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Counsel to the Debtors

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

In re: § Chapter 11
§
FIBERTOWER NETWORK SERVICES § Case No. 12-44027-DML-11
CORP., *et al.*, §
§ Jointly Administered
Debtors. §

**NOTICE OF AGENDA OF MATTERS SCHEDULED
FOR HEARING ON JANUARY 15, 2014 AT 1:30 P.M. (CT)**

UNCONTESTED MATTERS GOING FORWARD

1. Otterbourg, Steindler, Houston & Rose, P.C. - *Fourth Interim Application for Compensation and Reimbursement of Expenses of Otterbourg, Steindler, Houston & Rosen, P.C., as Co-Counsel for the Official Committee of Unsecured Creditors for the Period of July 1, 2013 through October 31, 2013* [Docket No. 1001; filed 11/25/13] (the "Otterbourg Interim Fee Application"), requesting interim approval of \$105,198.30 in fees and \$1,084.05 in expenses for the period July 1, 2013 through October 31, 2013 as co-counsel to the Official Committee of Unsecured Creditors;
2. Goldin Associates, LLC - *Fourth Interim Application for Compensation and Reimbursement of Expenses of Goldin Associates, LLC, as Financial Advisor for the Official Committee of Unsecured Creditors for the Period of July 1, 2013 through October 31, 2013* [Docket No. 1002; filed 11/25/13] (the "Goldin Interim Fee Application"), requesting interim approval of \$27,400.00 in fees and \$13.69 in expenses for the period July 1, 2013 through October 31, 2013 as financial advisor to the Official Committee of Unsecured Creditors;
3. Andrews Kurth LLP - *Fourth Interim Application of Andrews Kurth LLP, Counsel To the Debtors, for Allowance of Compensation, Reimbursement of Expenses and Payment of Holdbacks* [Docket No. 1004; filed 12/2/2013] (the "Andrews Kurth Interim Fee Application"), requesting interim approval of \$311,862.00 in fees and \$8,650.82 in expenses for the period July 1, 2013 through October 31, 2013 as counsel to the Debtors; and
4. Latham & Watkins LLP - *Third Interim Application of Latham & Watkins LLP as Special FCC Regulatory Counsel to the Debtors for Compensation and Reimbursement of Expenses for the Period July 1, 2013 through October 31, 2013* [Docket No. 1006; filed 12/3/2013]

(the “Latham Interim Fee Application”), requesting approval of \$191,126.50 in fees and \$49.72 in expenses for the period July 1, 2013 through October 31, 2013 as special FCC counsel to the Debtors.

Response/Objection Deadline: December 16, 2013 at 4:00 p.m. (CT) [Docket Nos. 1001, 1002; December 23, 2013 at 4:00 p.m. (CT) [Docket No. 1004] and December 24, 2013 at 4:00 p.m. (CT) [Docket No. 1006]

Responses Received: None.

Status: These matters are going forward.

5. **Related Documents:**

- A. Certificate of Service [of Interim Fee Applications - Docket Nos. 1001 and 1002 [Docket No. 1003; filed 11/26/13]
- B. Certificate of Service of Docket No. 1004 [Docket No. 1014; filed 12/06/2013]
- C. Certificate of Service of Docket No. 1006 [Docket No. 1015; filed 12/6/13]
- D. Notice of Filing of Applications for Compensation and Reimbursement of Expenses and Notice of Hearing on Same [Docket No. 1019, filed 12/16/13]
- E. Certificate of Service of Docket No. 1019 [Docket No. 1021; filed 12/17/13]

CONTESTED MATTER GOING FORWARD

- 1. Debtors’ Third Amended Joint Chapter 11 Plan [Docket No. 1042; filed 1/13/14]

Response/Objection Deadline: January 8, 2014, at 5:00 p.m. (CT)

Status: This matter is going forward.

Related Documents:

- A. Debtors’ Second Amended Joint Chapter 11 Plan [Docket No. 10007, filed 12/4/13]
- B. Certificate of Service of Solicitation Materials (Docket Nos. 1007 and 1013) [Docket No. 1022; filed 12/18/13]
- C. Disclosure Statement for Debtors’ Second Amended Joint Chapter 11 Plan [filed 12/4/13; Docket No. 1009];
- D. Order (i) Approving Disclosure Statement; (ii) Approving Proposed Solicitation Procedures; (iii) Setting a Hearing and Establishing Notice and Objection Procedures for Confirmation of the Plan; and (iv) Granting Related Relief [Entered 12/5/13; Docket No. 1013];

- E. Blackline of Debtors' Third Amended Plan [Docket No. 1043; filed 1/13/14]
- F. Notice of Non-Exhaustive List of Potential Causes of Action Pursuant to Debtors' Second Amended Joint Chapter 11 Plan [Docket No. 1023; filed 12/20/13];
- G. Certificate of Service of Docket No. 1023 [Docket No. 1028; filed 1/2/14];
- H. Notice of Filing of Plan Supplement Documents [Docket No. 1029; filed 1/3/14]
- I. Amended Litigation Trust Agreement [Docket No. 1045; filed 1/13/14]
- J. Blackline of Amended Litigation Trust Agreement [Docket No. 1046; filed 1/13/14]
- K. Certificate of Service of Docket No. 1029 [Docket No. 1030; filed 1/6/14];
- L. Objection of U.S. Bank National Association, as Indenture Trustee and Collateral Agent, to Confirmation of Debtors' Second Amended Joint Chapter 11 Plan filed by U.S. Bank National Association, as Indenture Trustee and Collateral Agent [Docket No. 1031; filed 01/08/14]
- M. Objection of the Texas Ad Valorem Taxing Jurisdictions to Debtors' Second Amended Joint Chapter 11 Plan filed by Texas Ad Valorem Taxing Jurisdictions [Docket No. 1032; filed 1/8/14]
- N. Objection of the Official Committee of Unsecured Creditors to the Debtors' Second Amended Joint Chapter 11 Plan filed by The Official Committee of Unsecured Creditors [Docket No. 1033; filed 1/8/14]
- O. Objection of the Taxing Unit's to the Debtors' Second Amended Joint Chapter 11 Plan filed by Mansfield ISD, et al [Docket No. 1034; filed 1/8/14]
- P. Motion to File Flynn Declaration Under Seal filed by the Official Committee of Unsecured Creditors [Docket No. 1036; filed 1/9/14]
- Q. Order Granting Motion to File Flynn Declaration Under Seal [Docket No. 1041; Entered 1/13/14]
- R. Declaration of BMC Group, Inc. Regarding Solicitation and Tabulation of Ballots With Respect to Debtors' Joint Chapter 11 Plan [Docket No. 1047; filed 1/13/14]
- S. Memorandum of Law [REDACTED] in Support of Confirmation of Debtors' Third Amended Joint Chapter 11 Plan [Docket No. 1049; filed 1/13/14] **[REQUEST TO FILE COMPLETE VERSION UNDER SEAL PER DOCKET NO. 1050]**

- T. Declaration of Thomas Scott in Support of Debtors' Joint Chapter 11 Plan - **REQUEST TO BE FILED UNDER SEAL PER DOCKET NO. 1050**
- U. Motion to Seal Docket No. 1049 and Declaration of Thomas Scott in Support of Debtors' Joint Chapter 11 Plan [Docket No. 1050; filed 1/13/14]

Respectfully submitted this 13th day of January, 2014.

ANDREWS KURTH LLP

By: /s/ Michelle V. Larson
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Counsel to the Debtors

CERTIFICATE OF SERVICE

The undersigned hereby certifies that on the 13th day of January, 2014, he caused a true and correct copy of the foregoing document to be served on all parties receiving electronic notification in these proceedings.

/s/ Jeremy B. Reckmeyer

Jeremy B. Reckmeyer