B10 (Official Form 10) (04/13)

UNITED STATES BANKRUPTCY COURT Northern District of Texas

PROOF OF CLAIM

Name of Debtor:
FiberTower Network Services Corp., et al
FiberTower Corporation

Case Number:
12-44027

NOTE: *Do not use this form to make a claim for an administrative expense that arises after the bankruptcy filing. You may file a request for payment of an administrative expense according to 11 U.S.C. § 503.*

FILED
U.S. Bankruptcy Court
Northern District of Texas
6/24/2013
Tawana C. Marshall, Clerk
COURT USE ONLY

Name of Creditor (the person or other entity to whom the debtor owes money or property):
Optical Communications Group Inc

Name and address where notices should be sent:
c o American Community Bank
1968 Jericho Turnpike
East Northport, NY 11731

Telephone number: (718) 326-4340 email: Ldileo@ocgfiber.com

RECEIVED
JUN 28 2013
BMC GROUP

☐ Check this box if this claim amends a previously filed claim.
Court Claim Number: _____
(*If known*)
Filed on: _____

☐ Check this box if you are aware that anyone else has filed a proof of claim relating to this claim. Attach copy of statement giving particulars.

Name and address where payment should be sent (if different from above):

Telephone number: email:

1. Amount of Claim as of Date Case Filed: $$ 63600.00
If all or part of the claim is secured, complete item 4. If all or part of the claim is entitled to priority, complete item 5.
☐ Check this box if the claim includes interest or other charges in addition to the principal amount of the claim. Attach a statement that itemizes interest or charges.

2. Basis for Claim: Fiber Optic Lease (See instruction #2)

3. Last four digits of any number by which creditor identifies debtor: 7139	**3a. Debtor may have scheduled account as:** _____ (See instruction #3a)	**3b. Uniform Claim Identifier (optional):** _____ (See instruction #3b)

4. Secured Claim (See instruction #4)
Check the appropriate box if the claim is secured by a lien on property or a right of setoff, attach required redacted documents, and provide the requested information.
Nature of property or right of setoff: ☐ Real Estate ☐ Motor Vehicle ☐ Other
Describe:
Value of Property: $_____
Annual Interest Rate (when case was filed) __% ☐ Fixed or ☐ Variable

Amount of arrearage and other charges, as of the time case was filed, included in secured claim, if any:
$ _____
Basis for perfection: _____
Amount of Secured Claim: $_____
Amount Unsecured: $ 63600.00

5. Amount of Claim Entitled to Priority under 11 U.S.C. §507(a). If any part of the claim falls into one of the following categories, check the box specifying the priority and state the amount.

☐ Domestic support obligations under 11 U.S.C. §507(a)(1)(A) or (a)(1)(B).	☐ Wages, salaries, or commissions (up to $12,475*) earned within 180 days before the case was filed or the debtor's business ceased, whichever is earlier – 11 U.S.C. §507(a)(4).	☐ Contributions to an employee benefit plan – 11 U.S.C. §507(a)(5).	**Amount entitled to priority:**
☐ Up to $2,775* of deposits toward purchase, lease, or rental of property or services for personal, family, or household use – 11 U.S.C. §507(a)(7).	☐ Taxes or penalties owed to governmental units – 11 U.S.C. §507(a)(8).	☐ Other – Specify applicable paragraph of 11 U.S.C. §507(a)(_).	$_____

**Amounts are subject to adjustment on 4/1/16 and every 3 years thereafter with respect to cases commenced on or after the date of adjustment.*

6. Credits. The amount of all payments on this claim has been credited for the purpose of making this proof of claim. (See instruction #6)

FiberTower
00619

7. Documents: Attached are **redacted** copies of any documents that support the claim, such as promissory notes, purchase orders, invoices, itemized statements of running accounts, contracts, judgments, mortgages, and security agreements. If the claim is secured, box 4 has been completed, and **redacted** copies of documents providing evidence of perfection of a security interest are attached. *(See instruction #7, and the definition of "**redacted**".)*

DO NOT SEND ORIGINAL DOCUMENTS. ATTACHED DOCUMENTS MAY BE DESTROYED AFTER SCANNING.

If the documents are not available, please explain:

8. Signature: (See instruction #8) Check the appropriate box.

☑ I am the creditor. ☐ I am the creditor's authorized agent. (Attach copy of power of attorney, if any.) ☐ I am the trustee, or the debtor, or their authorized agent. **(See Bankruptcy Rule 3004.)** ☐ I am a guarantor, surety, indorser, or other codebtor. **(See Bankruptcy Rule 3005.)**

I declare under penalty of perjury that the information provided in this claim is true and correct to the best of my knowledge, information, and reasonable belief.

Print Name: Brad Ickes
Title: President/Owner
Company: Optical Communications Group
Address and telephone number (if different from notice address above):
79-24 71st avenue
Glendale, NY 11385
Telephone number: 718-326-4340 email: ldileo@ocgfiber.com

s/ Brad Ickes (Signature) 6/24/2013 (Date)

Penalty for presenting fraudulent claim: Fine of up to $500,000 or imprisonment for up to 5 years, or both. 18 U.S.C. §§ 152 and 3571.

79-24 71st Avenue Glendale, NY 11385

Invoice

Date	Invoice #
3/13/2013	92203

Bill To
Fiber Tower Accounts Payable 185 Berry Street Suite 4800 San Fransisco, CA 94107

Project Number	Terms	Due Date
017139	Net 30	4/12/2013

Quantity	Description	Rate	Circuit ID	Amount
1	Monthly Reccurring Charge for DF 32 Aof A to 118-29 Qns Blvd to 470 Vanderbilt to 882 3rd Ave Brooklyn. Fibertower PO# 017139 Services from April 01, 2013 to April 30, 2013	15,900.00	FT-001	15,900.00

For Billing Questions
Please Call 718 326 4340

Total $15,900.00

OCG
Optical Communications Group

79-24 71st Avenue Glendale, NY 11385

Invoice

Date	Invoice #
4/13/2013	92252

Bill To
Fiber Tower Accounts Payable 185 Berry Street Suite 4800 San Fransisco, CA 94107

Project Number	Terms	Due Date
017139	Net 30	5/13/2013

Quantity	Description	Rate	Circuit ID	Amount
1	Monthly Reccurring Charge for DF 32 Aof A to 118-29 Qns Blvd to 470 Vanderbilt to 882 3rd Ave Brooklyn. Fibertower PO# 017139 Services from May 01, 2013 to May 31, 2013	15,900.00	FT-001	15,900.00

For Billing Questions
Please Call 718 326 4340

Total $15,900.00

OCG
Optical Communications Group
79-24 71st Avenue Glendale, NY 11385

Invoice

Date	Invoice #
5/13/2013	92303

Bill To
Fiber Tower Accounts Payable 185 Berry Street Suite 4800 San Fransisco, CA 94107

Project Number	Terms	Due Date
017139	Net 30	6/12/2013

Quantity	Description	Rate	Circuit ID	Amount
1	Monthly Reccurring Charge for DF 32 Aof A to 118-29 Qns Blvd to 470 Vanderbilt to 882 3rd Ave Brooklyn. Fibertower PO# 017139 Services from June 01, 2013 to June 30, 2013	15,900.00	FT-001	15,900.00

For Billing Questions
Please Call 718 326 4340

Total $15,900.00

OCG
Optical Communications Group
79-24 71st Avenue Glendale, NY 11385

Invoice

Date	Invoice #
6/13/2013	92319

Bill To
Fiber Tower Accounts Payable 185 Berry Street Suite 4800 San Fransisco, CA 94107

Project Number	Terms	Due Date
017139	Net 30	7/13/2013

Quantity	Description	Rate	Circuit ID	Amount
1	Monthly Reccurring Charge for DF 32 Aof A to 118-29 Qns Blvd to 470 Vanderbilt to 882 3rd Ave Brooklyn. Fibertower PO# 017139 Service from July 01, 2013 to July 31, 2013	15,900.00	FT-001	15,900.00

For Billing Questions
Please Call 718 326 4340

Total $15,900.00

Northern District of Texas
Claims Register

12-44027-dml11 FiberTower Network Services Corp., et al

Judge: D. Michael Lynn **Chapter:** 11

Office: Ft. Worth **Last Date to file claims:** 12/04/2012

Trustee: **Last Date to file (Govt):**

Creditor: (14915053) Optical Communications Group Inc c o American Community Bank 1968 Jericho Turnpike East Northport, NY 11731	**Claim No: 304** *Original Filed Date:* 06/24/2013 *Original Entered Date:* 06/24/2013	*Status:* *Filed by:* CR *Entered by:* Admin *Modified:*

Amount	claimed:	$63600.00		
Unsecured	claimed:	$63600.00		

History:

Details	304-1	06/24/2013	Claim #304 filed by Optical Communications Group Inc, Amount claimed: $63600.00 (Admin)

Description:

Remarks: (304-1) Account Number (last 4 digits):7139

Claims Register Summary

Case Name: FiberTower Network Services Corp., et al
Case Number: 12-44027-dml11
Chapter: 11
Date Filed: 07/17/2012
Total Number Of Claims: 1

Total Amount Claimed*	$63600.00
Total Amount Allowed*	

*Includes general unsecured claims

The values are reflective of the data entered. Always refer to claim documents for actual amounts.

	Claimed	Allowed
Secured		
Priority		
Administrative		