

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

David Silverman, Esq.
XO Communications, Inc.
11111 Sunset Hills Road
Reston, VA 20190

PLEASE TAKE FURTHER NOTICE that, pursuant to Section 1109(b) of the Bankruptcy Code, the foregoing request includes not only the notices and papers referred to in the Federal Rules of Bankruptcy Procedure specified above, but also includes, without limitation, notices of any application, complaint, demand, hearing, motion, petition, pleading or request, whether formal or informal, whether oral or written, and whether transmitted or conveyed by mail, delivery, telephone, telegraph, telex, or otherwise filed, which may affect or seek to affect in any way any rights or interest of XO with respect to the captioned debtors or any property or proceeds in which the debtors may claim an interest. Please add the foregoing to such mailing matrix as may be used for all purposes in this case.

PLEASE TAKE FURTHER NOTICE that the submission and filing of this Notice and Request constitutes a “special appearance” and is not intended to be, nor shall it be deemed, a consent to or a waiver of the right to challenge the jurisdiction of the United States Bankruptcy Court including, without limitation, the jurisdiction of the Court to adjudicate non-core matters, which right XO expressly reserves without prejudice. Likewise, it is not a waiver of the right to a jury trial, which right XO expressly reserves.

By: /s/ Patrick Potter
Patrick J. Potter, Esq.
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Attorneys for XO

Certificate of Service

The undersigned hereby certifies that the foregoing Notice of Appearance was served, by regular U.S. Mail, postage prepaid, on the parties listed below, this 19th day of May, 2003.

Matthew A. Cantor, Esq.
Kirkland & Ellis
Citigroup Center
153 East 53rd Street
New York, NY 10022-4675

Office of the U.S. Trustee -
Carolyn C. Schwartz, Esq.
33 Whitehall Street, 21st Floor
New York, NY 10004

/s/ Luis Marini_____

Luis Marini