Presentment Date: November 25, 2003

Time: 12:00 noon

Kirkpatrick & Lockhart LLP Counsel for Daleen Solutions, Inc. 599 Lexington Avenue New York, NY 10022 (212) 536-3900 Jeffrey N. Rich, Esq. (JNR-7183) Elizabeth H. Singer, Esq. (EHS-2373)

## UNITED STATES BANKRUPTCY COURT SOUTHERN DISTRICT OF NEW YORK

In re : Chapter 11

Allegiance Telecom, Inc., et al., : Case No. 03-13057 (RDD)

Debtors. : (Jointly Administered)

v

NOTICE OF SETTLEMENT OF COUNTER-ORDER DENYING MOTION OF DALEEN SOLUTIONS, INC. FOR RELIEF FROM THE AUTOMATIC STAY UNDER SECTION 362 OF THE BANKRUPTCY CODE

PLEASE TAKE NOTICE that on November 25, 2003, at 12:00 noon, prevailing eastern time, Daleen Solutions, Inc. ("Daleen") will present for settlement and signature to the Honorable Robert D. Drain, United States Bankruptcy Judge, the annexed proposed counterorder (the "Counter-Order") denying Daleen's Motion for Relief From the Automatic Stay Under Section 362 of the Bankruptcy Code dated October 31, 2003.

PLEASE TAKE FURTHER NOTICE that the annexed Counter-Order is being presented as a counterproposal to the proposed order ("Order") that was submitted by Allegiance Telecom, Inc. and its subsidiaries, as debtors and debtors-in-possession (collectively, the "Debtors") by Notice of Settlement of Order dated November 20, 2003.

PLEASE TAKE FURTHER NOTICE that objections or counterproposals, if any, to the

proposed Counter-Order, must be made in writing and conform to the Federal Rules of Civil

Procedure and the Federal Rules of Bankruptcy Procedure, and shall be served upon the

undersigned and filed with the Bankruptcy Court electronically in accordance with General

Order M-242 (which can be found at <u>www.nysb.uscourts.gov</u>) 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 to the Chambers of the Honorable Robert D. Drain, together

with proof of service thereof, so as to be received and filed no later than November 25, 2003 at

11:30 a.m.

PLEASE TAKE FURTHER NOTICE that if the Court deems it necessary, a hearing on

the Order and Counter-Order will be held at the United States Bankruptcy Court for the Southern

District of New York, Alexander Hamilton Custom House, One Bowling Green, New York,

New York 10004, on a date to be established by the Court.

Dated: New York, New York

November 21, 2003

Kirkpatrick & Lockhart LLP

Counsel for Daleen Solutions, Inc.

599 Lexington Avenue

New York, New York 10022

(212) 536-3900

By: /s/ Jeffrey N. Rich

Jeffrey N. Rich (JNR-7183)

 $\hbox{C:\locume-1|PereirjC\locals-1|Temp\notice of settlement of } \underline{\text{ounter-order.doc}}$ 

11/24/03 10:37 AM