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Northern Distri	ct of California (SanFrancisco)	
Notice of Chapter 11 Bankruptc	y Case, Meeting of Creditors, & Deadlines	
A chapter 11 bankruptcy case concerning the debtor corporation listed below was filed on 1/16/01.		
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	bortant deadlines. You may want to consult an attorney to protect your at the bankruptcy clerk's office at the address listed below. NOTE: The vice.	
	For Important Explanations.	
Debtor (name(s) and address): Northpoint Communications of Virginia, Inc.	· · · · · · · · · · · · · · · · · · ·	
303 2nd St. S Tower San Francisco, CA 94107-1366		
Case Number: 01-30125 c7	Taxpayer ID Nos.:	
Attorney for Debtor (name and address): Michael S. Lurey Law Offices of Latham and Watkins 633 W 5th St. #4000 Los Angeles, CA 90071-2007	Telephone number: (213) 485-1234	
	ing of Creditors:	
Date: 02/27/01 Time: 11:00 an	n	
Location: Office of the U.S. Trustee, 250 Montgo	mery St. #1010, San Francisco, CA 94104	
Deadlines to File a Proof of Claim: Proof of Claim must be received by the bankruptcy clerk's office by the following deadline: For all creditors (except a governmental unit): 05/29/01 For all creditors (except a governmental unit): 05/29/01 For a governmental unit: Must file before 180 days after the date relief was entered.		
Creditors May	Not Take Certain Actions:	
The filing of the bankruptcy case automatically stays certain collection and other actions against the debtor and the debtor's property. If you attempt to collect a debt or take other action in violation of the Bankruptcy Code, you may be penalized.		
Address of the Bankruptcy Clerk's Office: U.S. Bankruptcy Court 235 Pine St. P.O. Box 7341 San Francisco, CA 94120-7341 Telephone number: (415)268-2300	For the Court: Clerk of the Bankruptcy Court: Keenan G. Casady	
Hours Open: 9:00 am - 4:30 pm (Monday - Friday)	Date: 01/31/01	

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## **EXPLANATIONS**

Bankruptcy Case       field in this court by or against the debtor listed on the front side, and an order for relief hale entered. Chapter 11 allows a debtor to reorganize or liquidate pursuant to a plan. A plan effective unless confirmed by the court. You may be sent a copy of the plan and a disc statement telling you about the plan, and you might have the opportunity to vote on the plan. A plan method be date of the confirmation hearing, and you may object to confirmation plan and attend the confirmation hearing. Unless a trustee is serving, the debtor will rem possession of the debtor's property and may continue to operate any business.         Creditors May Not Take       Prohibited collection actions are listed in Bankruptcy Code §362. Common examples of prof actions include contacting the debtor by telephone, mail or otherwise to demand repayment; actions to collect money or obtain property from the debtor; repossessing the debtor's prostarting or continuing lawsuits or foreclosures.         Meeting of Creditors       A meeting of creditors is scheduled for the date, time and location listed on the front side debtor's representative must be present at the meeting to be questioned under oath by the trust by creditors. Creditors are welcome to attend, but are not required to do so. The meeting n continued and concluded at a later date without further notice.         Claims       A Proof of Claim is a signed statement describing a creditor's claim. If a Proof of Claim form included with this notice, you can obtain one at any bankruptcy clerk's office. If your claim is scheduled, you are permitted to file a Proof of Claim. If your claim is not listed at a disputed, contingent, or unliquidated, then you must file a Proof of Claim is not listed as disputed, contingent, or unliquidated, then you must file a Proof of Claim is lowor and is not listed as disputed, continge		(//////////////////////////////////////
Certain Actions       actions include contacting the debtor by telephone, mail or otherwise to demand repayment; actions to collect money or obtain property from the debtor; repossessing the debtor's prostarting or continuing lawsuits or foreclosures.         Meeting of Creditors       A meeting of creditors is scheduled for the date, time and location listed on the front side debtor's representative must be present at the meeting to be questioned under oath by the trust by creditors. Creditors are welcome to attend, but are not required to do so. The meeting n continued and concluded at a later date without further notice.         Claims       A Proof of Claim is a signed statement describing a creditor's claim. If a Proof of Claim form included with this notice, you can obtain one at any bankruptcy clerk's office. You may look schedules that have been or will be filed at the bankruptcy clerk's office. You may look unless you file a Proof of Claim or you are sent further notice about the claim. Whether or no claim is scheduled, you are permitted to file a Proof of Claim. If your claim is not listed at al your claim is scheduled, then you must file a Proof of Claim to ryour debt. See Bankruptcy Cote \$1141(d). A discharge of debts, which may include all or your debt. See Bankruptcy Code \$1141(d). A discharge means that you may never try to colle debt from the debtor, except as provided in the plan.         Bankruptcy Clerk's Office       Any paper that you file in this bankruptcy case should be filed at the bankruptcy clerk's office.         Bankruptcy Clerk's Office       Any paper that you file in this bankruptcy clerk's office.	Filing of Chapter 11 Bankruptcy Case	A bankruptcy case under chapter 11 of the Bankruptcy Code (title 11, United States Code) has been filed in this court by or against the debtor listed on the front side, and an order for relief has been entered. Chapter 11 allows a debtor to reorganize or liquidate pursuant to a plan. A plan is not effective unless confirmed by the court. You may be sent a copy of the plan and a disclosure statement telling you about the plan, and you might have the opportunity to vote on the plan. You will be sent notice of the date of the confirmation hearing, and you may object to confirmation of the plan and attend the confirmation hearing. Unless a trustee is serving, the debtor will remain in possession of the debtor's property and may continue to operate any business.
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<ul> <li>your debt. See Bankruptcy Code §1141(d). A discharge means that you may never try to colled debt from the debtor, except as provided in the plan.</li> <li>Bankruptcy Clerk's Office Any paper that you file in this bankruptcy case should be filed at the bankruptcy clerk's office address listed on the front side. You may inspect all papers filed, including the list of the deproperty and debts, at the bankruptcy clerk's office.</li> </ul>	Claims	A Proof of Claim is a signed statement describing a creditor's claim. If a Proof of Claim form is not included with this notice, you can obtain one at any bankruptcy clerk's office. You may look at the schedules that have been or will be filed at the bankruptcy clerk's office. If your claim is scheduled and is <i>not</i> listed as disputed, contingent, or unliquidated, it will be allowed in the amount scheduled unless you file a Proof of Claim or you are sent further notice about the claim. Whether or not you claim is scheduled, you are permitted to file a Proof of Claim. If your claim is not listed at all <i>or</i> if your claim is listed as disputed, contingent, or unliquidated, then you must file a Proof of Claim by the "Deadline to File a Proof of Claim" listed on the front side, or you might not be paid any money on your claim against the debtor in the bankruptcy case.
address listed on the front side. You may inspect all papers filed, including the list of the de property and debts, at the bankruptcy clerk's office.	Discharge of Debts	Confirmation of a chapter 11 plan may result in a discharge of debts, which may include all or part of your debt. See Bankruptcy Code §1141(d). A discharge means that you may never try to collect the debt from the debtor, except as provided in the plan.
Legal Advice The staff of the bankruptcy clerk's office cannot give legal advice. You may want to cons	Bankruptcy Clerk's Office	Any paper that you file in this bankruptcy case should be filed at the bankruptcy clerk's office at the address listed on the front side. You may inspect all papers filed, including the list of the debtor's property and debts, at the bankruptcy clerk's office.
attorney to protect your rights.	Legal Advice	The staff of the bankruptcy clerk's office cannot give legal advice. You may want to consult an attorney to protect your rights.
Refer to Other Side For Important Deadlines and Notices		-Refer to Other Side For Important Deadlines and Notices

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FORM B10 (Official Form 10)(4/98)		
UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF CALIFORNIA	A (SANFRANCISCO)	PROOF OF CLAIM
Name of Debtor Northpoint Communications of Virginia, Inc.	Case Number: 01-30125-c7 Chapter 11 Creditor Id: 2739384	
NOTE: This form should not be used to make a claim for the commencement of the case. A "request" for payment of pursuant to 11 U.S.C. \$503	an administrative expense arising after an administrative expense may be filed	2739384
Name of Creditor (The person or other entity to whom the debtor owes money or property): Public Service Comm of Kentucky Name and Address where notices should be sent: Public Service Comm of Kentucky Thomas M Dorman Exec Dir 211 Sower Boulevard Frankfort KY 40602 Telephone Number:	<ul> <li>Check box if you are aware that anyone else has filed a proof of claim relating to your claim. Attach copy of statement giving particulars.</li> <li>Check box if you have never received any notices from the bankruptcy court in this case.</li> <li>Check box if the address differs from the address on the envelope sent to you by the court.</li> </ul>	THIS SPACE IS FOR COURT USE ONLY
Account or other number by which creditor identifies debtor:	Check here if replaces	· · · · · · · · · · · · · · · · · · ·
<ul> <li>1. Basis for Claim</li> <li>Goods sold</li> <li>Services performed</li> <li>Money loaned</li> <li>Personal injury/wrongful death</li> <li>Taxes</li> <li>Other</li> </ul>	this claim       amends       a previously         Retiree benefits as defined in 11 U.S.C         Wages, salaries, and compensation (fill         Your SS #:	out below)
2. Date debt was incurred:	3. If court judgment, date obtained:	
4. Total Amount of Claim at Time Case Filed: If all or part of your claim is secured or entitled to priority, also con □ Check this box if claim includes interest or other charges in add interest or additional charges.	\$mplete Item 5 or 6 below. Ition to the principal amount of the claim. A	Attach itemized statement of all
<ul> <li>5. Secured Claim.</li> <li>Check this box if your claim is secured by collateral (including a right of setoff). Brief Description of Collateral:</li> <li>Real Estate  Motor Vehicle  Other</li> <li>Value of Collateral: \$</li> </ul>	<ul> <li>6. Unsecured Priority Claim.</li> <li>Check this box if you have an unsecured Amount entitled to priority \$</li></ul>	\$4,300),* earned within 90 days or cessation of the debtor's C. § 507(a)(3). an - 11 U.S.C. §507(a)(4).
Amount of arrearage and other charges at time case filed included in secured claim, if any: \$	<ul> <li>Up to \$ 1,950* of deposits toward purch services for personal, family, or household alimony, maintenance, or support owed child - 11 U.S.C. \$ 507(a)(7).</li> <li>Taxes or penalties owed to governmenta</li> <li>Other - Specify applicable paragraph of *Amounts are subject to adjustment on 4/1 with respect to cases commenced on or advantage.</li> </ul>	bld use - 11 U.S.C. § 507(a)(6). to a spouse, former spouse, or al units - 11 U.S.C. § 507(a)(8). 11 U.S.C. § 507(a)(). 101 and every 3 years thereafter
<ul> <li>7. Credits: The amount of all payments on this claim has been credited and deducted for the purpose of making this proof of claim.</li> <li>8. Supporting Documents: Attach copies of supporting documents, such as promissory notes, purchase orders, invoices, itemized statements of running accounts, contracts, court judgments, mortgages, security agreements, and evidence of perfection of lien. DO NOT SEND ORIGINAL DOCUMENTS. If the documents are not available, explain. If the documents are voluminous, attach a summary.</li> <li>9. Date-Stamped Copy: To receive an acknowledgment of the filing of your claim, enclose a stamped, self-addressed envelope and copy of this proof of claim.</li> </ul>		MAIL CLAIM TO: Clerk's Office U.S. Bankruptcy Court 235 Pine St. P.O. Box 7341 San Francisco, CA 94120-7341
Date Sign and print the name and title, if any, of the creative this claim (attach copy of power of attorney, if any	editor or other person authorized to file y):	
Penalty for presenting fraudulent claim: Fine of up to \$500,000 or i	imprisonment for up to 5 years, or both. 18 U	J.S.C. §§ 152 and 3571.

The instructions and definitions below are general explanations of the law. In particular types of cases or circumstances, such as bankruptcy cases that are not filed voluntarily by a debtor, there may be exceptions to these general rules.

#### Debtor

The person, corporation, or other entity that has filed a bankruptcy case is called the debtor.

## Creditor

A creditor is any person, corporation, or other entity to whom the debtor owed a debt on the date that the bankruptcy case was filed.

## **Proof of Claim**

A form telling the bankruptcy court how much the debtor owed a creditor at the time the bankruptcy case was filed (the amount of the creditor's claim). This form must be filed with the clerk of the bankruptcy court where the bankruptcy case was filed.

#### Secured Claim

A claim is a secured claim to the extent that the creditor has a lien on property of the debtor (collateral) that gives the creditor the right to be paid from that property before creditors who do not have liens on the property.

Examples of liens are a mortgage on real estate and a security interest in a car, truck, boat, television set, or other item of property. A lien may have been obtained through a court proceeding before the bankruptcy case began; in some states a court judgment is a lien. In addition, to the extent a creditor also owes money to the debtor (has a right of setoff), the creditor's claim may be a secured claim. (See also Unsecured Claim.)

## **Unsecured** Claim

If a claim is not a secured claim it is an unsecured claim. A claim may be partly secured and partly unsecured if the property on which a creditor has a lien is not worth enough to pay the creditor in full.

## **Unsecured Priority Claim**

Certain types of unsecured claims are given priority, so they are to be paid in bankruptcy cases before most other unsecured claims (if there is sufficient money or property available to pay these claims). The most common types of priority claims are listed on the proof of claim form. Unsecured claims that are not specifically given priority status by the bankruptcy laws are classified as Unsecured Nonpriority Claims.

## Court. Name of Debtor, and Case Number:

Fill in the name of the federal judicial district where the bankruptcy case was filed (for example, Central District of California), the name of the debtor in the bankruptcy case, and the bankruptcy case number. If you received a notice of the case from the court, all of this information is near the top of the notice.

#### **Information about Creditor:**

Complete the section giving the name, address, and telephone number of the creditor to whom the debtor owes money or property, and the debtor's account number, if any. If anyone else has already filed a proof of claim relating to this debt, if you never received notices from the bankruptcy court about this case, if your address differs from that to which the court sent notice, or if this proof of claim replaces or changes a proof of claim that was already filed, check the appropriate box on the form.

## 1. Basis for Claim:

Check the type of debt for which the proof of claim is being filed. If the type of debt is not listed, check "Other" and briefly describe the type of debt. If you were an employee of the debtor, fill in your social security number and the dates of work for which you were not paid.

## 2. Date Debt Incurred:

Fill in the date when the debt first was owed by the debtor.

#### **3. Court Judgments:**

If you have a court judgment for this debt, state the date the court entered the judgment.

## 4. Total Amount of Claim at Time Case Filed:

Fill in the total amount of the entire claim. If interest or other charges in addition to the principal amount of the claim are included, check the appropriate place on the form and attach an itemization of the interest and charges.

## 5. Secured Claim:

Check the appropriate place if the claim is a secured claim. You must state the type and value of property that is collateral for the claim, attach copies of the documentation of your lien, and state the amount past due on the claim as of the date the bankruptcy case was filed. A claim may be partly secured and partly unsecured. (See DEFINITIONS, above).

## 6. Unsecured Priority Claim:

Check the appropriate place if you have an unsecured priority claim, and state the amount entitled to priority. (See DEFINITIONS, above). A claim may be partly priority and partly nonpriority if, for example, the claim is for more than the amount given priority by the law. Check the appropriate place to specify the type of priority claim.

#### 7. Credits:

By signing this proof of claim, you are stating under oath that in calculating the amount of your claim you have given the debtor credit for all payments received from the debtor.

## 8. Supporting Documents:

You must attach to this proof of claim form copies of documents that show the debtor owes the debt claimed or, if the documents are too lengthy, a summary of those documents. If documents are not available, you must attach an explanation of why they are not available.

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FORM B9F(Alt.) (Chapter 11 Corporation/Partnership Asset Case)(9/97
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UNITED STATES BANKRUPTCY COURT		
Northern District of Ca	alifornia (SanFrancisco)	
Notice of Chapter 11 Bankruptcy Ca	se, Meeting of Creditors, & Deadlines	
A chapter 11 bankruptcy case concerning the debtor		
You may be a creditor of the debtor. This notice lists important or rights. All documents filed in the case may be inspected at the bast staff of the bankruptcy clerk's office cannot give legal advice. See Reverse Side For In	inkruptcy clerk's office at the address listed below. NOTE: The	
Debtor (name(s) and address): Northpoint Communications, Inc. Firstmile Communications, Inc. 303 2nd St. S Tower San Francisco, CA 94107-1366		
Case Number: 01-30126 c11	Taxpayer ID Nos.: 94-3270260	
Attorney for Debtor (name and address): Michael S. Lurey Law Offices of Latham and Watkins 633 W 5th St. #4000 Los Angeles, CA 90071-2007	Telephone number: (213) 485-1234	
	f Creditors:	
Date: 02/27/01 Time: 11:00 am		
Location: Office of the U.S. Trustee, 250 Montgomery St. #1010, San Francisco, CA 94104		
Deadlines to File a Proof of Claim: Proof of Claim must be received by the bankruptcy clerk's office by the following deadline: For all creditors (except a governmental unit): 05/29/01 For all creditors (except a governmental unit): 05/29/01 For a governmental unit: Must file before 180 days after the date relief was entered.		
Creditors May Not Take Certain Actions: The filing of the bankruptcy case automatically stays certain collection and other actions against the debtor and the debtor's		
property. If you attempt to collect a debt or take other action in violation of the Bankruptcy Code, you may be penalized.		
Address of the Bankruptcy Clerk's Office: U.S. Bankruptcy Court 235 Pine St. P.O. Box 7341 San Francisco, CA 94120-7341 Telephone number: (415)268-2300	For the Court: Clerk of the Bankruptcy Court: Keenan G. Casady	
Hours Open: 9:00 am - 4:30 pm (Monday - Friday)	Date:	

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Filing of Chapter 11 Bankruptcy Case	A bankruptcy case under chapter 11 of the Bankruptcy Code (title 11, United States Code) has been filed in this court by or against the debtor listed on the front side, and an order for relief has been entered. Chapter 11 allows a debtor to reorganize or liquidate pursuant to a plan. A plan is not effective unless confirmed by the court. You may be sent a copy of the plan and a disclosure statement telling you about the plan, and you might have the opportunity to vote on the plan. You will be sent notice of the date of the confirmation hearing, and you may object to confirmation of the plan and attend the confirmation hearing. Unless a trustee is serving, the debtor will remain in possession of the debtor's property and may continue to operate any business.	
Creditors May Not Take Certain Actions	Prohibited collection actions are listed in Bankruptcy Code §362. Common examples of prohibited actions include contacting the debtor by telephone, mail or otherwise to demand repayment; taking actions to collect money or obtain property from the debtor; repossessing the debtor's property; starting or continuing lawsuits or foreclosures.	
Meeting of Creditors	A meeting of creditors is scheduled for the date, time and location listed on the front side. The debtor's representative must be present at the meeting to be questioned under oath by the trustee and by creditors. Creditors are welcome to attend, but are not required to do so. The meeting may be continued and concluded at a later date without further notice.	
Claims	A Proof of Claim is a signed statement describing a creditor's claim. If a Proof of Claim form is not included with this notice, you can obtain one at any bankruptcy clerk's office. You may look at the schedules that have been or will be filed at the bankruptcy clerk's office. If your claim is scheduled and is <i>not</i> listed as disputed, contingent, or unliquidated, it will be allowed in the amount scheduled unless you file a Proof of Claim or you are sent further notice about the claim. Whether or not your claim is scheduled, you are permitted to file a Proof of Claim. If your claim is not listed at all <i>or</i> if your claim is listed as disputed, contingent, or unliquidated, then you must file a Proof of Claim by the "Deadline to File a Proof of Claim" listed on the front side, or you might not be paid any money on your claim against the debtor in the bankruptcy case.	
Discharge of Debts	Confirmation of a chapter 11 plan may result in a discharge of debts, which may include all or part of your debt. See Bankruptcy Code §1141(d). A discharge means that you may never try to collect the debt from the debtor, except as provided in the plan.	
Bankruptcy Clerk's Office	Any paper that you file in this bankruptcy case should be filed at the bankruptcy clerk's office at the address listed on the front side. You may inspect all papers filed, including the list of the debtor's property and debts, at the bankruptcy clerk's office.	
Legal Advice	The staff of the bankruptcy clerk's office cannot give legal advice. You may want to consult an attorney to protect your rights.	
Refer to Other Side For Important Deadlines and Notices		

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UNITED ST	ATES BANKRUPTCY COURT NORTHERN DISTRICT OF CALIFORNIA	A (SANFRANCISCO)	PROOF OF CLAIM
Name of Debto		Case Number: 01-30126-c11	
	mmunications, Inc.	Chapter 11 Creditor Id: 2741126	
NOTE: the commone pursuant to 1	This form should not be used to make a claim for cment of the case. A "request" for payment of 1 U.S.C. \$503	an administrative expense arising after	01-30126
owes money of Public Service C Name and Add	comm of Kentucky lress where notices should be sent: comm of Kentucky nan Exec Dir evard 602	<ul> <li>Check box if you are aware that anyone else has filed a proof of claim relating to your claim. Attach copy of statement giving particulars.</li> <li>Check box if you have never received any notices from the bankruptcy court in this case.</li> <li>Check box if the address differs from the address on the envelope sent to you by the court.</li> </ul>	THIS SPACE IS FOR COURT USE ONLY
Account or other	r number by which creditor identifies debtor:	Check here if replaces	
<ol> <li>Basis for C</li> <li>Goods sol</li> <li>Services p</li> <li>Money lo</li> <li>Personal i</li> <li>Taxes</li> </ol>	Claim Id performed	this claim amends a previously  Carlot Retiree benefits as defined in 11 U.S.C  Wages, salaries, and compensation (fil Your SS #:	l out below) formed
Other 2. Date debt	was incurred:	3. If court judgment, date obtained:	
If all or part of Check this	int of Claim at Time Case Filed: your claim is secured or entitled to priority, also cor box if claim includes interest or other charges in add itional charges.	\$mplete Item 5 or 6 below. dition to the principal amount of the claim.	Attach itemized statement of all
5. Secured Cla Check this (including a rig Brief Desc Real Es C	aim. box if your claim is secured by collateral	<ul> <li>6. Unsecured Priority Claim.</li> <li>Check this box if you have an unsecure Amount entitled to priority \$</li></ul>	\$4,300),* earned within 90 days or cessation of the debtor's C. $$507(a)(3)$ . lan - 11 U.S.C. $$507(a)(4)$ . uase, lease, or rental of property or old use - 11 U.S.C. $$507(a)(6)$ .
Amount of arrearage and other charges at time case filed included in secured claim, if any: \$		<ul> <li>Taxes or penalties owed to governmental units - 11 U.S.C. § 507(a)(8).</li> <li>Other - Specify applicable paragraph of 11 U.S.C. § 507(a)().</li> <li>*Amounts are subject to adjustment on 4/1/01 and every 3 years thereafter with respect to cases commenced on or after the date of adjustment.</li> </ul>	
<ul> <li>7. Credits: The amount of all payments on this claim has been credited and deducted for the purpose of making this proof of claim.</li> <li>8. Supporting Documents: Attach copies of supporting documents, such as promissory notes, purchase orders, invoices, itemized statements of running accounts, contracts, court judgments, mortgages, security agreements, and evidence of perfection of lien. DO NOT SEND ORIGINAL DOCUMENTS. If the documents are not available, explain. If the documents are voluminous, attach a summary.</li> <li>9. Date-Stamped Copy: To receive an acknowledgment of the filing of your claim, enclose a stamped, self-addressed envelope and copy of this proof of claim.</li> </ul>		MAIL CLAIM TO: Clerk's Office U.S. Bankruptcy Court 235 Pine St. P.O. Box 7341 San Francisco, CA 94120-7341	
Date	Sign and print the name and title, if any, of the cree this claim (attach copy of power of attorney, if any		
Deve Inc. Comment		imprisonment for up to 5 years or both 191	10.0.40.100 10001

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The instructions and definitions below are general explanations of the law. In particular types of cases or circumstances, such as bankruptcy cases that are not filed voluntarily by a debtor, there may be exceptions to these general rules.

#### Debtor

The person, corporation, or other entity that has filed a bankruptcy case is called the debtor.

### Creditor

A creditor is any person, corporation, or other entity to whom the debtor owed a debt on the date that the bankruptcy case was filed.

## Proof of Claim

A form telling the bankruptcy court how much the debtor owed a creditor at the time the bankruptcy case was filed (the amount of the creditor's claim). This form must be filed with the clerk of the bankruptcy court where the bankruptcy case was filed.

#### Secured Claim

A claim is a secured claim to the extent that the creditor has a lien on property of the debtor (collateral) that gives the creditor the right to be paid from that property before creditors who do not have liens on the property.

Examples of liens are a mortgage on real estate and a security interest in a car, truck, boat, television set, or other item of property. A lien may have been obtained through a court proceeding before the bankruptcy case began; in some states a court judgment is a lien. In addition, to the extent a creditor also owes money to the debtor (has a right of setoff), the creditor's claim may be a secured claim. (See also Unsecured Claim.)

## **Unsecured** Claim

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## **Unsecured Priority Claim**

Certain types of unsecured claims are given priority, so they are to be paid in bankruptcy cases before most other unsecured claims (if there is sufficient money or property available to pay these claims). The most common types of priority claims are listed on the proof of claim form. Unsecured claims that are not specifically given priority status by the bankruptcy laws are classified as Unsecured Nonpriority Claims.

## Court, Name of Debtor, and Case Number:

Fill in the name of the federal judicial district where the bankruptcy case was filed (for example, Central District of California), the name of the debtor in the bankruptcy case, and the bankruptcy case number. If you received a notice of the case from the court, all of this information is near the top of the notice.

## Information about Creditor:

Complete the section giving the name, address, and telephone number of the creditor to whom the debtor owes money or property, and the debtor's account number, if any. If anyone else has already filed a proof of claim relating to this debt, if you never received notices from the bankruptcy court about this case, if your address differs from that to which the court sent notice, or if this proof of claim replaces or changes a proof of claim that was already filed, check the appropriate box on the form.

## 1. Basis for Claim:

Check the type of debt for which the proof of claim is being filed. If the type of debt is not listed, check "Other" and briefly describe the type of debt. If you were an employee of the debtor, fill in your social security number and the dates of work for which you were not paid.

## 2. Date Debt Incurred:

Fill in the date when the debt first was owed by the debtor.

#### 3. Court Judgments:

If you have a court judgment for this debt, state the date the court entered the judgment.

## 4. Total Amount of Claim at Time Case Filed:

Fill in the total amount of the entire claim. If interest or other charges in addition to the principal amount of the claim are included, check the appropriate place on the form and attach an itemization of the interest and charges.

## 5. Secured Claim:

Check the appropriate place if the claim is a secured claim. You must state the type and value of property that is collateral for the claim, attach copies of the documentation of your lien, and state the amount past due on the claim as of the date the bankruptcy case was filed. A claim may be partly secured and partly unsecured. (See DEFINITIONS, above).

## 6. Unsecured Priority Claim:

Check the appropriate place if you have an unsecured priority claim, and state the amount entitled to priority. (See DEFINITIONS, above). A claim may be partly priority and partly nonpriority if, for example, the claim is for more than the amount given priority by the law. Check the appropriate place to specify the type of priority claim.

## 7. Credits:

By signing this proof of claim, you are stating under oath that in calculating the amount of your claim you have given the debtor credit for all payments received from the debtor.

## 8. Supporting Documents:

You must attach to this proof of claim form copies of documents that show the debtor owes the debt claimed or, if the documents are too lengthy, a summary of those documents. If documents are not available, you must attach an explanation of why they are not available.

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FORM B9F(Alt.) (Chapter 11 Corporation/Partnership Asset (	Case)(9/97) Case Number 01-30127c11	
UNITED STATES BANKRUPTCY COURT		
Northern District of Cal	lifornia (SanFrancisco)	
Notice of Chapter 11 Bankruptcy Cas	se, Meeting of Creditors, & Deadlines	
A chapter 11 bankruptcy case concerning the debtor co	orporation listed below was filed on 1/16/01.	
You may be a creditor of the debtor. This notice lists important de rights. All documents filed in the case may be inspected at the ban staff of the bankruptcy clerk's office cannot give legal advice.	kruptcy clerk's office at the address listed below. NOTE: The	
See Reverse Side For In	iportant Explanations.	
Debtor (name(s) and address): Northpoint Communications Group, Inc. Northpoint Communications Holdings, Inc. 303 2nd St. S Tower San Francisco, CA 94107-1366		
Case Number:	Taxpayer ID Nos.: 52-2147716	
01-30127 c11 Attorney for Debtor (name and address):	Telephone number: (213) 485-1234	
Michael S. Lurey Law Offices of Latham and Watkins		
633 W 5th St. #4000		
Los Angeles, CA 90071-2007		
Meeting of	Creditors:	
Date: 02/27/01 Time: 11:00 am		
Location: Office of the U.S. Trustee, 250 Montgomery St.	. #1010, San Francisco, CA 94104	
Deadlines to File a Proof of Claim: Proof of Claim must be received by the bankruptcy clerk's office by the following deadline: For all creditors (except a governmental unit): 05/29/01 For a governmental unit: Must file before 180 days after the date relief was entered.		
Creditors May Not Take Certain Actions:		
The filing of the bankruptcy case automatically stays certain collection and other actions against the debtor and the debtor's property. If you attempt to collect a debt or take other action in violation of the Bankruptcy Code, you may be penalized.		
Address of the Bankruptcy Clerk's Office:	For the Court:	
U.S. Bankruptcy Court 235 Pine St.	Clerk of the Bankruptcy Court:	
P.O. Box 7341	Keenan G. Casady	
San Francisco, CA 94120-7341 Telephone number: (415)268-2300		
Hours Open: 9:00 am - 4:30 pm (Monday - Friday)	Date: 01/31/01 •	

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## **EXPLANATIONS**

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Filing of Chapter 11 Bankruptcy Case	A bankruptcy case under chapter 11 of the Bankruptcy Code (title 11, United States Code) has been filed in this court by or against the debtor listed on the front side, and an order for relief has been entered. Chapter 11 allows a debtor to reorganize or liquidate pursuant to a plan. A plan is not effective unless confirmed by the court. You may be sent a copy of the plan and a disclosure statement telling you about the plan, and you might have the opportunity to vote on the plan. You will be sent notice of the date of the confirmation hearing, and you may object to confirmation of the plan and attend the confirmation hearing. Unless a trustee is serving, the debtor will remain in possession of the debtor's property and may continue to operate any business.
Creditors May Not Take Certain Actions	Prohibited collection actions are listed in Bankruptcy Code §362. Common examples of prohibited actions include contacting the debtor by telephone, mail or otherwise to demand repayment; taking actions to collect money or obtain property from the debtor; repossessing the debtor's property; starting or continuing lawsuits or foreclosures.
Meeting of Creditors	A meeting of creditors is scheduled for the date, time and location listed on the front side. The debtor's representative must be present at the meeting to be questioned under oath by the trustee and by creditors. Creditors are welcome to attend, but are not required to do so. The meeting may be continued and concluded at a later date without further notice.
Claims	A Proof of Claim is a signed statement describing a creditor's claim. If a Proof of Claim form is not included with this notice, you can obtain one at any bankruptcy clerk's office. You may look at the schedules that have been or will be filed at the bankruptcy clerk's office. If your claim is scheduled and is <i>not</i> listed as disputed, contingent, or unliquidated, it will be allowed in the amount scheduled unless you file a Proof of Claim or you are sent further notice about the claim. Whether or not your claim is scheduled, you are permitted to file a Proof of Claim. If your claim is not listed at all <i>or</i> if your claim is listed as disputed, contingent, or unliquidated, then you must file a Proof of Claim by the "Deadline to File a Proof of Claim" listed on the front side, or you might not be paid any money on your claim against the debtor in the bankruptcy case.
Discharge of Debts	Confirmation of a chapter 11 plan may result in a discharge of debts, which may include all or part of your debt. See Bankruptcy Code §1141(d). A discharge means that you may never try to collect the debt from the debtor, except as provided in the plan.
Bankruptcy Clerk's Office	Any paper that you file in this bankruptcy case should be filed at the bankruptcy clerk's office at the address listed on the front side. You may inspect all papers filed, including the list of the debtor's property and debts, at the bankruptcy clerk's office.
Legal Advice	The staff of the bankruptcy clerk's office cannot give legal advice. You may want to consult an attorney to protect your rights.
Refer to Other Side For Important Deadlines and Notices	

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FORM B10 (Official Form 10)(4/98)		
UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF CALIFORNIA	A (SANFRANCISCO)	PROOF OF CLAIM
Name of Debtor Northpoint Communications Group, Inc.	Case Number: 01-30127-c11 Chapter 11 Creditor Id: 2742887	
NOTE: This form should not be used to make a claim for the commencement of the case. A "request" for payment of pursuant to 11 U.S.C. \$503	an administrative expense arising after an administrative expense may be filed	2742887
Name of Creditor (The person or other entity to whom the debtor owes money or property): Public Service Comm of Kentucky Name and Address where notices should be sent: Public Service Comm of Kentucky Thomas M Dorman Exec Dir 211 Sower Boulevard Frankfort KY 40602 Telephone Number:	<ul> <li>Check box if you are aware that anyone else has filed a proof of claim relating to your claim. Attach copy of statement giving particulars.</li> <li>Check box if you have never received any notices from the bankruptcy court in this case.</li> <li>Check box if the address differs from the address on the envelope sent to you by the court.</li> </ul>	
Account or other number by which creditor identifies debtor:	Check here if replaces	THIS SPACE IS FOR COURT USE ONLY
	this claim amends a previously	filed claim, dated
<ol> <li>Basis for Claim</li> <li>Goods sold</li> <li>Services performed</li> <li>Money loaned</li> <li>Personal injury/wrongful death</li> <li>Taxes</li> </ol>	<ul> <li>Retiree benefits as defined in 11 U.S.C</li> <li>Wages, salaries, and compensation (fill Your SS #:</li></ul>	l out below)
Other	(date) (date)	
2. Date debt was incurred:	3. If court judgment, date obtained:	
<ul> <li>4. Total Amount of Claim at Time Case Filed:</li> <li>If all or part of your claim is secured or entitled to priority, also cor</li> <li>Check this box if claim includes interest or other charges in add interest or additional charges.</li> <li>5. Secured Claim.</li> </ul>	\$	Attach itemized statement of all
<ul> <li>Check this box if your claim is secured by collateral (including a right of setoff).</li> <li>Brief Description of Collateral:</li> <li>Real Estate          <ul> <li>Motor Vehicle</li> <li>Other</li> <li>Other</li> </ul> </li> </ul>	<ul> <li>Check this box if you have an unsecured Amount entitled to priority \$</li> <li>Specify the priority of the claim:</li> <li>Wages, salaries, or commissions (up to 5 before filing of the bankruptcy petition</li> </ul>	\$4,300),* earned within 90 days
Value of Collateral: \$	<ul> <li>business, whichever is earlier - 11 U.S.C</li> <li>Contributions to an employee benefit pl</li> <li>Up to \$ 1,950* of deposits toward purch services for personal, family, or househo</li> <li>Alimony, maintenance, or support owed child - 11 U.S.C. § 507(a)(7).</li> </ul>	an - 11 U.S.C. §507(a)(4). nase, lease, or rental of property or old use - 11 U.S.C. § 507(a)(6).
Amount of arrearage and other charges at time case filed included in secured claim, if any: \$	□ Taxes or penalties owed to governmenta □ Other - Specify applicable paragraph of	111 U.S.C. § 507(a)().
<ul> <li>*Amounts are subject to adjustment on 4/ with respect to cases commenced on or making this proof of claim.</li> <li>8. Supporting Documents: Attach copies of supporting documents, such as promissory notes, purchase orders, invoices, itemized statements of running accounts, contracts, court judgments, mortgages, security agreements, and evidence of perfection of lien. DO NOT SEND ORIGINAL DOCUMENTS. If the documents are not available, explain. If the documents are voluminous, attach a summary.</li> <li>9. Date-Stamped Copy: To receive an acknowledgment of the filing of your claim, enclose a stamped, self- addressed envelope and copy of this proof of claim.</li> </ul>		MAIL CLAIM TO: Clerk's Office U.S. Bankruptcy Court 235 Pine St. P.O. Box 7341 San Francisco, CA 94120-7341
Date Sign and print the name and title, if any, of the cre this claim (attach copy of power of attorney, if any	y):	
Penalty for presenting fraudulent claim: Fine of up to \$500,000 or i	mprisonment for up to 5 years, or both. 18 L	J.S.C. §§ 152 and 3571.

The instructions and definitions below are general explanations of the law. In particular types of cases or circumstances, such as bankruptcy cases that are not filed voluntarily by a debtor, there may be exceptions to these general rules.

## Debtor

The person, corporation, or other entity that has filed a bankruptcy case is called the debtor.

## Creditor

A creditor is any person, corporation, or other entity to whom the debtor owed a debt on the date that the bankruptcy case was filed.

## **Proof of Claim**

A form telling the bankruptcy court how much the debtor owed a creditor at the time the bankruptcy case was filed (the amount of the creditor's claim). This form must be filed with the clerk of the bankruptcy court where the bankruptcy case was filed.

#### Secured Claim

A claim is a secured claim to the extent that the creditor has a lien on property of the debtor (collateral) that gives the creditor the right to be paid from that property before creditors who do not have liens on the property.

Examples of liens are a mortgage on real estate and a security interest in a car, truck, boat, television set, or other item of property. A lien may have been obtained through a court proceeding before the bankruptcy case began; in some states a court judgment is a lien. In addition, to the extent a creditor also owes money to the debtor (has a right of setoff), the creditor's claim may be a secured claim. (See also Unsecured Claim.)

### **Unsecured** Claim

If a claim is not a secured claim it is an unsecured claim. A claim may be partly secured and partly unsecured if the property on which a creditor has a lien is not worth enough to pay the creditor in full.

## **Unsecured Priority Claim**

Certain types of unsecured claims are given priority, so they are to be paid in bankruptcy cases before most other unsecured claims (if there is sufficient money or property available to pay these claims). The most common types of priority claims are listed on the proof of claim form. Unsecured claims that are not specifically given priority status by the bankruptcy laws are classified as Unsecured Nonpriority Claims.

## Court, Name of Debtor, and Case Number:

Fill in the name of the federal judicial district where the bankruptcy case was filed (for example, Central District of California), the name of the debtor in the bankruptcy case, and the bankruptcy case number. If you received a notice of the case from the court, all of this information is near the top of the notice.

## Information about Creditor:

Complete the section giving the name, address, and telephone number of the creditor to whom the debtor owes money or property, and the debtor's account number, if any. If anyone else has already filed a proof of claim relating to this debt, if you never received notices from the bankruptcy court about this case, if your address differs from that to which the court sent notice, or if this proof of claim replaces or changes a proof of claim that was already filed, check the appropriate box on the form.

## 1. Basis for Claim:

Check the type of debt for which the proof of claim is being filed. If the type of debt is not listed, check "Other" and briefly describe the type of debt. If you were an employee of the debtor, fill in your social security number and the dates of work for which you were not paid.

## 2. Date Debt Incurred:

Fill in the date when the debt first was owed by the debtor.

### 3. Court Judgments:

If you have a court judgment for this debt, state the date the court entered the judgment.

## 4. Total Amount of Claim at Time Case Filed:

Fill in the total amount of the entire claim. If interest or other charges in addition to the principal amount of the claim are included, check the appropriate place on the form and attach an itemization of the interest and charges.

## 5. Secured Claim:

Check the appropriate place if the claim is a secured claim. You must state the type and value of property that is collateral for the claim, attach copies of the documentation of your lien, and state the amount past due on the claim as of the date the bankruptcy case was filed. A claim may be partly secured and partly unsecured. (See DEFINITIONS, above).

## 6. Unsecured Priority Claim:

Check the appropriate place if you have an unsecured priority claim, and state the amount entitled to priority. (See DEFINITIONS, above). A claim may be partly priority and partly nonpriority if, for example, the claim is for more than the amount given priority by the law. Check the appropriate place to specify the type of priority claim.

## 7. Credits:

By signing this proof of claim, you are stating under oath that in calculating the amount of your claim you have given the debtor credit for all payments received from the debtor.

## 8. Supporting Documents:

You must attach to this proof of claim form copies of documents that show the debtor owes the debt claimed or, if the documents are too lengthy, a summary of those documents. If documents are not available, you must attach an explanation of why they are not available.

FORM B9F(Alt.) (Chapter 11 Corporation/Partnership Asset	Case)(9/97) Case Number 01-30128c11	
UNITED STATES BANKRUPTCY COURT		
Northern District of Ca	lifornia (SanFrancisco)	
Notice of Chapter 11 Bankruptcy Cas	se, Meeting of Creditors, & Deadlines	
A chapter 11 bankruptcy case concerning the debtor c	corporation listed below was filed on 1/16/01.	
You may be a creditor of the debtor. This notice lists important d rights. All documents filed in the case may be inspected at the ban staff of the bankruptcy clerk's office cannot give legal advice.	nkruptcy clerk's office at the address listed below. NOTE: The	
See Reverse Side For Ir	nportant Explanations.	
Debtor (name(s) and address): Northpoint International, Inc. Northpoint Europe, Inc. 303 2nd St. S Tower San Francisco, CA 94107-1366		
Case Number: 01-30128 c11	Taxpayer ID Nos.: 94-3358270	
Attorney for Debtor (name and address): Michael S. Lurey Law Offices of Latham and Watkins 633 W 5th St. #4000 Los Angeles, CA 90071-2007	Telephone number: (213) 485-1234	
Meeting of	Creditors:	
Date: 02/27/01 Time: 11:00 am		
Location: Office of the U.S. Trustee, 250 Montgomery St	t. #1010, San Francisco, CA 94104	
Deadlines to File a Proof of Claim: Proof of Claim must be received by the bankruptcy clerk's office by the following deadline: For all creditors (except a governmental unit): 05/29/01 For all creditors (except a governmental unit): 05/29/01 For a governmental unit: Must file before 180 days after the date relief was entered.		
	ake Certain Actions:	
The filing of the bankruptcy case automatically stays certain collect property. If you attempt to collect a debt or take other action in view		
Address of the Bankruptcy Clerk's Office: U.S. Bankruptcy Court 235 Pine St. P.O. Box 7341 San Francisco, CA 94120-7341 Telephone number: (415)268-2300	For the Court: Clerk of the Bankruptcy Court: Keenan G. Casady	
Hours Open: 9:00 am - 4:30 pm (Monday - Friday)	Date: 01/31/01	

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## **EXPLANATIONS**

Bankruptcy Case       filed in this court by or against the debtor listed on the front side, and an order for relief has entered. Chapter 11 allows a debtor to reorganize or liquidate pursuant to a plan. A plan or plan and a disc statement telling you about the plan, and you might have the opportunity to vote on the plan. will be sent notice of the date of the confirmation hearing, and you may object to confirmation plan and attend the confirmation hearing. Unless a trustee is serving, the debtor will rem possession of the debtor's property and may continue to operate any business.         Creditors May Not Take       Prohibited collection actions are listed in Bankruptcy Code §362. Common examples of prohactions include contacting the debtor by telephone, mail or otherwise to demand repayment; i actions to collect money or obtain property from the debtor, repossessing the debtor's prostarting or continuing lawsuits or foreclosures.         Meeting of Creditors       A meeting of creditors is scheduled for the date, time and location listed on the front side debtor's representative must be present at the meeting to be questioned under oath by the truste by creditors. Creditors are welcome to attend, but are not required to do so. The meeting n continued and concluded at a later date without further notice.         Claims       A Proof of Claim is a signed statement describing a creditor's claim. If a Proof of Claim form included with this notice, you can obtain one at any bankruptcy clerk's office. You may look scheduled, you are permitted to file a Proof of Claim is not listed at al your claim is soft as the pool of Claim is a signed to on the front side, or you might not be paid any r on your claim is stated as disputed, contingent, or unliquidated, then you must file a Proof of Claim is scheduled, you are permitted to file a Proof of Claim. If your claim is not list		
Certain Actions       actions include contacting the debtor by telephone, mail or otherwise to demand repayment; actions to collect money or obtain property from the debtor; repossessing the debtor's prostarting or continuing lawsuits or foreclosures.         Meeting of Creditors       A meeting of creditors is scheduled for the date, time and location listed on the front side debtor's representative must be present at the meeting to be questioned under oath by the truste by creditors. Creditors are welcome to attend, but are not required to do so. The meeting meeting meeting and concluded at a later date without further notice.         Claims       A Proof of Claim is a signed statement describing a creditor's claim. If a Proof of Claim is chead and is not listed as disputed, contingent, or unliquidated, it will be allowed in the amount sche unless you file a Proof of Claim or you are sent further notice about the claim. Whether or no claim is scheduled, you are permitted to file a Proof of Claim. If your claim is not listed as disputed, contingent, or unliquidated, then you must file a Proof of Claim is cheduled the 'Deadline to File a Proof of Claim' listed on the front side, or you might not be paid any ron your claim against the debtor in the bankruptcy case.         Discharge of Debts       Confirmation of a chapter 11 plan may result in a discharge of debts, which may include all or p your debt. See Bankruptcy Code §1141(d). A discharge means that you may never try to colle debt from the debtor, except as provided in the plan.         Bankruptcy Clerk's Office       Any paper that you file in this bankruptcy clerk's office. You may want to conserve and planes filed Advice		A bankruptcy case under chapter 11 of the Bankruptcy Code (title 11, United States Code) has been filed in this court by or against the debtor listed on the front side, and an order for relief has been entered. Chapter 11 allows a debtor to reorganize or liquidate pursuant to a plan. A plan is not effective unless confirmed by the court. You may be sent a copy of the plan and a disclosure statement telling you about the plan, and you might have the opportunity to vote on the plan. You will be sent notice of the date of the confirmation hearing, and you may object to confirmation of the plan and attend the confirmation hearing. Unless a trustee is serving, the debtor will remain in possession of the debtor's property and may continue to operate any business.
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<ul> <li>included with this notice, you can obtain one at any bankruptcy clerk's office. You may look schedules that have been or will be filed at the bankruptcy clerk's office. If your claim is schedules that have been or will be filed at the bankruptcy clerk's office. If your claim is schedules that have been or will be filed at the bankruptcy clerk's office. If your claim is scheduled, you file a Proof of Claim or you are sent further notice about the claim. Whether or no claim is scheduled, you are permitted to file a Proof of Claim. If your claim is not listed at al your claim is listed as disputed, contingent, or unliquidated, then you must file a Proof of Clait the "Deadline to File a Proof of Claim" listed on the front side, or you might not be paid any r on your claim against the debtor in the bankruptcy case.</li> </ul> Discharge of Debts Confirmation of a chapter 11 plan may result in a discharge of debts, which may include all or p your debt. See Bankruptcy Code §1141(d). A discharge means that you may never try to colle debt from the debtor, except as provided in the plan. Bankruptcy Clerk's Office Any paper that you file in this bankruptcy case should be filed at the bankruptcy clerk's office. Legal Advice The staff of the bankruptcy clerk's office cannot give legal advice. You may want to constitute to constitute to the bankruptcy clerk's office.	Meeting of Creditors	A meeting of creditors is scheduled for the date, time and location listed on the front side. The debtor's representative must be present at the meeting to be questioned under oath by the trustee and by creditors. Creditors are welcome to attend, but are not required to do so. The meeting may be continued and concluded at a later date without further notice.
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attorney to protect your rights.	Legal Advice	The staff of the bankruptcy clerk's office cannot give legal advice. You may want to consult an attorney to protect your rights.
Refer to Other Side For Important Deadlines and Notices		-Refer to Other Side For Important Deadlines and Notices

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FORM B10 (Official Form 10)(4/98)			
UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF CALIFORNIA (SANFRANCISCO)			PROOF OF CLAIM
Name of Debtor Northpoint Inte	-	Case Number: 01-30128-c11 Chapter 11 Creditor Id: 2744628	
NOTE: This form should not be used to make a claim for the commencement of the case. A "request" for payment of a pursuant to 11 U.S.C. 5503		an administrative expense arising after an administrative expense may be filed	
owes money or Public Service Co	omm of Kentucky ress where notices should be sent: omm of Kentucky an Exec Dir vard 502	<ul> <li>Check box if you are aware that anyone else has filed a proof of claim relating to your claim. Attach copy of statement giving particulars.</li> <li>Check box if you have never received any notices from the bankruptcy court in this case.</li> <li>Check box if the address differs from the address on the envelope sent to you by the court.</li> </ul>	
Account or other	number by which creditor identifies debtor:	Check here if replaces	THIS SPACE IS FOR COURT USE ONLY
1. Basis for Cl			filed claim, dated
<ul> <li>Goods sold</li> <li>Services per</li> <li>Money loa</li> <li>Personal in</li> </ul>	i erformed	□ Wages, salaries, and compensation (fill Your SS #:	l out below) formed
<ul> <li>Taxes</li> <li>Other</li> </ul>		from to (date)	
2. Date debt w	vas incurred:	3. If court judgment, date obtained:	
4. Total Amount of Claim at Time Case Filed: \$			
<ul> <li>5. Secured Claim.</li> <li>Check this box if your claim is secured by collateral (including a right of setoff).</li> <li>Brief Description of Collateral:</li> <li>Real Estate  Motor Vehicle</li> <li>Other</li> <li>Value of Collateral: \$</li></ul>		<ul> <li>6. Unsecured Priority Claim.</li> <li>Check this box if you have an unsecured priority claim Amount entitled to priority \$</li></ul>	
Amount of arrearage and other charges at time case filed included in secured claim, if any: \$		<ul> <li>Up to \$ 1,950* of deposits toward purchase, lease, or rental of property or services for personal, family, or household use - 11 U.S.C. \$ 507(a)(6).</li> <li>Alimony, maintenance, or support owed to a spouse, former spouse, or child - 11 U.S.C. \$ 507(a)(7).</li> <li>Taxes or penalties owed to governmental units - 11 U.S.C. \$ 507(a)(8).</li> <li>Other - Specify applicable paragraph of 11 U.S.C. \$ 507(a)(_).</li> </ul>	
		*Amounts are subject to adjustment on 4/1/01 and every 3 years thereafter with respect to cases commenced on or after the date of adjustment.	
<ul> <li>7. Credits: The amount of all payments on this claim has been credited and deducted for the purpose of making this proof of claim.</li> <li>8. Supporting Documents: Attach copies of supporting documents, such as promissory notes, purchase orders, invoices, itemized statements of running accounts, contracts, court judgments, mortgages, security agreements, and evidence of perfection of lien. DO NOT SEND ORIGINAL DOCUMENTS. If the documents are not available, explain. If the documents are voluminous, attach a summary.</li> <li>9. Date-Stamped Copy: To receive an acknowledgment of the filing of your claim, enclose a stamped, self-addressed envelope and copy of this proof of claim.</li> </ul>			MAIL CLAIM TO: Clerk's Office U.S. Bankruptcy Court 235 Pine St. P.O. Box 7341 San Francisco, CA 94120-7341
Date	Sign and print the name and title, if any, of the cre this claim (attach copy of power of attorney, if any		
Penalty for prese	enting fraudulent claim: Fine of up to \$500,000 or i	morisonment for up to 5 years or both 181	S C 88 152 and 3571

The instructions and definitions below are general explanations of the law. In particular types of cases or circumstances, such as bankruptcy cases that are not filed voluntarily by a debtor, there may be exceptions to these general rules.

## Debtor

The person, corporation, or other entity that has filed a bankruptcy case is called the debtor.

## Creditor

A creditor is any person, corporation, or other entity to whom the debtor owed a debt on the date that the bankruptcy case was filed.

## **Proof of Claim**

A form telling the bankruptcy court how much the debtor owed a creditor at the time the bankruptcy case was filed (the amount of the creditor's claim). This form must be filed with the clerk of the bankruptcy court where the bankruptcy case was filed.

### Secured Claim

A claim is a secured claim to the extent that the creditor has a lien on property of the debtor (collateral) that gives the creditor the right to be paid from that property before creditors who do not have liens on the property.

Examples of liens are a mortgage on real estate and a security interest in a car, truck, boat, television set, or other item of property. A lien may have been obtained through a court proceeding before the bankruptcy case began; in some states a court judgment is a lien. In addition, to the extent a creditor also owes money to the debtor (has a right of setoff), the creditor's claim may be a secured claim. (See also Unsecured Claim.)

# Unsecured Claim

If a claim is not a secured claim it is an unsecured claim. A claim may be partly secured and partly unsecured if the property on which a creditor has a lien is not worth enough to pay the creditor in full.

## **Unsecured Priority Claim**

Certain types of unsecured claims are given priority, so they are to be paid in bankruptcy cases before most other unsecured claims (if there is sufficient money or property available to pay these claims). The most common types of priority claims are listed on the proof of claim form. Unsecured claims that are not specifically given priority status by the bankruptcy laws are classified as Unsecured Nonpriority Claims.

## Court, Name of Debtor, and Case Number:

Fill in the name of the federal judicial district where the bankruptcy case was filed (for example, Central District of California), the name of the debtor in the bankruptcy case, and the bankruptcy case number. If you received a notice of the case from the court, all of this information is near the top of the notice.

#### **Information about Creditor:**

Complete the section giving the name, address, and telephone number of the creditor to whom the debtor owes money or property, and the debtor's account number, if any. If anyone else has already filed a proof of claim relating to this debt, if you never received notices from the bankruptcy court about this case, if your address differs from that to which the court sent notice, or if this proof of claim replaces or changes a proof of claim that was already filed, check the appropriate box on the form.

## 1. Basis for Claim:

Check the type of debt for which the proof of claim is being filed. If the type of debt is not listed, check "Other" and briefly describe the type of debt. If you were an employee of the debtor, fill in your social security number and the dates of work for which you were not paid.

## 2. Date Debt Incurred:

Fill in the date when the debt first was owed by the debtor.

## 3. Court Judgments:

If you have a court judgment for this debt, state the date the court entered the judgment.

## 4. Total Amount of Claim at Time Case Filed:

Fill in the total amount of the entire claim. If interest or other charges in addition to the principal amount of the claim are included, check the appropriate place on the form and attach an itemization of the interest and charges.

## 5. Secured Claim:

Check the appropriate place if the claim is a secured claim. You must state the type and value of property that is collateral for the claim, attach copies of the documentation of your lien, and state the amount past due on the claim as of the date the bankruptcy case was filed. A claim may be partly secured and partly unsecured. (See DEFINITIONS, above).

#### 6. Unsecured Priority Claim:

Check the appropriate place if you have an unsecured priority claim, and state the amount entitled to priority. (See DEFINITIONS, above). A claim may be partly priority and partly nonpriority if, for example, the claim is for more than the amount given priority by the law. Check the appropriate place to specify the type of priority claim.

## 7. Credits:

By signing this proof of claim, you are stating under oath that in calculating the amount of your claim you have given the debtor credit for all payments received from the debtor.

## 8. Supporting Documents:

You must attach to this proof of claim form copies of documents that show the debtor owes the debt claimed or, if the documents are too lengthy, a summary of those documents. If documents are not available, you must attach an explanation of why they are not available.



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