated October 2, 2008.

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Exhibit 1

PRESS RELEASE

Gentium Announces that Italian Court Rejects Plaintiffs' Claims and Ends Legal Proceeding

Villa Guardia (Como), Italy (October 2, 2008) – Gentium S.p.A. (NASDAQ: GENT) (the “Company”) today announced that the Court of Como issued a decision terminating the legal proceeding brought in August against the Company’s Board of Directors and Board of Statutory Auditors. The proceeding had been commenced by Sigma Tau Finanziaria S.p.A. and a related entity in connection with a proposed financing transaction. In its decision, the Court rejected the claims of these shareholders in the proceeding, citing the lack of any damages, and vacated the interim order previously issued by the Court.

“We are of course pleased by the Court’s decision in this case, which swiftly ends the litigation,” said Dr. Laura Ferro, Chairman and Chief Executive Officer of Gentium. “We continue to evaluate our financing opportunities and remain committed to the development of Defibrotide and creation of long-term value for all of our shareholders.”

About Gentium

Gentium, S.p.A., located in Como, Italy, is a biopharmaceutical company focused on the research, discovery and development of drugs to treat and prevent a variety of vascular diseases and conditions related to cancer and cancer treatments. Defibrotide, the Company's lead product candidate, is an investigational drug that has been granted Orphan Drug status and Fast Track Designation by the U.S. FDA to treat Severe VOD and Orphan Medicinal Product Designation by the European Commission both to treat and to prevent VOD.

Cautionary Note Regarding Forward-Looking Statements

This press release contains "forward-looking statements." In some cases, you can identify these statements by forward-looking words such as "may," "might," "will," "should," "expect," "plan," "anticipate," "believe," "estimate," "predict," "potential" or "continue," the negative of these terms and other comparable terminology. These statements are not historical facts but instead represent the Company's belief regarding future results, many of which, by their nature, are inherently uncertain and outside the Company's control. It is possible that actual results, including the availability or terms of any financing, may differ materially from those anticipated in these forward-looking statements. For a discussion of some of the risks and important factors that could affect future results, see the discussion in our Form 20-F for the year ended December 31, 2007 under the caption "Risk Factors."

Source: Gentium

Contacts:

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Source of Funds*
OO

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Check Box if Disclosure of Legal Proceedings Is Required Pursuant to Items 2(d) or 2(e)

6

Citizenship or Place of Organization
Washington

Number of
Shares
Beneficially
Owned by
Each
Reporting
Person With

7

Sole Voting Power:
281,280

8

Shared Voting Power:
0

9

Sole Dispositive Power:
281,280

10

Shared Dispositive Power:
0

11

Aggregate Amount Beneficially Owned by Each Reporting Person
281,280

12

Check Box if the Aggregate Amount in Row (11) Excludes Certain Shares*

13

Percent of Class Represented by Amount in Row (11)

1.2% (1)

14

Type of Reporting Person*

OO

((1) Approximate figure based upon 23,296,253 Common Units outstanding as of January 3, 2012, including (a) 21,796,253 Common Units outstanding as of November 11, 2011 per the Issuer's Form 10-Q filed with SEC on November 14, 2011 and (b) 1,500,000 Common Units issued on January 3, 2012 pursuant to the Contribution and Sale Agreements (defined below). Outstanding units do not include 5,919,346 subordinated units issued and outstanding, of which the Reporting Person owns none.

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CUSIP No. 62913M107

1	Name of Reporting Person Pacer-Salida Propane, L.L.C.	
2	Check the Appropriate Box if a Member of a Group*	
	(a)	<input type="radio"/>
	(b)	<input type="radio"/>
3	SEC Use Only	
4	Source of Funds* OO	
5	Check Box if Disclosure of Legal Proceedings Is Required Pursuant to Items 2(d) or 2(e)	<input type="radio"/>
6	Citizenship or Place of Organization Colorado	
7	Sole Voting Power: 165,543	
8	Shared Voting Power: 0	
9	Sole Dispositive Power: 165,543	
10	Shared Dispositive Power: 0	
11	Aggregate Amount Beneficially Owned by Each Reporting Person 165,543	
12	Check Box if the Aggregate Amount in Row (11) Excludes Certain Shares*	<input type="radio"/>
13	Percent of Class Represented by Amount in Row (11) 0.7% (1)	
14	Type of Reporting Person* OO	

(1) Approximate figure based upon 23,296,253 Common Units outstanding as of January 3, 2012, including (a) 21,796,253 Common Units outstanding as of November 11, 2011 per the Issuer's Form 10-Q filed with SEC on November 14, 2011 and (b) 1,500,000 Common Units issued on January 3, 2012 pursuant to the Contribution and Sale Agreements (defined below). Outstanding units do not include 5,919,346 subordinated units issued and outstanding, of which the Reporting Person owns none.

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CUSIP No. 62913M107

1	Name of Reporting Person Pacer-Utah Propane, L.L.C.	
2	Check the Appropriate Box if a Member of a Group*	
	(a)	<input type="radio"/>
	(b)	<input type="radio"/>
3	SEC Use Only	
4	Source of Funds* OO	
5	Check Box if Disclosure of Legal Proceedings Is Required Pursuant to Items 2(d) or 2(e)	<input type="radio"/>
6	Citizenship or Place of Organization Utah	
7	Sole Voting Power: 123,492	
8	Shared Voting Power: 0	
9	Sole Dispositive Power: 123,492	
10	Shared Dispositive Power: 0	
11	Aggregate Amount Beneficially Owned by Each Reporting Person 123,492	
12	Check Box if the Aggregate Amount in Row (11) Excludes Certain Shares*	<input type="radio"/>
13	Percent of Class Represented by Amount in Row (11) 0.5% (1)	
14	Type of Reporting Person* OO	

(1) Approximate figure based upon 23,296,253 Common Units outstanding as of January 3, 2012, including (a) 21,796,253 Common Units outstanding as of November 11, 2011 per the Issuer's Form 10-Q filed with SEC on November 14, 2011 and (b) 1,500,000 Common Units issued on January 3, 2012 pursuant to the Contribution and Sale Agreements (defined below). Outstanding units do not include 5,919,346 subordinated units issued and outstanding, of which the Reporting Person owns none.

Item 1. Security and Issuer

This Schedule 13D relates to common units (*Common Units*) representing limited partner interests in NGL Energy Partners LP (the *Issuer*). The Issuer is a Delaware limited partnership with its principal offices located at 6120 South Yale Avenue, Suite 805, Tulsa, Oklahoma 74136.

Item 2. Identity and Background

(a)-(c) and (f) This Schedule 13D is filed jointly, pursuant to a Joint Filing Agreement attached hereto as Exhibit 1, by the following persons (collectively, the *Reporting Persons*):

1. Pacer Propane Holding, Inc., a Delaware corporation (*GP*), whose principal business is holding the general partner interest in LP (as defined below) and whose address is 1209 Orange Street, Wilmington, DE 19801;

2. Pacer Propane Holding, L.P., a Delaware limited partnership (*LP*), whose principal business is holding membership interests in the Holding Companies (as defined below) and whose address is 1209 Orange Street, Wilmington, DE 19801;

3. Liberty Propane, L.L.C., an Illinois limited liability company (*Liberty*), whose principal business is holding Issuer Common Units and whose address is 15680 Canal Bank Road, Lemont, IL 60439;

4. Pacer-Enviro Propane, L.L.C., a Washington limited liability company (*Enviro*), whose principal business is holding Issuer Common Units and whose address is 19701 74th Avenue NE, Arlington, WA 98223;

5. Pacer-Pittman Propane, L.L.C., a Mississippi limited liability company (*Pittman*), whose principal business is holding Issuer Common Units and whose address is 201 South Fillmore Street, Corinth, MS 38834;

6. Pacer-Portland Propane, L.L.C., an Oregon limited liability company (*Portland*), whose principal business is holding Issuer Common Units and whose address is 506 Industrial Way, P.O. Box 573, Mollala, OR 97038;

7. Pacer-Propane (Washington), L.L.C., a Washington limited liability company (*Washington*), whose principal business is holding Issuer Common Units and whose address is 18459 NE 76th Street, Redmond, WA 98052;

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8. Pacer-Salida Propane, L.L.C., a Colorado limited liability company (*Salida*), whose principal business is holding Issuer Common Units and whose address is 10013 W. Highway 50, Poncha Springs, CO 81242; and

9. Pacer-Utah Propane, L.L.C., a Utah limited liability company (*Utah* and, together with the entities in 3-8 above, the *Holding Companies*), whose principal business is holding Issuer Common Units and whose address is 1940 North Redwood Road, Salt Lake City, UT 84116.

Each of the Holding Companies is member managed and otherwise controlled by LP as its majority member. LP is controlled by GP, its sole general partner, which is controlled by its board of directors. LP and the Holding Companies have no executive officers.

The name and present principal occupation of each director and executive officer of GP (the *GP Covered Individuals*) is set forth below.

Name	Principal Occupation
Larry N. Summers	Director and President of GP
Thomas M. Krake	Director, Vice President and Assistant Secretary of GP
Frank B. Mapel	Director and Chief Executive Officer of GP

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Donald T. Mapel	Director of GP and Investor
James J. Keatley	Director of GP and Investor

The name and present principal occupation of each manager of the Holding Companies (***Holding Company Covered Individuals*** and, together with the GP Covered Individuals, the ***Covered Individuals*** and, the Covered Individuals together with the Reporting Persons, the ***Covered Persons***) is set forth below:

Name	Position at Holding Company	Principal Occupation
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Liberty

Thomas L. VanLandschoot	Manager and Member of Liberty	Employee of Hicksgas, LLC
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Enviro

Steven K. Stebing	Manager and Member of Enviro	Employee of Hicksgas, LLC
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Pittman

Joseph T. Mazeroll	Manager and Member of Pittman	Employee of Hicksgas, LLC
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Dennis R. Wenzl	Manager and Member of Pittman	Employee of Hicksgas, LLC
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Portland

David L. Blanchard	Manager and Member of Portland	Employee of Hicksgas, LLC
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William R. White	Manager of Portland	Employee of Hicksgas, LLC
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Washington

Larry Feero	Manager of Washington	Employee of Hicksgas, LLC
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Salida

Kim E. Husebye	Member of Salida	Retired
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Frank DeLuca	Manager of Salida	Employee of Hicksgas, LLC
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Utah

David W. Sortor	Manager and Member of Utah	Employee of Hicksgas, LLC
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All Covered Individuals are United States citizens. The principal business address of each of the Covered Individuals is the same as the Reporting Person for whom they are a director, officer, member or manager, as applicable.

(d) During the last five years, none of the Covered Persons has been convicted in a criminal proceeding (excluding traffic violations or similar misdemeanors).

(e) During the last five years, none of the Covered Persons were a party to a civil proceeding of a judicial or administrative body of competent jurisdiction and as a result of such proceeding was or is subject to a judgment, decree or final order enjoining future violations of, or prohibiting or mandating activities subject to, federal or state securities laws or finding any violation with respect to such laws.

Item 3. Source and Amount of Funds or Other Consideration

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The Common Units disclosed in this Schedule 13D were issued to the Holding Companies pursuant to the terms of seven Contribution and Sale Agreements (the *Contribution and Sale Agreements*), dated December 12, 2011, by and between the Issuer and the Holding Companies. In accordance with the terms of the Contribution and Sale Agreements, the Holding Companies contributed substantially all of the assets comprising their propane operations to Hicksgas, LLC, a subsidiary of the Issuer, in exchange for approximately \$30.5 million in cash (subject to a customary working capital adjustment) and the issuance of 1.5 million Common

Units. The transactions contemplated by the Contribution and Sale Agreements, including the issuance of the Common Units, closed on January 3, 2012.

In connection with the closing, the Second Amended and Restated Limited Liability Company Agreement of NGL Energy Holdings LLC, the general partner of the Issuer (the *General Partner*), dated as of November 1, 2011, was amended by entering into Amendment No. 1 to the LLC Agreement (the *LLC Agreement Amendment*) to grant certain board observer rights to Frank B. Mapel, one of the founders of the Reporting Persons. Also in connection with the closing and as contemplated by the Contribution and Sale Agreements, the current Registration Rights Agreement (the *Registration Rights Agreement*) of the Partnership was amended by entering into Amendment No. 2 and Joinder to First Amended and Restated Registration Rights Agreement (the *Registration Rights Agreement Amendment*), dated January 3, 2012, by and among the General Partner and the Holding Companies. The Registration Rights Agreement Amendment provides for, among other things, certain registration rights for the Common Units issued in connection with the Contribution and Sale Agreements and increases the total number of permitted demand registrations under the Registration Rights Agreement from six to seven.

The descriptions of the Contribution and Sale Agreements, the LLC Agreement Amendment and the Registration Rights Agreement Amendment are qualified in their entirety by reference to the full text of the agreements, which are filed as Exhibits 2-8, 9 and 10 to this Schedule 13D, respectively, and each is incorporated herein by reference.

Item 4. Purpose of Transaction

The information contained in Item 3 above is incorporated herein by reference.

The Common Units described herein were acquired for investment purposes. The Covered Persons will continuously evaluate their investment in the Common Units, alternative investment opportunities and all other factors deemed relevant in determining whether additional Common Units will be acquired by any of the Covered Persons or by other affiliated persons or whether any of the Reporting Persons or any such other affiliated persons will dispose of Common Units. At any time, additional Common Units may be acquired or some or all of the Common Units beneficially owned by the Covered Persons may be sold, in either case in the open market, in privately negotiated transactions or otherwise.

None of the Covered Persons has any current plans or proposals that would be related to or would result in any of the matters described in Items 4(a)-(j) of Schedule 13D; however, as part of their ongoing evaluation of this investment and investment alternatives, the Covered Persons may consider such matters in the future and, subject to applicable law, may formulate a plan with respect to such matters, and, from time to time, the Covered Persons may hold discussions with or make formal proposals to management or the Board, other holders of Common Units or other third parties regarding such matters.

Item 5. Interest in Securities of the Issuer

(a)-(b) The information contained on the cover pages and in Items 2 and 3 of this Schedule 13D is incorporated herein by reference.

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The information in this Item 5 is given as of January 3, 2012, after giving effect to the Contribution and Sale Agreements and the transactions contemplated thereby. The Reporting Persons intend to distribute the Common Units held by them (or held by them as a result of such distribution) to their equityholders on a pro-rata basis. After such distributions, none of the Reporting Persons shall own any Common Units and therefore shall have no further reporting obligations under Section 13 of the Act. Furthermore, no equityholder of the Reporting Persons shall be deemed to beneficially own more than 5% of the Issuer's Common Units as a result of the distributions.

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After giving effect to the Contribution and Sale Agreements and the transactions contemplated thereby, the Reporting Persons, collectively, may be deemed to be the beneficial owners of 1,500,000 Common Units (approximately 6.4% of outstanding Common Units). Such Common Units are held directly by the Holding Companies in the following amounts:

Holding Company	Common Units	Percentage of Outstanding
Liberty	97,574	0.4%
Enviro	299,312	1.3%
Pittman	220,299	0.9%
Portland	312,500	1.3%
Washington	281,280	1.2%
Salida	165,543	0.7%
Utah	123,492	0.5%

Each Holding Company may be deemed to have sole voting and dispositive power over the Common Units held by them. As majority member of each of the Holding Companies, LP may be deemed to have sole voting and dispositive power over the 1,500,000 Common Units (approximately 6.4% of outstanding Common Units) held by the Holding Companies. As general partner of LP, GP may also be deemed to have sole voting and dispositive power over 1,500,000 Common Units (approximately 6.4% of outstanding Common Units) held by the Holding Companies. None of the Reporting Persons has shared voting or dispositive power over any Common Units.

The Reporting Persons may constitute a group for purposes of Rule 13d-5 under the Exchange Act with respect to their respective beneficial ownership of the Common Units at the time of the applicable event requiring disclosure in this Schedule 13D. Pursuant to Rule 13d-5(b)(1) under the Exchange Act, if the Reporting Persons constitute such a group, the Reporting Persons would be deemed to have beneficial ownership of all equity securities of the Issuer beneficially owned by any of such Reporting Persons. In such event, each Reporting Person would be deemed to beneficially own, by virtue of Rule 13d-5(b)(1), an aggregate of 1,500,000 Common Units (approximately 6.4% of outstanding Common Units).

The aforementioned ownership percentages are based on 23,296,253 Common Units outstanding as of January 3, 2012, including (a) 21,796,253 Common Units outstanding as of November 11, 2011 per the Issuer's Form 10-Q filed with SEC on November 14, 2011 and (b) 1,500,000 Common Units issued on January 3, 2012 pursuant to the Contribution and Sale Agreements. Outstanding units do not include 5,919,346 subordinated units issued and outstanding, of which the Covered Persons own none. The Covered Individuals do not own any Common Units.

Neither the filing of this Schedule 13D nor any of its contents shall be deemed to constitute an admission by any of the Covered Persons (other than by the Holding Companies, solely with respect to their individual direct holdings of Common Units) that they are the beneficial owner of any of the Common Units referred to herein for the purposes of Section 13(d) of the Act, or for any other purpose, and such beneficial ownership is expressly disclaimed by each Covered Person (other than by the Holding Companies, solely with respect to their individual direct holdings of Common Units) except to the extent of such Covered Person's pecuniary interest, if any, in the Common Units.

(c) Except as set forth in this Schedule 13D, none of the Covered Persons has effected any transactions in Common Units in the past 60 days.

(d) Not applicable.

(e) As discussed in Item 5(a) above, the Reporting Persons intend to distribute the Common Units held by them (or held by them as a result of such distribution) to their equityholders on a pro-rata basis. After such distributions, the Reporting Persons shall cease to be the beneficial owners of more than 5% of the Common Units.

Item 6. Contracts, Arrangements, Understandings or Relationships with Respect to Securities of the Issuer.

The information contained in Items 2 and 3 of this Schedule 13D is incorporated herein by reference.

For the sake of clarity, although the Reporting Persons intend to distribute the Common Units held by them to their equityholders on a pro-rata basis (as discussed in Item 5 of this Schedule 13D), until such time as such Common Units are actually distributed to such equityholders, the equityholders may not be deemed to have voting or investment power over such Common Units. Furthermore, other than as described in this Schedule 13D, there is no contract, arrangement, understanding or relationship among any of the Covered Persons or any of the Covered Persons and any other person with respect to any securities of the Issuer.

Item 7. Material to be Filed as Exhibits

1 Joint Filing Agreement among the Reporting Persons, dated January 13, 2012.

2 Contribution and Sale Agreement, dated December 12, 2011, by and between NGL Energy Partners LP and Liberty Propane, L.L.C. (incorporated by reference to Exhibit 2.1 of the Issuer's Form 8-K dated January 9, 2012).

3 Contribution and Sale Agreement, dated December 12, 2011, by and between NGL Energy Partners LP and Pacer-Enviro Propane, L.L.C. (incorporated by reference to Exhibit 2.2 of the Issuer's Form 8-K dated January 9, 2012).

4 Contribution and Sale Agreement, dated December 12, 2011, by and between NGL Energy Partners LP and Pacer-Pittman Propane, L.L.C. (incorporated by reference to Exhibit 2.3 of the Issuer's Form 8-K dated January 9, 2012).

5 Contribution and Sale Agreement, dated December 12, 2011, by and between NGL Energy Partners LP and Pacer-Portland Propane, L.L.C. (incorporated by reference to Exhibit 2.4 of the Issuer's Form 8-K dated January 9, 2012).

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6 Contribution and Sale Agreement, dated December 12, 2011, by and between NGL Energy Partners LP and Pacer Propane (Washington), L.L.C. (incorporated by reference to Exhibit 2.5 of the Issuer's Form 8-K dated January 9, 2012).

7 Contribution and Sale Agreement, dated December 12, 2011, by and between NGL Energy Partners LP and Pacer-Salida Propane, L.L.C. (incorporated by reference to Exhibit 2.6 of the Issuer's Form 8-K dated January 9, 2012).

8 Contribution and Sale Agreement, dated December 12, 2011, by and between NGL Energy Partners LP and Pacer-Utah Propane, L.L.C. (incorporated by reference to Exhibit 2.7 of the Issuer's Form 8-K dated January 9, 2012).

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9 Amendment No. 1 to Second Amended and Restated Limited Liability Company Agreement of NGL Energy Holdings LLC, dated as of January 3, 2012 (incorporated by reference to Exhibit 3.2 of the Issuer's Form 8-K dated January 9, 2012).

10 Amendment No. 2 and Joinder to First Amended and Restated Registration Rights Agreement, dated January 3, 2012, by and among NGL Energy Holdings LLC, Liberty Propane, L.L.C., Pacer-Enviro Propane, L.L.C., Pacer-Pittman Propane, L.L.C., Pacer-Portland Propane, L.L.C., Pacer Propane (Washington), L.L.C., Pacer-Salida Propane, L.L.C. and Pacer-Utah Propane, L.L.C. (incorporated by reference to Exhibit 4.1 of the Issuer's Form 8-K dated January 9, 2012).

SIGNATURES

After reasonable inquiry and to the best of each of the undersigned's knowledge and belief, each of the undersigned hereby certifies that the information set forth in this statement is true, complete and correct.

Dated: January 13, 2012

PACER PROPANE HOLDING, INC.

By: /s/ Frank B. Mapel
Name: Frank B. Mapel
Title: Chief Executive Officer

PACER PROPANE HOLDING, L.P.

By: Pacer Propane Holding, Inc., its general partner

By: /s/ Frank B. Mapel
Name: Frank B. Mapel
Title: Chief Executive Officer

LIBERTY PROPANE, L.L.C.

By: Pacer Propane Holding, L.P., its member

By: Pacer Propane Holding, Inc., its general partner

By: /s/ Frank B. Mapel
Name: Frank B. Mapel
Title: Chief Executive Officer

PACER-ENVIRO PROPANE, L.L.C.

By: Pacer Propane Holding, L.P., its member

By: Pacer Propane Holding, Inc., its general partner

By: /s/ Frank B. Mapel
Name: Frank B. Mapel
Title: Chief Executive Officer

PACER-PITTMAN PROPANE, L.L.C.

By: Pacer Propane Holding, L.P., its member

By: Pacer Propane Holding, Inc., its general partner

By: /s/ Frank B. Mapel
Name: Frank B. Mapel
Title: Chief Executive Officer

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[Schedule 13D Filing]

PACER-PORTLAND PROPANE, L.L.C.

By: Pacer Propane Holding, L.P., its member

By: Pacer Propane Holding, Inc., its general partner

By: /s/ Frank B. Mapel
Name: Frank B. Mapel
Title: Chief Executive Officer

PACER PROPANE (WASHINGTON), L.L.C.

By: Pacer Propane Holding, L.P., its member

By: Pacer Propane Holding, Inc., its general partner

By: /s/ Frank B. Mapel
Name: Frank B. Mapel
Title: Chief Executive Officer

PACER-SALIDA PROPANE, L.L.C.

By: Pacer Propane Holding, L.P., its member

By: Pacer Propane Holding, Inc., its general partner

By: /s/ Frank B. Mapel
Name: Frank B. Mapel
Title: Chief Executive Officer

PACER-UTAH PROPANE, L.L.C.

By: Pacer Propane Holding, L.P., its member

By: Pacer Propane Holding, Inc., its general partner

By: /s/ Frank B. Mapel
Name: Frank B. Mapel
Title: Chief Executive Officer

[Schedule 13D Filing]