


“freight broker,” a company known as “Great Northwest.” As Old Dominion explained in its response, the debtor’s liability for the unpaid amounts owed could be established in several different ways, including through the introduction of evidence that the debtor actually paid for shipments arranged by Great Northwest.

On Wednesday, November 3, 2004, counsel for Old Dominion received a check and voucher from counsel for “Great Northwest Transport, Inc.,” which is the true name of the Oregon company which was authorized by the FMCSA to act as a broker in the transactions, which shows that debtor RCN Corporation was paying for shipments arranged by the broker. A true and correct copy of the check and voucher produced by Great Northwest Transport, Inc. is attached hereto as Exhibit A.

Dated: November 4, 2004.

LAW OFFICES OF JOHN M. DALEY

By 
JOHN M. DALEY
Attorneys for Claimant Old Dominion Freight
Line, Inc.

RCN Corporation

105 Carnegie Center
Princeton, NJ 08540

CHECK NUMBER

152644

VENDOR NAME GREAT NORTHWEST TRANSP

VENDOR NUMBER

36392

| INVOICE NUMBER | INVOICE DATE | DESCRIPTION | GROSS AMOUNT | DISCOUNT | NET AMOUNT |
|-------------------|--------------|-------------|-----------------|----------|-----------------|
| 35457 | 12-FEB-03 | PO#82086 | 351.88 | | 351.88 |
| TOTAL PAID | | | \$351.88 | | \$351.88 |

PNC Bank, NA
Jeanette, Pa.

60-162 / 433

RCN Corporation

105 Carnegie Center
Princeton, NJ 08540

| CHECK NUMBER | CHECK DATE | CHECK AMOUNT |
|--------------|------------|---------------|
| 152644 | 03-MAR-03 | *****\$351.88 |

PAY *Three hundred fifty one and 88/100 Dollars*

TO
THE
ORDER
OF

GREAT NORTHWEST TRANSPORTS, INC.
PO BOX 7100
ALOHA, OR 97007
United States



AUTHORIZED SIGNATURE

EXHIBIT A

THE BACK OF THIS DOCUMENT CONTAINS AN ARTIFICIAL WATERMARK • HOLD AT AN ANGLE TO VIEW

**PROOF OF SERVICE VIA FEDERAL EXPRESS
AND ELECTRONIC MAIL**

I, John M. Daley, declare:

I am a citizen of the United States, over the age of 18 years, and not a party to this action, and my business address is One Sutter Street, 10th Floor, San Francisco, CA 94104.

On November 4, 2004, I served the following document(s):

**AMENDMENT TO RESPONSE TO DEBTOR'S
SECOND OMNIBUS OBJECTION TO CLAIM
NO. 1096 SUBMITTED BY OLD DOMINION
FREIGHT LINE, INC.**

By agreement with counsel, the documents were converted to Adobe pdf format and served electronically on the following counsel at the e-mail addresses which follow:

Skadden, Arps, Meagher & Flom LLP
Counsel, RCN Corporation
Four Times Square
New York, NY 10036-6522
Attn: Frederick D. Morris, Esq. e-mail: fmorris@skadden.com
 Bennett S. Silverbeg, Esq. e-mail: bsilverb@skadden.com

Milbank, Tweedy, Hadley & McCloy
Counsel, Official Committee of Unsecured Creditors
1 Chase Manhattan Plaza
New York, NY 10005
Attn: Susheel Kirpalani, Esq. e-mail: skirpalani@milbank.com
 Dierdre Ann Sullivan, Esq. e-mail: dsullivan@milbank.com

Simpson Thacher & Bartlett LLP
Counsel, Agent for the Prepetition Credit Facility
425 Lexington Avenue
New York, NY 10017-3954
Attn: Peter V. Pantaleo, Esq. e-mail: ppantaleo@stblaw.com

The document(s) were placed in an envelope and served via Federal Express to the person(s) and at the address(es) which follow:

Office of the United States Trustee for the Southern
District of New York
33 Whitehall Street, 21st Floor
New York, NY 10004
Attn: Paul K. Schwartzberg, Esq.

I am readily familiar with the business practice of the Law Offices of John M. Daley for collection and processing of correspondence for service by Federal Express. In accordance with that practice, the correspondence would be placed in a sealed envelope and deposited in a box or other facility regularly maintained by Federal Express, or delivered to an authorized courier or driver authorized by Federal Express to receive documents, in an envelope or package designated by Federal Express, with delivery fees paid or provided for, addressed to the person on whom it is to be served, at the office address last given by that person on any document filed in the cause and served on the party making service.

I declare under penalty of perjury under the laws of the United States that the foregoing is true and correct and that this proof of service was executed on November 4, 2004 at San Mateo, California.


JOHN M. DALEY