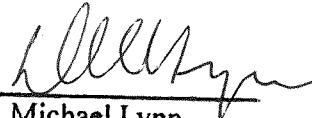


U.S. BANKRUPTCY COURT
NORTHERN DISTRICT OF TEXAS
ENTERED
THE DATE OF ENTRY IS
ON THE COURTS DOCKET
TAWANA G. MARSHALL, CLERK

JUN 16 2014


D. Michael Lynn
U.S. Bankruptcy Judge

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

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

**ORDER GRANTING MOTION TO DEEM TIMELY FILED
PROOF OF CLAIM FOR REJECTION DAMAGES**

Upon the *Motion to Deem Timely Filed Proof of Claim for Rejection Damages* (the "Motion") [Docket No. 1106], the *Affidavit of Devon S. Cutchins* [Docket No. 1107], the *Notice of Hearing* [Docket No. 1108], and the *Certificate of No Objection* [Docket No. 1114] filed by Markley Boston, LLC ("Markley Boston"); and the Court having jurisdiction to consider the matter pursuant to 28 U.S.C. §§ 157 and 1334; and this matter being a core proceeding pursuant

to 28 U.S.C. § 157(b)(2)(A); and the Court being satisfied that the relief requested in the Motion is appropriate and in the best interest of the Debtors and their respective estates and creditors; and it appearing that (a) sufficient notice of the Motion has been given and that no other or further notice is required, (b) that the deadline to object or otherwise respond to the Motion has passed and (c) no objections or responses to the Motion have been filed; and after due deliberation and sufficient cause appearing therefore; it is hereby:

ORDERED that the Motion is hereby granted, to the extent set forth herein; and it is further

ORDERED that Markley Boston's proof of claim in the amount of \$70,869.48 for rejection damages [Claim No. 323] is deemed timely filed.

END OF ORDER

Submitted by:

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