COURT ORIGINAL

United States Bankruptcy Court
SOUTHERN District of NEW YORK

PROOF OF CLAIM
Chapter # 11

FILED
U S B C SOUTHERN DISTRICT OF NEW YORK
ALLEGIANCE TELECOM, INC
03-13057 (RRD)
2918

In re (Name of Debtor)
ALLEGIANCE TELECOM, INC , ET AL ,

Case Number
BK-03-13057

NOTE This form should not be used to make a claim for an administrative expense arising after the commencement of the case A "request' for payment of an administrative expense may be filled pursuant to 11 U S C § 503

Name of Creditor
(The person or other entity to whom the debtor owes money or property)
Forrest "Butch" Freeman
OKLAHOMA COUNTY TREASURER

☐ Check box if you are aware that anyone else has filed a proof of claim relating to your claim Attach copy of statement giving particulars

☐ Check box if you have never received any notices from the bankruptcy court in this case

☐ Check box if the address differs from the address on the envelope sent to you by the court

Name and Address Where Notices Should be Sent
Forrest "Butch" Freeman
Oklahhoma County Treasurer
320 Robert S Kerr Rm 307
Oklahoma City OK 73102

Telephone No (405) 713-1300

RECEIVED
AUG 30 2004
U S BANKRUPTCY COURT
SO DIST OF NEW YORK

THIS SPACE IF FOR COURT USE ONLY

ACCOUNT OR OTHER NUMBER BY WHICH CREDITOR IDENTIFIES DEBTOR 30-26831

Check box if this claim ☐ replaces ☐ amends a previously filed claim, dated

1 BASIS FOR CLAIM
☐ Goods sold
☐ Services performed
☐ Money loaned
☐ Personal injury/wrongful death
☒ Taxes
☐ Other (Describe briefly)

☐ Retiree benefits as defined in 1 1 U S C 5 1114(a)
☐ Wages salaries and compensation (fill out below)
Your Social Security number
Unpaid compensation for services performed
from (date) To (date)

2 DATE DEBT WAS INCURRED
2003 BUSINESS PERSONAL TAX

3 IF COURT JUDGEMENT DATE OBTAINED

4 CLASSIFICATION OF CLAIM Under the Bankruptcy code all claims are classified as one or more of the following (1) Unsecured nonpriority, (2) Unsecured priority (3) Secured It is possible for part of a claim to be in one category and part in another
CHECK THE APPROPRIATE BOX OR BOXES that best describes your claim and STATE THE AMOUNT OF THE CLAIM AT TIME CASE FILED

☒ SECURED CLAIM $ 18 91
Attach evidence of perfection of security interest
Brief Description of Collateral
☐ Real Estate ☐ Motor Vehicle ☐ Other Describe briefly)
STATUTORY LIEN O S TITLE 68 § 3101
Amount of arrearage and other charges at time case filed included in secured claim above if any $

☐ UNSECURED NONPRIORITY CLAIM $
A claim is unsecured if there is no collateral or lien on property of the debtor securing the claim or to the extent that the value of such property is less than the amount of the claim

☒ UNSECURED PRIORITY CLAIM $TO THE EXTENT SECURED CLAIM NOT ALLOWED

Specify the priority of the claim
☐ Wages, salaries or commissions (up to $4000), *earned not more than 90 days before filing of the bankruptcy petition or cessation of the debtor's business, whichever is earlier - 11 U S C §507 (a) (3)
☐ Contributions to an employee benefit plan- 11 U S C S 507 (a) (4)
☐ Up to $1 800*of deposites toward purchase, lease or rental property or services for personal family, or houshold use -11 U S C §507 (a) (4)
☐ Alimony maitenance, or support owned to a spouse, former spouse or child 11 U S C §507 (a) (7)
☒ Taxes or penalties or governmantal units-11 U S C § 507 (a) (8)
☐ Other-Specify applicable paragraph of 11 U S C § 507 (a)

* Amounts are subject to adjustment on 4/1/98 and every 3 years thereafter with respect to cases commenced on or after the date of adjustment

5 TOTAL AMOUNT OF CLAIM AT THE TIME CASE FILED
$ (Unsecured) $ 18 91 + 18% INT (Secured) $ See Above (Priority) $ 18 91 (Total)
☐ Check this box if claim includes charges in addition to the principal amount of the claim Attach itemized statement of all additional charges

6 CREDITS AND SETOFFS The amount of all payments on this claim has been credited and deducted for the purpose of making this proof of claim In filing this claim, claimant has deducted all amounts that claimant owes to debtor
7 SUPPORTING DOCUMENTS Attach copies of supporting documents, such as promissory notes purchase orders invoices itemized statements of running accounts contracts court judgements or evidence of security interests If the documents are not available explain If the documents are voluminous attach a summary
8 TIME STAMPED COPY To receive an acknowledgement of the filing of your claim, enclose a stamped self-addressed envelope and copu of this proof of claim

THIS SPACE IS FOR COURT USE ONLY

Date
AUGUST 20, 2004

Sign and print the name and title if any of the creditor or other person authorized to file this claim (attach copy of power of attorney if any)
TAMMY JONES/DEPUTY TREASURER

Allegiance Claim
02984

Penalty for presenting fraudulent claim Fine of up to $500 000 or imprisonment for up to 5 years or both 18 U S C §§ 152 & 3571

Collections 60tax prod world

File Edit View Tools Help

ONLINE STATEMENT

Account Number	Tax Year	Tax Type	Interest Date
[redacted]	2003	BUSINESS PERSONAL	09/15/2004

Create

Print

Close

NOTE

2003

Oklahoma County Treasurer
Forrest "Butch" Freeman

DELINQUENT TAX BILL

Date Prepared. 08/20/2004 09:37am

BUSINESS PERSONAL Acct No 3026831 Pay Group

Addn.

SKD 200 FD TrfD 21 Lot Blk.

ALLEGIANCE BUISNESS INTERNET

9201 N CENTRAL EXPY

DALLAS, TX

75231-5916

Assessed Value	127
Exempt Amount	0
Net Value	127
Rate	108.59
Tax Amount	13 79
Tax Payments	6 90
Tax Balance	6.89
Cost Amount.	11 50
09152004 Int Amount	0.52
Total Due If Paid Immediately	**$18.91**

Tax Amount 13 79

Half Amounts 6 90 6 89

Paid By_____ Address_____

Ready

COURT ORIGINAL

IN THE UNITED STATES BANKRUPTCY COURT
FOR THE SOUTHERN DISTRICT OF NEW YORK

IN RE	)	
	)	
ALLEGIANCE TELECOM, INC , ET AL ,	)	
	)	Case No BK 03-13057
	)	Chapter 11
	)	
	)	
Debtor	)	

NOTICE OF LIEN

COMES NOW the Oklahoma County Treasurer a secured creditor herein, and gives its Notice of Lien pursuant to 11 U S C Section 546(b), respectfully showing the Court the following

1 The undersigned, claimant herein, has its principal place of business at 320 Robert S Kerr, Room 307, Oklahoma City, Oklahoma 73102

2 The Debtor filed its voluntary petition under Chapter 11 on MAY 14, 2003

3 The above named debtor and the debtors property, which is now property of the estate, is indebted to the Oklahoma County Treasurer for ad valorem property taxes as referenced by the respective tax assessments attached hereto

4 Ad valorem property taxes constitute liens on the property of the Debtor pursuant to 68 O S Sections 2925, 2929, 3101, 3102 and 3103 While the County maintains it has an everpresent interest in taxable property, the assessment date of taxable property in Oklahoma is January 1st of the assessment year pursuant to 68 O S Section 2817, although the liens do not attach at that time

5 To the extent (if any) that applicable law requires the County to take further action to perfect it's lien interest upon the Debtor's properties, the County recognizes that it may be stayed by the provisions of 11 U S C Section 362 from taking such other action as may be required under applicable law to perfect it's interest Accordingly, pursuant to the provisions of 11 U S C Section 546(b), and for the purpose of perfecting it's lien interest in the Debtor's properties, to the extent, if any, that such interest has not been duly perfected previously, County hereby notifies the Debtor and all parties in interest that the County has a valid, duly perfected first priority lien interest in any and all of the Debtor's assessed and taxable real property pursuant to 68 O S Section 3101, a lien interest in any and all of the Debtor's assessed and taxable personal property which arises upon the sale of the same pursuant to 68 O S Section 2925 and 2929, and, a lien interest that is superior to all others filed subsequent to it in all other property of the Debtor pursuant to 68 O S Section 3102 and 3103, and, 11 U S C Section 546(b)

6 This notification is not intended and shall not be construed as a waiver of, or an election of remedies with respect to, any of the rights and/or remedies that the County may have pursuant to applicable law, and all such rights are expressly reserved Nothing herein contained shall be deemed to constitute an admission that this Notice is necessary in order for the County to perfect it's interest in the Debtor's properties

Dated AUGUST 20, 2004

Respectfully submitted,

OKLAHOMA COUNTY TREASURER
By

Gretchen Crawford, OBA #14651
Assistant District Attorney
Oklahoma County Treasurer
320 Robert S Kerr, Room 307
Oklahoma City, Okla 73102
(405)-713-1314

CERTIFICATE OF SERVICE

This is to certify that on the 25th day of August, 2004, a true and correct copy of the above and foregoing NOTICE was mailed by first class mail to the Debtor, the Debtor's Attorney, and the Chapter 11 Trustee

Tammy Jones, Deputy Treasurer

FedEx Express USA Airbill

FedEx Tracking Number 8412 0237 3839

[redacted]

1 From

Date 9/3/04

Sender's Name USBC, SDNY

Phone 310 321-5545

Company ALLEGIANCE TELECOM # 38

Address 1330 E FRANKLIN AVE

Dept./Floor/Suite/Room

City EL SEGUNDO, State CA ZIP 90245

2 Your Internal Billing Reference ALLEGIANCE TELECOM # 38

3 To

Recipient's Name LISA RUPPANER

Phone 310, 321-5545

Company BMC Corp

Address 4330 E. Franklin Ave

To "HOLD" at FedEx location, print FedEx address.

We cannot deliver to P.O. boxes or P.O. ZIP codes.

Address

Dept./Floor/Suite/Room

City EL SEGUNDO State CA ZIP 90245

8412 0237 3839

Recipient's Copy

4a Express Package Service

Packages up to 150 lbs. Delivery commitment may be later in some areas.

- [x] FedEx Priority Overnight — Next business morning
- [ ] FedEx Standard Overnight — Next business afternoon
- [ ] FedEx First Overnight — Earliest next business morning delivery to select locations
- [ ] FedEx 2Day — Second business day
- [ ] FedEx Express Saver — Third business day

FedEx Envelope rate not available. Minimum charge: One-pound rate

4b Express Freight Service

Packages over 150 lbs. Delivery commitment may be later in some areas.

- [ ] FedEx 1Day Freight* — Next business day
- [ ] FedEx 2Day Freight — Second business day
- [ ] FedEx 3Day Freight — Third business day

Call for Confirmation:

Declared value limit $500

5 Packaging

- [ ] FedEx Envelope*
- [x] FedEx Pak* — Includes FedEx Small Pak, FedEx Large Pak, and FedEx Sturdy Pak
- [ ] Other

6 Special Handling

Include FedEx address in Section 3.

- [ ] SATURDAY Delivery — Available only for FedEx Priority Overnight and FedEx 2Day to select ZIP codes
- [ ] HOLD Weekday at FedEx Location — Not available for FedEx First Overnight
- [ ] HOLD Saturday at FedEx Location — Available only for FedEx Priority Overnight and FedEx 2Day to select locations

Does this shipment contain dangerous goods? One box must be checked.

- [ ] No
- [ ] Yes — As per attached Shipper's Declaration
- [ ] Yes — Shipper's Declaration not required
- [ ] Dry Ice — Dry Ice, 9, UN 1845 ____ x ____ kg
- [ ] Cargo Aircraft Only

Dangerous Goods (including Dry Ice) cannot be shipped in FedEx packaging.

7 Payment Bill to: Enter FedEx Acct. No. or Credit Card No. below

- [ ] Sender — Acct. No. in Section 1 will be billed.
- [x] Recipient
- [ ] Third Party
- [ ] Credit Card
- [ ] Cash/Check

Acct. No.

[redacted]

Total Packages 1

Total Weight

Total Declared Value† $ .00

Total Charges

Credit Card Auth.

†Our liability is limited to $100 unless you declare a higher value. See back for details.

8 Release Signature Sign to authorize delivery without obtaining signature.

By signing you authorize us to deliver this shipment without obtaining a signature and agree to indemnify and hold us harmless from any resulting claims.

Questions? Visit our Web site at fedex.com or call 1.800 Go.FedEx 800.463.3339.

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FedEx PRIORITY OVERNIGHT

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