

Stephanie D. Curtis, TX State Bar No. 05286800  
Mark A. Castillo, TX State Bar No. 24027795  
The Curtis Law Firm, PC  
901 Main St., Suite 6515  
Dallas, Texas 75202  
Telephone: (214) 752-2222  
Facsimile: (214) 752-0709

and

Steven W. Soulé, Oklahoma Bar No. 13781  
Bonnie N. Hackler, Oklahoma Bar No. 18392  
Hall, Estill, Hardwick, Gable, Golden & Nelson, P.C.  
320 South Boston, Suite 400  
Tulsa, Oklahoma 74103  
Telephone: (918) 594-0400  
Facsimile: (918) 594-0505

**COUNSEL FOR WITEL COMMUNICATIONS,  
L.L.C. F/K/A WILLIAMS COMMUNICATIONS, L.L.C.**

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

**IN RE:**

**VARTEC TELECOM, INC., *et al.*,**

**DEBTORS.**

§  
§  
§ **Case No. 04-81694-SAF-11**  
§ **(Jointly Administered)**  
§  
§ **Hearing Date and Time:**  
§ **July 25, 2005 at 1:30 p.m.**

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**LIMITED OBJECTION OF WITEL COMMUNICATIONS, L.L.C. F/K/A  
WILLIAMS COMMUNICATIONS, L.L.C. TO MOTION TO  
AUTHORIZE REJECTIONS OF CIRCUIT AGREEMENTS**

WilTel Communications, L.L.C. f/k/a Williams Communications, L.L.C. (hereinafter, “WilTel”), by and through its undersigned counsel, hereby files its Limited Objection to Motion to Authorize Rejection of Circuit Agreements. In support hereof, WilTel respectfully states as follows:

## **JURISDICTION AND VENUE**

1. This Court has jurisdiction over this matter pursuant to 28 U.S.C. §§ 1334 and 157. Consideration of this motion constitutes a core proceeding as defined in 28 U.S.C. § 157.

2. Venue is proper in this Court pursuant to 28 U.S.C. §§ 1408 and 1409.

## **BACKGROUND**

3. On November 1, 2004 (the “Petition Date”), VarTec Telecom, Inc. (hereinafter, the “Debtor”), filed a voluntary petition for relief under Chapter 11 of Title 11 of the United States Code, 11 U.S.C. §§ 101-1330 (the “Bankruptcy Code”).

4. The Debtor is continuing to operate its business and manage its assets as debtor-in-possession pursuant to Sections 1107(a) and 1108 of the Bankruptcy Code.

5. Both prior to and after the Petition Date, WilTel has provided certain telecommunications and related services to the Debtor under certain agreements by and between WilTel and the Debtor (hereinafter, the “Agreements”). The Agreements are listed on Exhibit “A” attached hereto.

6. As of the Petition Date, the Debtor owed WilTel approximately \$312,010.56.<sup>1</sup> The Debtor currently owes WilTel the amount of \$254,393.64 for post-petition services.

7. On June 16, 2005, the Debtor filed its Motion to Authorize Rejection of Circuit Agreements (the “Motion to Reject”).

8. Through the Motion to Reject, the Debtor seeks the Court’s authority to reject certain circuits with WilTel which are listed on Exhibit “A” to the Motion to Reject.

9. WilTel’s records reflect that these circuits have already been disconnected.

10. The Debtor has represented to WilTel that at this time it does not intend to reject

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<sup>1</sup> WilTel reserves all rights to amend or supplement the amounts estimated herein.

the agreements pursuant to which WilTel provided these circuits to the Debtor.

**RELIEF REQUESTED**

10. To the extent the Debtor seeks rejection of the Agreements (or any other agreements by and between the Debtors and WilTel), WilTel objects in that this relief is not clearly set forth in the Motion to Reject and should not be granted.

**WHEREFORE**, WilTel respectfully submits this limited objection to the Motion to Reject.

Dated: July 6, 2005.

Respectfully submitted,

**THE CURTIS LAW FIRM, PC**

/s/ Mark A. Castillo

Stephanie D. Curtis, TX State Bar No. 05286800

Mark A. Castillo, TX State Bar No. 24027795

901 Main St., Suite 6515

Dallas, Texas 75202

Telephone: (214) 752-2222

Facsimile: (214) 752-0709

-and-

**HALL, ESTILL, HARDWICK, GABLE, GOLDEN &  
NELSON, P.C.**

Steven W. Soulé, OBA No. 13781

Bonnie N. Hackler, OBA No. 18392

320 South Boston Avenue, Suite 400

Tulsa, Oklahoma 74103-3708

Telephone: (918) 594-0627

Facsimile: (918) 594-0505

**COUNSEL FOR WILTEL COMMUNICATIONS,  
L.L.C. f/k/a WILLIAMS COMMUNICATIONS, L.L.C.**

**CERTIFICATE OF SERVICE**

I hereby certify that, on July 6, 2005, a copy of the foregoing was served by the Court's ECF system upon counsel for the Debtors, Richard H. London, and all other parties agreeing to accept such service.

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/s/ Mark A. Castillo

Mark A. Castillo