## UNITED STATES BANKRUPTCY COURT SOUTHERN DISTRICT OF NEW YORK

In re:

RCN CORPORATION, et.al.,

Debtors.

Chapter 11

Case No. 04-13638

(Jointly Administered)

## NOTICE OF APPEARANCE AND DEMAND FOR NOTICE AND SERVICE OF PAPERS

PLEASE TAKE NOTICE that EVERGREEN HIGH YIELD BOND FUND,

EVERGREEN VA STRATEGIC INCOME FUND, EVERGREEN STRATEGIC INCOME

FUND, EVERGREEN VA HIGH INCOME FUND, EVERGREEN INCOME ADVANTAGE

FUND, EVERGREEN UTILITY AND TELECOMMUNICATIONS FUND, SENTINEL

CAPITAL MARKETS INCOME FUND and SENTINEL HIGH YIELD BOND FUND (the

"Evergreen Funds"), creditors and parties in interest, hereby appear in the above-captioned cases.

Pursuant to Bankruptcy Rules 2002 and 9007, demand is made that all notices given or required

to be given, and all papers served or required to be served, be given and served upon the

following:

PAUL, HASTINGS, JANOFSKY & WALKER LLP 75 East 55th Street New York, NY 10022-3205 Attention: Harvey A. Strickon, Esq. Tel: (212) 318-6380 Fax: (212) 230-7689 E-mail: harveystrickon@paulhastings.com

The foregoing demand includes, not only the notices and papers referred to in the Bankruptcy Rules specified above but, without limitation, all orders and notices of any application, motion, hearing, petition, request, complaint or demand, whether formal or informal, whether written or oral and whether transmitted or conveyed by mail, personal delivery, telephone, telegraph, telex or otherwise, which affect or seek to affect in any way any rights or interests of the Debtors.

This appearance and demand for notice and service of papers is not intended as nor is it a consent to jurisdiction of the Bankruptcy Court over the Evergreen Funds nor, specifically but not limited to, a waiver of (i) the Evergreen Funds' right to have final orders in non-core matters entered only after <u>de novo</u> review by a district judge; (ii) the Evergreen Funds' right to trial by jury in any proceeding so triable herein, or in any case, controversy or proceeding related hereto; (iii) the Evergreen Funds' right to have the reference withdrawn by the District Court in any matter subject to mandatory or discretionary withdrawal; or (iv) any other rights, claims, actions, defenses, set-offs, or recoupments to which the Evergreen Funds are or may be entitled under any agreement, in law or in equity, as of which rights, claims, actions, defenses, set-offs, and recoupments the Evergreen Funds expressly reserve.

Dated: New York, New York June 03, 2004 PAUL, HASTINGS, JANOFSKY & WALKER LLP

By: <u>/s/ Harvey Strickon</u> Harvey A. Strickon (HS5210)

75 East 55th Street New York, NY 10022-3205 (212) 318-6000

Counsel for the Evergreen Funds