

UNITED STATES BANKRUPTCY COURT  
SOUTHERN DISTRICT OF NEW YORK

---

In re	:	
	:	Chapter 11 Case No.
Allegiance Telecom, Inc., <u>et al.</u> ,	:	03-13057 (RDD)
	:	
Debtors.	:	Jointly Administered

---

ORDER SCHEDULING HEARING WITH RESPECT TO  
THE DEBTORS' EMERGENCY MOTION TO COMPEL  
VERIZON TO EXECUTE CERTAIN AGREEMENTS

Upon the motion, dated May 17, 2004 (the "Motion")<sup>1</sup>, of Allegiance Telecom of Maryland, Inc., Allegiance Telecom of New York, Inc., Allegiance Telecom of the District of Columbia, Inc., and Allegiance Telecom of Pennsylvania, Inc. (collectively, the "Debtors"), for an Order compelling Verizon Maryland, Inc., Verizon New York, Inc., Verizon Washington D.C., Inc. and Verizon Pennsylvania, Inc. (collectively "Verizon") to comply with 11 U.S.C. §§ 105(a), 362(a)(6) and 366 to execute certain interconnection agreements, the Supporting Memorandum of Law dated May 17, 2004, and the Declaration of Albert Togut Pursuant to Rule 9077-1 of the Local Bankruptcy Rules for the Southern District of New York; and it appearing that an order scheduling an expedited hearing to consider the Motion, and the relief requested therein, is in the best interests of the Debtors and all parties in interest; and after due deliberation and sufficient cause appearing therefor; it is

ORDERED that, the hearing to consider the Motion and the relief requested therein, shall be held before the Honorable Robert D. Drain, United States Bankruptcy Judge, in Room 610 of the United States Bankruptcy Court for the Southern District of New York, One Bowling Green,

---

<sup>1</sup> Unless otherwise defined herein, capitalized terms shall have the meaning ascribed to them in the Motion.

New York, New York 10004-1408, on May 20, 2004 at 2:00 P.M. (the “Hearing”), or as soon thereafter as counsel may be heard; and it is further

ORDERED that, on May 17, 2004, the Debtor Movants shall serve a copy of this Scheduling Order, the Motion with all exhibits, and the supporting memorandum of law upon: (i) Verizon, (ii) the Office of the United States Trustee, (iii) counsel for the Creditors Committee, and (iv) parties with interested by facsimile, hand delivery, or e-mail transmission; and it is further

ORDERED that, service of this Order, the Motion with all exhibits, and the supporting memorandum of law, in accordance with this Order shall constitute adequate notice of the Hearing, the time within which objections to the Motion may be filed, and the relief requested in the Motion; and it is further

ORDERED that, responses or objections, if any, to the Motion, and the relief requested therein must be made in writing, conform to the Federal Rules of Bankruptcy Procedure and the Local Bankruptcy Rules for the Bankruptcy Court, and be filed with the Bankruptcy Court’s electronic filing system in accordance with General Order M-242 (General Order M-242 and the User’s Manual for the Electronic Case Filing System can be found at [www.nysb.uscourts.gov](http://www.nysb.uscourts.gov), the official website for the Bankruptcy Court), by registered users of the Bankruptcy Court’s case filing system and, by all other parties in interest, on a 3.5 inch disk, preferably in Portable Document Format (PDF), Wordperfect or any other Windows-based word processing format (with a hard copy delivered directly to Chambers) and shall be served in accordance with General Order M-242 and upon (a) the Debtors, 9201 N. Central Expressway Dallas, Texas 75231, Attention: Mark Stachiw, Esq.; (b) Togut Segal & Segal, *Attorneys for the Debtors*, One Penn Plaza, Suite 3335, New York, New York 10119, Attention: Albert Togut, Esq.; and (c)

Swidler Berlin Shereff Friedman, LLP, *Special Counsel to the Debtors*, 3000 K Street N.W.,  
Suite 300, Washington, D.C. 20007, Attention: Michael J. Lichtenstein, Esq., so as to be  
actually received by no later than 12:00 noon. (prevailing Eastern Time) on May 20, 2004.

Dated: New York, New York  
May 17, 2004

/s/Robert D. Drain  
HONORABLE ROBERT D. DRAIN  
UNITED STATES BANKRUPTCY JUDGE