

**ENTERED**TAWANA C. MARSHALL, CLERK
THE DATE OF ENTRY IS
ON THE COURT'S DOCKET

The following constitutes the order of the Court.

Signed January 3, 2006

Harlin DeWayne Hale
United States Bankruptcy Judge

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

IN RE:

VARTEC TELECOM, INC., *et al.*

DEBTORS.

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CASE NO. 04-81694-HDH-11

(Chapter 11)
(Jointly Administered)

**ORDER AUTHORIZING REJECTION OF TENTH SET OF ASSORTED
EXECUTORY CONTRACTS AND PERSONAL PROPERTY LEASES**

On January 3, 2006, the Court considered the Tenth Motion to Authorize Rejections of Assorted Executory Contracts and Personal Property Leases and Brief in Support [Docket No. 2147] (the "Motion")¹ filed by the above-referenced debtors and debtors in possession (the "Debtors"). The Court finds that the Debtors have exercised sound business judgment to determine that the Contracts, a summary of which is attached hereto as **Exhibit A**, should be rejected. The Court further finds that adequate

¹ Capitalized terms not defined herein shall have the meaning given to them in the Motion.

notice of this Motion has been given and no other notice needs to be given. Therefore, it is

ORDERED that the Motion is **GRANTED**. It is further

ORDERED that the Contracts shall be rejected effective as of December 9, 2005, and, unless the Debtors and the respective counterparties agree otherwise, the respective counterparties to the Contracts shall retrieve any property relating to the Contracts within a reasonable time (with the cost of such retrieval to be borne by such counterparties). It is further

ORDERED that to the extent that a counterparty to a Contract refuses to timely retrieve personal property relating to the Contract, the Debtors are authorized to dispose of such property by any reasonable means and shall have a claim against such counterparty for the costs of such disposition. It is further

ORDERED that the counterparties to the Contracts have 30 days from the entry of this Order to file any claims arising from the rejection of their respective Contract.

END OF ORDER

After entry, return copy to:

Richard H. London, SBT #24032678

VINSON & ELKINS L.L.P.

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ATTORNEYS FOR THE DEBTORS

1055673_1.DOC

Exhibit A

Counter-Party	Debtor	Notice Address	Contract Subject
Accurate Pest Control	Excel Telecommunications, Inc.	Accurate Pest Control 300 So. State Rd. 7 Plantation, FL 33317	Pest Control Services
American Express Travel Services	Excel Management Services, Inc.	American Express Travel Services 3110 Skyway Circle South Irving, TX 75038	Travel Services
American Security Systems, Inc.	VarTec Telecom, Inc.	American Security Systems, Inc. 18 West 23rd. St. New York, NY 10010-5208	Security Monitoring Services
Aspect Telecommunications Corp	Excel Telecommunications, Inc.	Aspect Telecommunications Corp. 1730 Fox Dr. San Jose, CA 95131	Equipment, Software, Maintenance and Support Agreements
BMI Business Machines International	Excel Management Service, Inc.	BMI Business Machines International 826 Office Park Circle, Suite 107 Lewisville, TX 75057	Computer Hardware Maintenance Agreement
D&B Receivables Management Services	VarTec Telecom, Inc.	D&B Receivables Management Services 899 Eaton Rd. Bethlehem, PA 18025	Receivable Collections
Distillata Co.	VarTec Telecom, Inc.	Distillata Co. 1608 E. 24 Cleveland, OH 44114	Water Services
Eboz (iBoost)	Excel Management Services, Inc.	Eboz (iBoost) 5200 Lankershim Blvd., Suite 300 N. Hollywood, CA 91601	Private Label Promotion Package Agreement
First Data Solutions	Excel Management Services, Inc.	First Data Solutions P.O. Box 8334 Omaha, NE 68108	Information Search Tool Services
Freshwater Software	VarTec Telecom, Inc.	Freshwater Software P.O. Box 17280 Boulder, CO 80308-0280	Software License Agreement
Hal-Tec Construction	VarTec Telecom, Inc.	Hal-Tec Construction 405 North Rea St., Suite 240 Tampa, FL 33069	Inside Wiring Services
Hire Dynamics	VarTec Telecom, Inc.	Hire Dynamics 3479 Lawrence Suwanee Rd., Suite A Suwanee, GA 30042	Contract Labor Services
IBM	Excel Management Services, Inc.	IBM 400 Riverpark Dr. North Reading, MA 01864	Lotus Passport Maintenance Agreement
Intell-A-Check	Excel Management Services, Inc.	Intell-A-Check 500 Cortland St. Belleville, NJ 07109	Software License and Support Agreement
Lexis Nexis	VarTec Telecom, Inc.	Lexis Nexis P.O. Box 2314 Carolstream, IL 60132	Software License and Services
OSC	VarTec Telecom, Inc.	OSC 5302 Ave. Q, Suite 6 Lubbock, TX 79412	Print Services
Output Services, Inc.	VarTec Telecom, Inc.	Output Services, Inc. 6410 Odell Place Boulder, CO 80301	Printing and Mailing Services
Palm Coast Build. Maint., Inc.	VarTec Telecom, Inc.	Palm Coast Build. Maint., Inc. 7040 W. Palmetto Park Rd. #4 PMB55 Boca Raton, FL 33433	Janitorial Services

Counter-Party	Debtor	Notice Address	Contract Subject
Prairie Systems, Inc.	Excel Management Services, Inc.	Prairie Systems, Inc. LB366, P.O. Box 2140 Omaha, NE 68103	Independent Verification Service
RecruitMax Software	VarTec Telecom, Inc.	RecruitMax Software 213 6th Ave. North Jacksonville Beach, FL 32250	Software and License Agreement
Regulus Integrated Solutions LLC (f/k/a Quantum Information Corporation)	VarTec Telecom, Inc.	Regulus Integrated Solutions LLC 860 Latour Court Napa, CA 94558	Printing and Mailing Service Agreement
Soltrus, Inc.	VarTec Telecom, Inc.	Soltrus, Inc. 625 Church St., Suite 400 Toronto, Ontario M4Y 2G1 CANADA	Software Support Agreement
Talx Corp.	VarTec Telecom, Inc.	Talx Corp. P. O. Box 790051 1850 Borman Ct. St. Louis, MO 63146	Employment Verification Services
Trugreen Chemlawn	Excel Telecommunications, Inc.	Trugreen Chemlawn 3093 B. Volunteer Drive Chattanooga, TN 37416	Lawn Services
WebCreators Internet Services, Inc.	VarTec Telecom, Inc.	WebCreators Internet Services, Inc. 3002 Dow Ave., Suite 414 Tustin, CA 92780	Services Agreement
Witness Systems	VarTec Telecom, Inc.	Witness Systems 300 Colonial Center Parkway Rosewell, GA 30076	Software License and Support Agreement