

MILBANK, TWEED, HADLEY & M<sup>c</sup>CLOY LLP  
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Proposed Counsel for the Official Committee  
of Unsecured Creditors

**UNITED STATES BANKRUPTCY COURT  
SOUTHERN DISTRICT OF NEW YORK**

-----X  
In re: : Chapter 11  
: :  
RCN CORPORATION, et al., : Case No. 04-13638 (RDD)  
: :  
Debtors. : (Jointly Administered)  
-----X

**AFFIDAVIT OF SERVICE**

STATE OF NEW YORK )  
) SS.:  
COUNTY OF NEW YORK )

PAUL L. FABSIK, being duly sworn, deposes and says:

I am a resident of the United States, over the age of eighteen years, and am not a party to or interested in the above-captioned cases. I am employed by the law firm of Milbank, Tweed, Hadley & M<sup>c</sup>Cloy LLP, Proposed Counsel for the Official Committee of Unsecured Creditors in the above-captioned cases.

On the 2<sup>nd</sup> of July, 2004, I caused a copy of the following document:

1. APPLICATION OF OFFICIAL COMMITTEE OF UNSECURED CREDITORS OF RCN CORPORATION, AND OTHERS, UNDER 11 U.S.C. SECTIONS 328 AND 1103 AND FED. R. BANKR. P. 2014 AND 5002, FOR ORDER AUTHORIZING AND APPROVING RETENTION AND EMPLOYMENT, EFFECTIVE AS OF JUNE 10, 2004, OF MILBANK, TWEED, HADLEY & MCCLOY LLP AS LEGAL COUNSEL

2. NOTICE OF PRESENTMENT OF ORDER UNDER SECTIONS 328 AND 1103(a) OF THE BANKRUPTCY CODE, AND FED. R. BANKR. P. 2014 AND 5002, AUTHORIZING AND APPROVING RETENTION AND EMPLOYMENT OF MILBANK, TWEED, HADLEY & McCLOY LLP, EFFECTIVE AS OF JUNE 10, 2004, AS LEGAL COUNSEL TO THE OFFICIAL COMMITTEE OF UNSECURED CREDITORS
3. APPLICATION FOR ORDER AUTHORIZING AND APPROVING, UNDER 11 U.S.C. SECTIONS 328 AND 1103 AND FED. R. BANKR. P. 2014 AND 5002, THE RETENTION OF CAPITAL & TECHNOLOGY ADVISORS LLC, EFFECTIVE AS OF JUNE 14, 2004 AS INDUSTRY AND TECHNOLOGY ADVISORS TO THE OFFICIAL COMMITTEE OF UNSECURED CREDITORS
4. NOTICE OF PRESENTMENT OF ORDER, UNDER SECTIONS 328 AND 1103(A) OF THE BANKRUPTCY CODE, AND FED. R. BANKR. P. 2014 AND 5002, AUTHORIZING AND APPROVING APPLICATION FOR RETENTION OF CAPITAL & TECHNOLOGY ADVISORS LLC EFFECTIVE AS OF JUNE 14, 2004, AS INDUSTRY AND TECHNOLOGY ADVISOR TO THE OFFICIAL COMMITTEE OF UNSECURED CREDITORS,

to be served upon the parties identified on Exhibit A attached hereto by United States Postal Service for delivery by first class mail, to be served upon the parties identified on Exhibit B attached hereto by securely enclosing a true copy of the aforementioned document in a properly addressed wrapper and causing the same to be delivered into the

custody of a Federal Express Representative in the City and State of New York for Saturday next day delivery.

/s/ Paul L. Fabsik  
Paul L. Fabsik

SWORN TO AND SUBSCRIBED before  
me this 6<sup>th</sup> day of July, 2004.

/s/ Rena K. Strappazon  
Notary Public, State of New York  
No. 01ST6028430  
Qualified in New York County  
Commission Expires August 2, 2005

**EXHIBIT A**

LOWENSTEIN SANDLER PC  
65 Livingston Avenue  
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Attn: Vincent A. D'Agostino, Esq.

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**EXHIBIT B**

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