Teligent.

460 Herndon Parkway, Suite 100 Herndon, Virginia 20170 voice: 703.326.4400 fax: 703.326.4500 www.teligent.com

September 25, 2002

## VIA OVERNIGHT MAIL

RECEIVED

PUBLIC SERVICE COMMISSION

Thomas Dorman, Executive Director Kentucky Public Service Commission P.O. Box 615 211 Sower Boulevard Frankfort, Kentucky 40602-0615

Re: Final Update Regarding Teligent Services, Inc.'s ("Teligent") Emergence from Bankruptcy

Dear Mr. Dorman:

On May 31, 2002 Teligent sent the Commission a time-sensitive letter ("POR Notification Letter") informing it of its plan, at that time, to emerge from Bankruptcy through a Plan of Reorganization ("POR" or "Plan") which was first submitted to the Bankruptcy Court for approval on May 21, 2002. 

Teligent's POR Notification Letter requested that the Commission notify Teligent as early as possible if any further action by Teligent was necessary, to the extent any Commission consent was necessary, to enable Teligent's POR as described to be consummated. Under the POR, as described in Teligent's POR Notification Letter, Teligent expected to emerge from bankruptcy protection in late July, in tact, with no change whatsoever in its corporate structure, management or customer service organization. It planned to emerge, along with its 100% parent-holding company, Teligent, Inc., debt free, fully-funded for an approximate two year period under a revised business plan by its current primary secured lenders (a group of 34 banks and financial institutions led by JPMorgan Chase Bank) as private equity holders. None of Teligent's shareholders would own or hold a controlling interest in the emerged Teligent; therefore, no single entity would acquire control for purposes of the Commission's transfer of control rules.

After several postponements of the initially anticipated July 9, 2002, Bankruptcy Hearing related to Teligent's Chapter 11 Plan of Reorganization, the Chief Judge of the Bankruptcy Court of the Southern District of New York, upon consent of all Teligent claimants and creditors entitled to vote on Teligent's POR, confirmed Teligent's POR on September 5,

<sup>&</sup>lt;sup>1</sup> See Letter dated May 31, 2002, from Terri. B. Natoli, Vice President, Regulatory Affairs and Public Policy to the Commission, Re: Notification of Teligent Services, Inc. – Plan of Reorganization to Emerge from Chapter 11 – TIME SENSITIVE CORRESPONDENCE ("POR Notification Letter").

<sup>&</sup>lt;sup>2</sup> Teligent received the Commission date-stamp of its notification letter and as anticipated, received <u>no</u> follow-up directives from the Commission regarding any necessary further action in order for it to proceed with its POR as described.

Public Service Commission of Kentucky

Re: Final Update regarding Teligent Services, Inc.'s ("Teligent") Emergence from Bankruptcy September 25, 2002

Page 2

2002, signing the Confirmation Order the next day, September 6, 2002. Pursuant to the Confirmation Order, consummation of the Plan occurred on September 12, 2002, at which time Teligent officially emerged from Bankruptcy.

Teligent is pleased that this difficult period has finally ended and is anxious to begin growing the services it has continued to provide throughout the Chapter 11 process; rebuilding its 74 fixed-wireless markets; and introducing new services that the marketplace demands. Teligent sincerely appreciates the Commission's efforts in working with Teligent throughout its Chapter 11 process and timely responding to Teligent's related applications and other correspondence so that it was ultimately able to achieve its objectives and emerge as a going concern.

Sincerely,

Terri B. Natoli

Vice President

Regulatory Affairs and Public Policy

Fern & natole

<sup>&</sup>lt;sup>3</sup> See In re Teligent, Inc., et al., Order Confirming Debtor's Third Amended Join Plan of Reorganization Under Chapter 11 of the Bankruptcy Code, Code No. 01-12974 (SMB) Jointly Administered, dated September 6, 2002, (hereinafter "Confirmation Order").