

David M. Posner, Esq. (Admitted *Pro Hac Vice*)

Kevin Zuzolo, Esq. (Admitted *Pro Hac Vice*)

OTTERBOURG P.C.

230 Park Avenue

New York, New York 10169

Telephone: 212-661-9100

Facsimile: 212-682-6104

Email: dposner@otterbourg.com

Email: kzuzolo@otterbourg.com

Michael D. Warner, Esq. (TX Bar No. 00792304)

COLE, SCHOTZ, MEISEL, FORMAN &

LEONARD, P.A.

301 Commerce Street, Suite 1700

Fort Worth, Texas 76102

Telephone: 817-810-5250

Facsimile: 817-810-5255

Email: mwarner@coleschotz.com

COUNSEL FOR THE OFFICIAL COMMITTEE OF UNSECURED CREDITORS

**UNITED STATES BANKRUPTCY COURT
NORTHERN DISTRICT OF TEXAS
FORT WORTH DIVISION**

In re	§	Chapter 11
	§	
FIBERTOWER NETWORK SERVICES	§	Case No. 12-44027-DML-11
CORP., <i>et al.</i> ,	§	
	§	(Jointly Administered)
	§	
Debtors.	§	

WITNESS AND EXHIBIT LIST

The duly-appointed Official Committee of Unsecured Creditors (the “**Committee**”) of FiberTower Network Services Corp., *et al.*, (“**FiberTower**”), hereby files this *Witness and Exhibit List* for the hearings scheduled for **January 15, 2014, at 1:30 p.m. CDT:**

WITNESSES

1. Matthew Flynn, of Goldin Associates, LLC.

The Committee reserves the right to call any witnesses designated by any other party and to call rebuttal witnesses, and designate further rebuttal witnesses.

EXHIBITS

<u>Exhibit No.</u>	<u>Description</u>
1	Debtors' Second Amended Joint Chapter 11 plan and related exhibits and amendments
2	Disclosure Statement for Debtors' Second Amended Joint Chapter 11 Plan and related exhibits and amendments
3	Plan Supplement and related exhibits and amendments
4	Declaration of Matthew R. Flynn in Support of the Committee's Objection to Confirmation and related exhibits
5	Any documents produced by the Debtors pursuant to the Committee's First Request to the Debtors for Production of Documents

The Committee reserves the right to offer into evidence any exhibits designated by any other party and designate any other documents necessary for rebuttal depending upon the witnesses and evidence produced by any other party.

The Committee reserves the right to amend or supplement this Witness and Exhibit List at or prior to the hearings. Further, the Committee reserves the right to (i) introduce exhibits on rebuttal and during cross-examination and/or for the purposes of impeachment; (ii) use documents not listed herein to refresh witnesses' recollections; and (iii) introduce demonstrative exhibits which could include demonstrative exhibits that incorporate material from the exhibits described above and from other sources.

DATED: January 10, 2014

By: /s/Michael D. Warner
Michael D. Warner, Esq. (TX Bar No. 00792304)
COLE, SCHOTZ, MEISEL, FORMAN &
LEONARD, P.A.
301 Commerce Street, Suite 1700
Fort Worth, TX 76102
Telephone: (817) 810-5250
Facsimile: (817) 810-5255
Email: mwarner@coleschotz.com

and

David M. Posner, Esq. (Admitted *Pro Hac Vice*)
Kevin Zuzolo, Esq. (Admitted *Pro Hac Vice*)
OTTERBOURG P.C.
230 Park Avenue
New York, NY 10169-0075
Telephone: (212) 661-9100
Facsimile: (212) 682-6104
Email: dposner@otterbourg.com
Email: kzuzolo@otterbourg.com

COUNSEL FOR THE OFFICIAL COMMITTEE
OF UNSECURED CREDITORS

CERTIFICATE OF SERVICE

I hereby certify that on January 10, 2014, a true and correct copy of the *Witness and Exhibit List* was served by the Court's electronic service filing system in the above cases.

/s/ Michael D. Warner
Michael D Warner