

EXHIBIT C

Kane, Dana P.

From: Falvey, Anne M.
Sent: Thursday, March 11, 2004 3:11 PM
To: 'elobello@blankrome.com'; 'schaedle@blankrome.com'
Cc: Kohn, Shalom; Hutchinson, John G.; Kane, Dana P.
Subject: Discovery Request

As discussed, attached is a request for information related to the issue of adequate assurance of future performance by Level 3 with respect to the KMC Agreement. Given the filing deadline of March 22, please respond as soon as possible, but no later than March the close of business on March 16. We would appreciate receiving documents and information on a rolling basis as you gather them. In addition, we are currently considering whether it is necessary to take depositions as well. To the extent you have any questions please phone Shelly Kohn (312) 853 7756 or Dana Kane at (212) 839 5514.

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Discovery Material From Level 3

- a. Pro forma balance sheet, income statement, and cash flow statement for Level 3, assuming its acquisition of the Purchased Assets, for 2003 and 2004-05.
- b. All financial projections and financial and other analyses related to operation of the Purchased Business
- c. All documents which refer or relate to traffic routing, port usage, or services to be provided in connection with operation of the Purchased Business
- d. All documents which refer or relate to potential substitution of ports, or services provided by KMC with ports or services otherwise available to Level 3
- e. All documents which refer or relate to "business downturn" as it may affect the Purchased Business or the KMC Agreement
- f. All documents which refer or relate to "competitive offer" as it may affect the Purchased Business or the KMC Agreement
- g. All communications with AOL which refer or relate to "business downturn" and all documents which refer or relate to such communications.
- h. All communications with Allegiance which refer or relate to "business downturn" and all documents which refer or relate to such communications.
- i. All communications with Allegiance which refer or relate to "competitive offer" and all documents which refer or related to such communications.
- j. All communications between Level 3 and Allegiance related to performance issues and all documents which refer or relate to such communications.
- k. All communications between Level 3 and Allegiance related to a migration plan and transition services with respect to the Purchased Business or the KMC Agreement and all documents which refer or relate to such communications.