

1 COUNTY OF SANTA CLARA TAX COLLECTOR
2 County Government Center, East Wing
3 70 West Hedding Street
4 San Jose, California 95110-1767
5 (408) 808-7901

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

8
9
10 Case # 03-13069
11 Chapter 11

11 In re:)

12 **WITHDRAWAL OF CLAIM**

13)
14)
15 Debtors
16 **Allegiance Telecom of California, Inc**

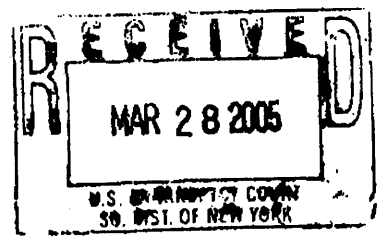
- 17 1. On September 27, 2004, the County of Santa Clara Tax Collector filed its
18 Proof of Claim in the above noted bankruptcy case as an Administrative
19 Expense claim in the amount of \$36,136.04.
20 2. The claim has since been paid in full.
21 3. Based on the foregoing, the County of Santa Clara Tax Collector hereby
22 withdraws the Claim.

22 Dated: March 22, 2004

**COUNTY OF SANTA CLARA
TAX COLLECTOR**

23 By: *Deborah Nichols*

24 Sr. Revenue Collections Officer



Docket # 2116

Claim 2988

County of Santa Clara

Tax Collector
Tax Collections Division
County Government Center East Wing
70 West Hedding Street
San Jose California 95110
(408) 808 7900 FAX 279-0357

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



2924

United States Bankruptcy Court

For the Southern District of New York

Tax Collector
County of Santa Clara
County Government Center, East Wing
70 West Hedding Street
San Jose, Ca 95110

Debtor	<u>Allegiance Telecom of California, Inc</u>
Case No	<u>03-13069</u>
Chapter	<u>11</u>
Date filed	<u>5/14/03</u>

The taxes will continue to increase as long as they remain unpaid Further, taxes for future fiscal years will continue to accrue The County will file additional claims as soon as these contingent claims become due

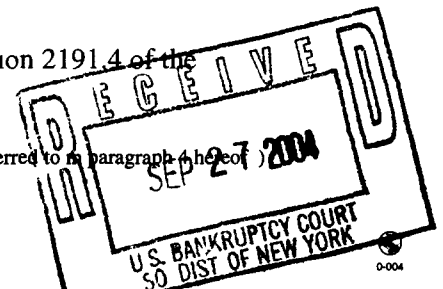
Actual Administrative Expense Tax for 2004/2005

Proof of Claim

This Claim Amends the Estimated Administrative Expense Claim dated October 16, 2003 and is in Addition to the Secured Claim filed September 15, 2003

- 1 The undersigned, who is employed by Santa Clara County, at the County Administration Building, 70 West Hedding Street, San Jose, California, is the agent of the Tax Collector of the County of Santa Clara, and is authorized to make proof of claim on behalf of the claimant
- 2 The debtor was, at the time of the filing of the petition initiating this case, and still is indebted to this claimant, in the sum of \$ 36,133 04
- 3 The consideration for this debt is **Personal Property Tax**
- 4 A duplicate of the writing on which this claim is founded is attached hereto as exhibit A
- 5 No judgment has been rendered estopping this claim
- 6 The amount of all payments of this claim have been credited and deducted for the purpose of making this proof of claim
- 7 This claim is not subject to any setoff or counter claim
- 8 A security interest is held on this claim as per Section 2191 3 and Section 2191.4 of the California Revenue and Taxation Code

(If security interest is claimed) The undersigned claims the security interest under the writing referred to in paragraph 4 hereof



Case No 03-13069

9 This Claim is filed as

9a _____ A Secured claim for Total \$ _____

9b _____ An Unsecured 507 PRIORITY claim for Total \$ _____

Total Claim \$ _____

ADMINISTRATIVE EXPENSES

10 This claim X is, _____ is also, filed as a cost of administration for expenses in the sum of

Tax Debt \$ 36,133 04

Penalties \$ _____

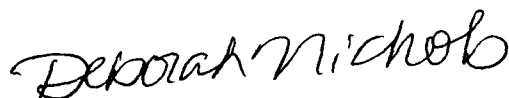
Costs \$ _____

TOTAL ADMINISTRATIVE EXPENSES \$ 36,133 04

If the 1st Installment is delinquent after Dec 10, 2004 a 10% penalty of \$1,806 65 and a \$20 00 State fee will apply If the 2nd Installment is delinquent after April 10, 2004, a 10% penalty of \$1,806 65 and a \$20 State fee will apply After June 1, 2005 a \$50 00 collection fee will apply

Additional monthly interest of \$ 541 99 accrues the first day of each month commencing August 1, 2005

Tax Collector
County of Santa Clara
County Administration Building
East Wing, Sixth Floor
70 West Hedding Street
San Jose, CA 95110



Dated September 22, 2004

Signed Deborah Nichols

Tax Information Systems

SECURED TAXES

Santa Clara County Tax Collector

SEP-22-2004 10 27 am

APN G420000100 Roll Year 2004-2005 Print Date 08/25/2004 M32

TRA	00-001
40	0 00000
60	0 00000
70	0 00000
Total	0 00000

Situs 0 0

CORTAC Agent CORTAC Customer CORTAC Loan # COMMENTS

Assessee ALLEGIANCE TELECOM OF CALIFORNIA, INC

Mail To ALLEGIANCE TELECOM OF CALIFORNIA, INC

Petition #
 Pet Date
 Document #

- [Main Menu](#)
- [Match](#)
- [Bill Sum](#)
- [Bill Msg](#)
- [Tax Rate](#)
- [Sp Asmnts](#)
- [Petition](#)
- [Payments](#)
- [Comments](#)
- [Reload](#)

	1st Installment	2nd Installment		
Gen(40)	18,066 52	18,066 52		
Land(60)	0 00	0 00		
L&I(70)	0 00	0 00		
S/A	0 00	0 00		
506	0 00	0 00		
RCC	0 00	0 00		
Sub-Total	18,066 52	18,066 52	1&2	36,133 04
Delq Pen	0 00	0 00		
Cost	0 00	0 00		
Total	18,066 52	18,066 52	1&2	36,133 04
Paid Date				

Land	0
Impr	127,415
Pers Prop	2,396,107
Ho Exempt	0
Other Exempt	0
Total FCV	2,523,522

Balance Due	36,133 04
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FedEx emp 530957 28SEP04

PRIORITY OVERNIGHT

WED

TRK# 8412 0237 3574 FORM 0200

Deliver By 29SEP04 A1

90245 -CA-US

LAX XH AVXA



FedEx Envelope

FedEx USA Airbill Express

FedEx Tracking Number 841202373574

1 From Date 9/28/04

Sender's Name USBC SDTY Phone 310 321-5545

Company ALLEGIANCE TELECOM #36 BMC Corp.

Address 4330 E FRANKLIN AVE City EL SEGUNDO, State CA ZIP 90245

2 Your Internal Billing Reference ALLEGIANCE TELECOM #36

3 To Recipient's Name LISA RUPPNER Phone 310 321-5545

Company BMC Corp Address 4330 E. Franklin Ave To HOLD at FedEx location print FedEx address.

Address City EL SEGUNDO State CA ZIP 90245



4a Express Package Service

- FedEx Priority Overnight Next business morning
- FedEx Standard Overnight Next business afternoon
- FedEx Express Saver Third business day
- FedEx First Overnight Early next business morning delivery to select locations

4b Express Freight Service

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

5 Packaging

- FedEx Envelope*
- FedEx Pak* Includes FedEx Small Pak, FedEx Large Pak and FedEx Sturdy Pak
- Other

Special Handling

- 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?

- No
- Yes As per attached Shipper's Declaration
- Yes Shipper's Declaration not required
- Dry Ice Dry Ice 9 UN 1845 x kg

7 Payment Bill to.

- Sender Acct. No. in Section 1 will be billed
- Recipient Enter FedEx Acct. No. or Credit Card No. below
- Third Party
- Credit Card
- Cash/Check
- Obtain Recip. Acct. No.

Total Packages	Total Weight	Total Declared Value*	Total Charges
1		\$ 00	

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 Rev Date 10/01 Part #157611 01 00 000

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