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**COUNSEL FOR
MARKLEY BOSTON, LLC**

**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. §
§

**MARKLEY BOSTON, LLC’S WITNESS AND EXHIBIT LIST FOR JUNE 18, 2014
HEARING ON MOTION TO DEEM TIMELY FILED PROOF OF CLAIM FOR
REJECTION DAMAGES**

(Related to Doc. Nos. 1106 and 1107)

Markley Boston, LLC’s (“Markley”) hereby submits the following Witness and Exhibit List with respect to the hearing to be conducted on **June 18, 2014 at 12:00 p.m. (CT)** (the “Hearing”) before the Honorable D. Michael Lynn, United States Bankruptcy Judge, in the United States Bankruptcy Court for the Northern District of Texas, Fort Worth Division, 501 West 10th Street, Fort Worth, Texas 76102. Markley may offer any or all of the Exhibits listed below, and may call any or all of the Witnesses listed below to testify on its behalf at the Hearing:

EXHIBITS

Exhibit #	Description	Offered		Admitted		Objection
		Yes	No	Yes	No	
M-1	Data Center/Technology Lease between Markley Boston, LLC and FiberTower Network Services Corp. and First and Second Amendments					
M-2	Certificate of Service (for Doc. No. 704) [Doc. No. 709]					
M-3	Order Granting Debtors' Motion to (I) Reject Certain Executory Contracts and Leases and (II) to Abandon Certain Personal Property [Doc. No. 754]					
M-4	Certificate of Service (for Doc. No. 754) [Doc. No. 761]					
M-5	Findings of Fact, Conclusions of Law and Order Confirming Debtors' Fourth Amended Joint Chapter 11 Plan [Doc. No. 1067]					
M-6	Notice of (I) Occurrence of Effective Date of Debtors' Fourth Amended Joint Chapter 11 Plan (II) Administrative Expense Claim Subsequent Bar Date (III) Deadline To File Fee Claims And (IV) Deadline To File Claims Based On Rejection Of Executory Contracts Or Unexpired Leases Rejected Pursuant To The Plan And The Confirmation Order [Doc. No. 1092]					
M-7	Certificate of Service (for Doc. No. 1092) [Doc. No. 1093]					
M-8	Motion to Deem Timely Filed Proof of Claim for Rejection					

Exhibit #	Description	Offered		Admitted		Objection
		Yes	No	Yes	No	
	Damages [Doc. No. 1106]					
M-9	Affidavit of Devon S. Cutchins [Doc. No. 1107]					
M-10	Proof of Claim for Rejection Damages filed on behalf of Markley Boston, LLC [Claim No. 323]					
M-11	Debtors' Motion to (I) Reject Certain Executory Contracts and Leases and (II) to Abandon Certain Personal Property [Doc. No. 704]					
M-12	Notice of Hearing on the Motion to Deem Timely Filed Proof of Claim for Rejection Damages [Doc. No. 1108]					
M-13	Certificate of No Objection With Respect to Markley Boston, LLC's Motion to Deem Timely Filed Proof of Claim for Rejection Damages					
M-14	Motion for the Order Pursuant to Sections 102 and 105(a) of the Bankruptcy Code and Bankruptcy Rules 2002(m) and 9007 Establishing Notice Procedures [Doc. No. 10]					

WITNESSES

1. Devon S. Cutchins;
2. Any witness listed by any other party; and,
3. Any witness necessary for rebuttal.

Markley reserves all rights to call any additional witnesses depending on the testimony from other parties. Markley may request that the Bankruptcy Court take judicial notice of all pleadings, transcripts and all attachments in this matter. Markley reserves the right to use exhibits presented by another party in this matter for impeachment or rebuttal purposes. Markley reserves the right to hereafter supplement, amend or modify this list as appropriate prior to the Hearing.

Dated: June 13, 2014

Respectfully submitted,

By: /s/ Trey A. Monsour

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**ATTORNEYS FOR
MARKLEY BOSTON, LLC**

CERTIFICATE OF SERVICE

I certify that on June 13, 2014, a true and correct copy of the foregoing document was served via email through the Bankruptcy Court's Electronic Case Filing System on those parties that have consented to such service, including the Debtors. Furthermore, the foregoing document has been served on the parties appearing on the Limited Service List maintained in these chapter 11 cases via first class U.S. mail, postage prepaid and, where possible, via electronic mail.

/s/ Trey A. Monsour
Trey A. Monsour