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what to do with these documents, so
thought they should be placed in
RAR'S files for this dochest.

Ray Kenney

DOCUMENT NUMBER - DATE

01515 FEB-15



80 South Jefferson Road Whippany, NJ 07981

Regina McNeil Senior Attorney 971+82-TI

Voice: 973-884-8168 973-884-8008

E-mail: rmcneil@neca.org

Via Federal Express

January 24, 2001

James J. Waldron, Clerk United States Bankruptcy Court 50 Walnut Street, Third Floor Newark, New Jersey 07102

Re: Minimum Rate Pricing, Inc., et al.

Case Nos.: 99-32133; 99-32135, 99-321366 (RG) (Jointly Administered)

Dear Mr. Waldron:

By agreement with the debtors, we hereby submit the enclosed modified proposed form of Order with regard to the Notice of Motion to File Late Claim previously filed with a return date of February 6, 2001.

Thank you for your attention to the within.

egina M Mel

Very truly yours,

Regi**há** McNeil

Enc.

See attached Service List - via regular mail

GIBBONS, DEL DEO, DOLAN,
GRIFFINGER & VECCHIONE
A Professional Corporation
One Riverfront Plaza
Newark, New Jersey 07102-5497
(973) 596-4500
GP-2849
Attorneys for National Exchange Carrier Association

UNITED STATES BANKRUPTCY COURT FOR THE DISTRICT OF NEW JERSEY

In re:

PARCEL CONSULTANTS, INC., NATIONAL TELE-COMMUNICATIONS, INC., MINIMUM RATE PRICING, INC.

Debtor.

Case No.: 99-32133 (RG)

Case No.: 99-32135 (RG) Case No. 99-32136 (RG)

(Jointly Administered)

Chapter 11

Hearing: February 6, 2001, 10:00 a.m.

Oral Argument Waived Unless Objection Filed

ORDER GRANTING NATIONAL EXCHANGE CARRIER ASSOCIATION, AS ADMINISTRATOR FOR KANSAS UNIVERSAL SERVICE FUND LEAVE TO FILE LATE CLAIM PURSUANTTO FEDERAL RULE OF BANKRUPTCY PROCEDURE 9006

Upon the motion of the National Exchange Carrier Association ("NECA") for entry of an Order granting NECA, as administrator for the Kansas Universal Service Fund, leave to file a late claim pursuant to Federal Rule of Bankruptcy Procedure 9006(b)(1) (the "Motion"); and it appearing that the Motion has been served in accordance with applicable rules of the Court; and it further appearing that the legal and factual bases in the Motion set forth just cause for the relief granted herein; and after due deliberation and sufficient cause appearing therefor,

IT IS, on this _____ day of February, 2001,

ORDERED that:

- NECA as Administrator for KUSF is hereby authorized to file a proof of claim in the amount of \$185,369.42 within thirty (30) days after entry of this Order. Said claim will be deemed to be a timely claim.
- The filing by NECA of its proof of claim shall not be deemed an admission by the
 Debtors that such asserted claim is valid or accurate.
- 3. The Debtors and the Official Committee of Unsecured Creditors hereby reserve their respective rights to object to the allowance of NECA's asserted claim in whole or in part on any grounds other than timeliness.

HONORABLE ROSEMARY GAMBARDELLA CHIEF, UNITED STATES BANKRUPTCY JUDGE

CERTIFICATION OF SERVICE

- I, Elizabeth R. Newson, of full age, hereby certify:
- 1. I am a paralegal employed by the National Exchange Carrier Association.
- On January 26, 2001, I caused a copy of the modified proposed form of
 Order to be served by United States, first-class mail, postage prepaid on
 the parties identified on the attached service list.
- On January 26, 2001, I caused a copy of the within Order to be served by Federal Express Mail on James J. Waldron, Clerk, United States Bankruptcy Court.
- I certify that the foregoing statements made by me are true. I am aware that if any of the foregoing statements made by me are willfully false, I may be subject to punishment.

Elizabeth R. Newson

Dated: January 26, 2001

Whippany, New Jersey

SERVICE LIST

Angel & Frankel, P.C. Attn: Rochelle R. Weisburg 460 Park Avenue New York, NY 10022-1906 Attorney for Debtor

Pashman Stein 45 Essex Street Hackensack, NJ 07601 Local counsel for Debtors

Access Capital, Inc. Attn: Miles Stuchin 405 Park Avenue New York, NY 10022-4405

Alabama Public Service Commission Attn: Walter Thomas, Jr., Secretary RSA Building 100 N. Union Street, Suite 850 Montgomery, AL 36104

Andover Capital Group, Inc. 238 Littleton Road Westford, MA 01886

Arizona Corporation Commission Attn: James Matthews, Executive Secretary 1200 W. Washington Street Phoenix, Arizona 85007

Arkansas Public Service Commission Attn: Jan Sanders 1000 Center Little Rock, AR 72201

(AT&T) Newcourt Leasing Corporation P.O. Box 1810 Pleasanton, CA 94568

Baer, Marks & Upham, LLP Attn: Michael V. Blumenthal, Esq. 805 Third Avenue New York, NY 10022 Bingham Dana, LLP Attn: Julia Frost-Davies, Esq. 150 Federal Street Boston, MA 02110

Blank Rome Cominsky & McCauley, LLP Attn: Michael B. Schaedle, Esq. Alexander D. Bono, Esq. One Logan Square Philadelphia, PA 19103-6998

Blank Rome Cominsky & McCauley, LLP Attn: Bonnie Glantz Fatell, Esq. Chase Manhattan Centre 1201 Market Street, Suite 2100 Wilmington, DE 19801

BMW Financial Services NA, Inc. P.O. Box 9001065 Louisville, KY 40290-1065

Broege, Neumann, Fischer & Shaver Old Squan Plaza 25 Abe Voorhees Drive Manasquan, NJ 08736

Buchanan Ingersoll Attn: Allison M. Berger, Esq. 650 College Road East Princeton, NJ 08540-6603

California Public Utilities Commission Attn: Pal Coordinator Tariff Filings 505 Van Ness Avenue San Francisco, CA 94102

Colonial Pacific Leasing 7659 Mohawk Street P.O. Box 1100 Tualatin, OR 97062 Colorado Public Utilities Commission Attn: Bruce Smith, Director 1580 Logan Street, Office Level 2 Denver, Colorado 80203

Comdisco, Inc. 6111 North River Road Rosemont, IL 60018-5159 Attn: Eileen M. Bagarella

Copelco Capital
One International Boulevard
10th Floor
Mahwah, NJ 07430-0631

Delaware Public Service Commission Attn: Bruce Burcat, Executive Director 861 Silver Lake Blvd, Cannon Building Dover, DE 19904

Department of the Treasury International Revenue Service Attn: Bankruptcy Unit Holstville, NY 00501

EAB (Unicyn Financial) Leasing Group – Unit 2670 P.O. Box 9569 Uniondale, NY 11555-9569

Federal Communications Commission Attn: Dorothy Attwood 2025 M Street, NW Stop Code 1600A Washington, DC 20554

FCC-Office of the General Counsel Attn: Stewart Block, Esq. Litigation Division/Room 8-B724 445 12th Street, S.W. Washington, D.C. 20554

First Union National Bank P.O. Box 96020 Charlotte, NC 28296-0020 Florida Public Service Commission Attn: Walter D'Haeseleer Director Div. Communications 2540 Shumard Oak Blvd. Tallahassee, FL 32399

GE Capital P.O. Box 747016 Pittsburg, PA 15274-7016

GE Capital (GEC1) P.O. Box 747016 Pittsburgh, PA 15274-7016

GE Capital P.O. Box 642000 Pittsburgh, PA 15264-2000

GE Capital Colonial Pacific Leasing P.O. Box 2090 Portland, OR 97208-2090

GE Capital (GEC8) P.O. Box 642000 Pittsburgh, PA 15264-2000

General Electric Capital Corp. c/o United Portfolio Mgmt, Inc. Attn: Jodi Munkewitz 1360 Energy Park Drive #110 St. Paul, MN 55108

Hahn & Hessen, LLP Attn: Joshua I. Divack, Esq. Empire State Building 350 Fifth Avenue, Suite 3700 New York, NY 10228-0075

Herten, Burstein, Sheridan, Cevasco, Bottinelli & Litt, LLC Attn: Susan M. Marra, Esq. Court Plaza, 25 Main Street Hackensack, NJ 07601

Idaho Public Utilities Commission Attn: Myrna Walters, Executive Secretary Statehouse, 472 West Washington Boise, ID 83702 IDRC (Promark Services) Attn: Mr. Paul Grinberg 6041 La Flecha, Suite B Rancho Sante Fe. CA 92067

Illinois Commerce Commission Attn: Donna Caton, Chief Clerk 527 East Capitol Avenue Springfield, IL 62701

Indiana Utilities Regulatory Commission Attn: Brian Cohee, Executive Director Indiana Government Center S. 302 West Washington Street, E-306 Indianapolis, IN 46204

Industrial Properties, Inc. 177 Main Street West Orange, NJ 07052

Iowa State Utilities Board
Attn: Raymond Vawter, Jr.
Executive Secretary
Lucas State Office Building, 5th Floor
Des Moines, IA 50319

Kaye Scholer Fierman Hays & Handler Attn: Mitchel H. Perkiel, Esq. David C. Albalah, Esq. 425 Park Avenue New York, NY 10022

Kelly & Brennan, P.C. Attn: Andrew J. Kelly, Esq. Coast Capital Building 1011 Highway 71, Suite 200 Spring Lake, NJ 07762-2030

Kentucky Public Service Commission 730 Schenkel Lane Frankfort, KY 40602 Attn: Don Mills, Executive Director

Klett Lieber Rooney & Schorling Attn: Kurt Gwynne, Esq. Two Logan Square, 12th Floor Philadelphia, PA 19103-2756 Klett Lieber Rooney & Schorling Attn: Robert P Simons, Esq. Many Emamzadeh, Esq. One Oxford Centre, 40th Floor Pittsburg, PA 15219-6498

Leasevest Capital Corp. P.O. Box 641652 Pittsburg, PA 15264-1652

Lighthouse Capital, Inc. P.O. Box 2816 Syracuse, NY 13220

Louisiana Public Service Commission Attn: Lawrence St. Blanc, Executive One American Place, Suite 1630 Baton Rouge, LA 70825

Lyon Credit Corp (Southbridge) Soundview Plaza 1266 East Main Street Stamford, CT 06902

Maine Public Utilities Commission
Attn: Dennis Keschl
Acting Administrative Director
242 State Street, Station 18
Augusta, ME 04333

Mandelbaum, Salsburg, Gold, Lazris, Discenza & Steinberg, P.C. Attn: Yale Lazris, Esq. 155 Prospect Avenue West Orange, NJ 07052

Massachusetts Dept of Telecom Attn: Mary Cottrel Secretary of the Dept. State Office Building 100 Cambridge Street, 12th Floor Boston, MA 02202

McCarter & English, LLP Attn: Theodore Moskowitz, Esq. Four Gateway Center 100 Mulberry Street Newark, NJ 07102 Mellonfirst United Leasing P.O. Box 828 Deerfield, IL 60015-0828

Mercedes-Benz Credit Corporation P.O. Box 685 Roanoke, TX 76262-0685

MetLife GE Capital Business Asset Funding Corp. C-97550 Bellevue, WA 98009-7550

Michigan Public Service Commission
Attn: Dorothy Wideman
Executive Secretary
Department of Commerce
6545 Mercantile Way
Lansing, MI 48911

Minnesota Public Utilities Commission Attn: Burl Harr, Executive Secretary 350 Metro Square Building 121 7th Place East St. Paul, MN 55101

Mississippi Public Service Commission Attn: Brian Ray, Executive Secretary Walter Sillers State Office Building, 19th Fl. Jackson, MS 39215

Newcourt Financial USA, Inc. P.O. Box 91448 Chicago, IL 60693

Missouri Public Service Commission Attn: Dale Roberts Chief Regulatory Law and Judge Executive Secretary Harry S. Truman Office Building 301 West High Street, Room 530 Jefferson City, MO 65102

Montana Public Service Commission
Attn: Dennis Crawford,
Asst. Administrative Utility Div.
1701 Prospect Avenue
Helena, MT 59620

Nebraska Public Service Commission Attn: Robert Logsdon, Secretary 300 The Atrium, 1200 N. Street Lincoln, NE 68509

NEC Industries, Inc. P.O. Box 100558 Pasadena, CA 91189-0558

Nevada Public Utilities Commission Attn: William Vance, Secretary 158 E. William Street Carson City, NV 89701

New Hampshire Public Utilities Commission Attn: Thomas Getz, Secretary 8 Old Suncook Road, Building 1 Concord, NH 03301

New York Dept of Public Service Commission Attn: John Crary, Secretary Three Empire State Plaza Albany, NY 12223

New Jersey Attorney General P.O. Box 080 Trenton, NJ 08625-0080

New Jersey Division of Taxation Attn: Sales Tax & Use P.O. Box 999 Trenton, NJ 08646-099

North Carolina Public Utilities Commission Attn: Geneva Thigpen Chief Clerk's Office 430 N. Salisbury St., 5th Fl. Dobbs Building, Room 5082 Raleigh, NC 27611

North Dakota Public Service Commission Attn: Sharon Helbling, Secretary 600 E. Boulevard Avenue, Dept. 408 Bismark, ND 58505 NTFC Capital Corp. P.O. Box 642888 Pittsburgh, PA 15264-2888

NTFC Capital Corp. 502 Corate Center Drive, Suite 600 Franklin, TN 37067

OAN/EDS Services, Inc. Attn: Walter J. Pepple Vice President Sales & Marketing 9255 Corbin Street Northridge, CA 91324

Ohio Public utilities Commission Attn: Gary Vigorito 180 E. Broad Street Columbus, Ohio 43215

Oppenheimer Wolff & Donnelly, LLP Attn: Robert S. Beacher One Citicorp Center 153 East 53rd Street, 26th Floor New York, NY 1002

Office of the United States Trustee Attn: Mitchell Hausman, Esq. Donald McMaster, Esq. One Newark Center, Suite 2100 Newark, NJ 07102

Oklahoma Corp. Commission Attn: Berdee Holt, Secretary Jim Thorpe Building 2105 North Lincoln Blvd. Oklahoma City, OK 73105

Oracle Coporation
Attn: Dorian Daley, Esq.
Senior Corporate Counsel
500 Oracle Parkway, M/S 50P7
Redwood City, CA 94065

Pennsylvania Public Utilities Commission Attn: James McNulty, Secretary Commonwealth Ave & North Street Harrisburg, PA 17120 (PFO) Forrest Financial Corp. P.O. Box 631 Moberly, MO 65270-0631

Peabody & Brown Attn: Louis E. Dolan, Jr., Esq. 1255 23rd Street, N.W., Suite 800 Washington, D.C. 20037

Pitney Bowes Credit Corp P.O. Box 85460 Louisville, KY 40285-5460

Pitney, Hardin, Kipp & Szuch Attn: Scott A Zuber, Esq. 200 Campus Drive Florham Park, NJ 07932-0950

Public Service Electric & Gas Co Attn: Mary E. Seymour, Esq. 80 Park Plaza, T5D, P.O. Box 570 Newark, NJ 07101

Pullman Bank & Trust Co. (Southbridge) P.O. Box 94850 Chicago, IL 60690-4850

Jeffrey J. Rea, Esq. 2253 South Avenue P.O. Box 2787 Westfield, NJ 07091

Rhode Island Public Utilities Commission Attn: Brian Kent 100 Orange Street Providence, RI 02903

Riemer & Braunstein, LLP Attn: Jason E. Delmonico, Esq. Three Center Plaza Boston, MA 02108

Riker, Danzig, Scherer, Hyland & Peretti, LLP Attn: Warren J. Martin, Alex Kress, Esq. One Speedwell Avenue P. O. Box 1981 Morristown, NJ 07962 Rubin, Winston, Diercks, Harris & Cooke Attn: Eric Rubin, Esq. Walter Diercks, Esq. 1333 New Hampshire Avenue, NW 10th Floor Washington, DC 20036

Seyfarth, Shaw, Fairweather & Geraldson Attn: Steven Greenspan, Esq. 1270 Avenue of the Americas Suite 2500 New York, NY 10020-1801

(SANWA) Fleet Leasing Corp Lease Administration Center P.O. Box 7023 Troy, MI 48007-7023

Sherburne, Powers, Holland & Knight Attn: John Monaghan, Esq. Lynne B. Nowak, Esq, One Beacon Street Boston, MA 02018

Sherman & Howard, LLC Attn: Kimberly H. Tyson, Esq. Mark L. Fulford, Esq. 633 Seventeenth Street, Suite 3000 Denver, CO 80202

South Dakota Public Utilities Commission Attn: William Bullard, Jr., Executive. Dir. State Capital 500 East Capital Avenue Pierre, SD 57501

South Carolina Public Service Commission Attn: Charles Ballentine, Executive Secretary 111 Doctors Circle Columbia, SC 29203

Southbridge Financial Corp. 400 Madison Avenue, Suite 1008 New York, NY 10017-1909 Squadron, Ellenoff, Plesent & Sheinfeld, LLP Attn: Ira S. Greene, Esq. 551 Fifth Avenue New York, NY 10176

Telespectrum Wordwide, Inc. Attn: Paul Grinberg 6041 La Flecha, Suite B Rancho Santa Fe, CA 92067

Texas Public Utilities Commission Attn: John Renfrow Director of Hearing & secretary 7800 Shoal Creek Boulevard Suite 400 N Austin, TX 78757

US Dept of Justice Attn: Jack Kaufman, Esq. Corporate/Financial Litigation Staff Civil Division, P.O. Box 875 Ben Franklin Station Washington, D.C. 20044-0875

US District Attorney for the District of New Jersey One Newark Center, Suite 1500 Newark, NJ 07102-5224 Attn: Faith Hochberg, Esq. US Attorney for District of NJ

US Wats, Inc. 2 Greenwood Square 333 Street road, #275 Bensalem, PA 19020

Utah Dept of Commerce Attn: Julie Orchard, Secretary Herbert M. Wells Building 160 East 300 South Salt Lake, UT 84145

Virginia State Corp Commission Attn: William Bridge Tyler Building 1500 East Main Street Richmond, VA 23219



80 South Jefferson Road Whippany, NJ 07981

Regina McNeil Senior Attorney Voice: 973-884-8168 973-884-8008

E-mail: rmcneil@neca.org

971482-TI

Via Federal Express

January 5, 2001

James J. Waldron, Clerk United States Bankruptcy Court 50 Walnut Street, Third Floor Newark, New Jersey 07102

Re:

Minimum Rate Pricing, Inc.

Case No.: 99-32136 (RG)

Dear Mr. Waldron:

Herewith enclosed please find original and two copies of Notice of Motion to File Late Claim with a return date of January 29, 2001, Supporting Certifications, Certification of Service and a proposed form of Order. Kindly file same returning a copy stamped "filed" in the enclosed self-addressed, stamped envelope.

Thank you for your attention to the within.

Very truly yours,

legma McNeil

Encs.

cc: See attached Service List - via regular mail

Washington Utilities & Transport Attn: Carole Washburn, Executive Secretary 1300 S. Evergreen Park Drive SW Olympia, WA 98504

West Virginia Public Service Commission Attn: Sandra Squire, Executive Secretary 201 Brooks Street Charleston, WV 25301

Winthrop Resources Corp. P.O. Box 5353 Hopkins, MN 55343-2352 Wisconsin Public Service Commission Attn: Lynda Dorr, Secretary 610 North Whitney Way Madison, WI 53705

WorldCom Attn: Bob Vetera 6929 North Lakewood Drive Tulsa, OK 74117-1808

Kansas Corporation Commission 1500 SW Arrowhead Road Topeka, KS 66604-4027 Attn: Colleen Harrell, Esq. GIBBONS, DEL DEO, DOLAN,
GRIFFINGER & VECCHIONE
A Professional Corporation
One Riverfront Plaza
Newark, New Jersey 07102-5497
(973) 596-4500
GP-2849
Attorneys for National Exchange Carrier Association

UNITED STATES BANKRUPTCY COURT FOR THE DISTRICT OF NEW JERSEY

In re: : Case No.: 99-32133

: Case No.: 99-32135

PARCEL CONSULTANTS, INC.,

: Case No.: 99-32136 (RG)

NATIONAL TELE-COMMUNICATIONS, INC.,

: Chapter 11

MINIMUM RATE PRICING, INC.,

: Jointly Administered under Case No.: 99-32136 (RG)

Debtors.

: Hearing Date: January 29, 2001, 10:00 a.m.

: Oral Argument Waived Unless Objection File

NOTICE OF MOTION FOR ORDER TO FILE LATE CLAIM PURSUANT TO FEDERAL RULE OF BANKRUPTCY PROCEDURE 9006

TO: JAMES J. WALDRON, CLERK United States Bankruptcy Court 50 Walnut Street, Third Floor Newark, New Jersey 07102

ALL PARTIES ON ATTACHED SERVICE LIST

PLEASE TAKE NOTICE that on January 29, 2001, at 10:00 a.m., or as soon thereafter as counsel may be heard, National Exchange Carrier Association ("NECA"), as Administrator for the Kansas Universal Service Fund ("KUSF"), a creditor and party in interest in the Chapter 11 case of Minimum Rate Pricing, Inc., debtor (the "Debtor"), by its undersigned attorneys, shall

move before The Honorable Rosemary Gambardella, Chief, United States Bankruptcy Judge, at the United States Bankruptcy Court, M. L. King, Jr. Federal Building and Courthouse, 50 Walnut

Street, Newark, New Jersey 07102, on its Motion for Order Granting NECA Leave to File Late

Claim Pursuant to Federal Rule of Bankruptcy Procedure 9006 (the "Motion").

PLEASE TAKE FURTHER NOTICE that NECA shall rely upon the Certification of

Colleen Harrell, the Certification of Regina McNeil, and any further submissions, oral or written,

that NECA may make at or prior to the hearing.

PLEASE TAKE FURTHER NOTICE that, in accordance with D.N.J. LBR 9013(d),

any objections to the relief requested in the Motion must be served on the undersigned and filed

with the Court, together with proof of service, at least seven (7) days prior to the hearing date or

the proposed order may be entered on the return date in the Court's discretion.

PLEASE TAKE FURTHER NOTICE that, in accordance with D.N.J. LBR 9013(f),

NECA waives oral argument unless an objection to the Motion is timely filed and served. A

2

Certification of Service and proposed form of order are enclosed.

Dated: January 5, 2001

Newark, New Jersey

GIBBONS, DEL DEO, DOLAN, GRIFFINGER & VECCHIONE

A Professional Corporation

Attorneys for National Exchange

Carrier Association

Geraldine E. Ponto

#262755 v1 999999-00136 GIBBONS, DEL DEO, DOLAN,
GRIFFINGER & VECCHIONE
A Professional Corporation
One Riverfront Plaza
Newark, New Jersey 07102-5497
(973) 596-4500
GP-2849
Attorneys for National Exchange Carrier Association

UNITED STATES BANKRUPTCY COURT FOR THE DISTRICT OF NEW JERSEY

In re:

PARCEL CONSULTANTS, INC., NATIONAL TELE-COMMUNICATIONS, INC., MINIMUM RATE PRICING, INC.

Debtor.

Case No.: 99-32133 (RG) Case No.: 99-32135 (RG)

Case No. 99-32136 (RG) (Jointly Administered)

Chapter 11

Hearing Date: January 29, 2001, 10:00 a.m. Oral Argument Waived Unless Objection Filed

CERTIFICATION OF COLLEEN HARRELL

I, COLLEEN HARRELL, hereby certify as follows:

- 1. I am an Assistant General Counsel for the Kansas Corporation

 Commission ("KCC"), a creditor and party-in-interest of Minimum Rate Pricing, Inc., the
 debtor herein ("MRP" or "Debtor"). I make this certification upon my personal
 knowledge and review of the records of KCC.
- 2. As authorized by statutory law in Kansas (K.S.A. 1998 Supp. 66-2008), the KCC established the Kansas Universal Service Fund ("KUSF") in December,1996. Accordingly, all telecommunications carriers, telecommunications public utilities and wireless telecommunications service providers that provide intrastate telecommunications services for a fee are required by statutory law to contribute to the KUSF on an equitable and nondiscriminatory basis as a regular course of conducting

business in the industry. Companies' contributions are based on an assessment of their intrastate retail revenues.

- 3. The National Exchange Carrier Association ("NECA") has been appointed the Administrator of the KUSF. As the administrator of the state universal service program in Kansas, NECA is responsible for the billing and collection of contributions which support high cost rural service, low income customers who are affected by rate balancing and residential customers who could experience rate shock.
- 4. MRP provides telecommunications services in the State of Kansas and as such is required to participate in this statutorily mandated program. See Exhibit A.
- 5. On February 3, 2000, an Order to Show Cause was issued by the KCC against MRP for MRP's failure to remit the required KUSF payments to NECA as required by Kansas statutory law, despite having reported intrastate retail revenues of \$667,000 and \$1,023,000 for 1997 and 1998 respectively. See Exhibit B.
- 6. By letter dated February 17, 2000, the KCC received a response from Drew Keena of MRP. The letter indicated that MRP had filed for Chapter 11 bankruptcy proceedings on February 26, 1999, and blamed its lack of personnel for its failure to remit the funds collected from the customers to NECA. <u>See</u> Exhibit C.
- 7. Prior to the receipt of the February 17, 2000 letter, the KCC/KUSF never received any notice of the filing of a bankruptcy by MRP.
- 8. Both the KCC/KUSF and NECA attempted to contact MRP for information regarding the bankruptcy filing, specifically requesting documentation confirming whether or not the KCC/KUSF or NECA were listed as creditors in the bankruptcy matter. See Exhibit D.

- 9. Having received no response from MRP, the KCC reviewed bankruptcy filings via the internet and obtained the name of MRP's attorney and a list of creditors. Neither the KCC/ KUSF nor NECA were listed as creditors.
- 10. Accordingly, I sent a letter dated July 12, 2000 to Mr. Louis Pashman, attorney for MRP, seeking an explanation as to KCC/KUSF and NECA's omission as creditors. Additionally, I sent letters dated July 28, 2000 and September 27, 2000 to Angel & Frankel, attorneys for MRP, seeking an explanation as to KCC/ KUSF and NECA's omission as creditors. See Exhibit E.
- 11. At my request, on or about December 14, 2000 Regina McNeil, Senior Attorney for NECA, contacted Rochelle Weisburg of Angel & Frankel. It is my understanding that at that time Ms. Weisburg agreed, given the circumstances, to allow NECA as Administrator KUSF to file a proof of claim despite the fact that the bar date had elapsed.
- 12. NECA has obtained a copy of the Notice of Commencement of Case

 Under Chapter 11 of the Bankruptcy Code, Meeting of Creditors, and Fixing of Dates, in
 which the Clerk's Office established August 17, 1999 as the last date for creditors to
 timely file proofs of claim or risk thereafter having their claims barred and/or disallowed
 (the "Bar Date").
- 13. Neither KCC/KUSF nor NECA received formal notice of the commencement of MRP's bankruptcy case. The notice that KUSF and NECA received inadvertently on February 18, 2000, was after the Bar Date. Thus, neither KUSF nor NECA was afforded the opportunity to file a proof of claim before the Bar Date.

14. Based on the foregoing, cause exists to permit NECA as Administrator for KUSF to file a proof of claim in the amount of \$185,369.42 for the period of March 1, 1997 to February 26, 1999. See Exhibit F.

I certify that the statements contained herein are true. I am aware that if any of the statements are willfully false, I am subject to punishment.

Colleen Harrell, Esq.

Celleen Hanell

Dated: January 3, 2001 Topeka, Kansas

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BEFORE THE STATE CORPORATION COMMISSION OF THE STATE OF KANSAS

Before Commissioners:

John Wine, Chair Cynthia L. Claus Brian J. Moline State Compression Commission
FEB 0 3 2000
LEGAL DIVISION

In the Matter of the General Investigation) of Minimum Rate Pricing, Inc. (MRP) to) Show Cause Why this Commission Should) Not Initiate Sanctions and Fines and Cancel,) Suspend and Revoke Any Authority the) Carrier Currently Holds.

Docket No. 00-MRPC-657-SHO

ORDER TO SHOW CAUSE

The above-captioned matter comes before the State Corporation Commission of the State of Kansas (Commission) for a decision. Being fully advised in the premises and familiar with its files and records the Commission finds and concludes as follows:

- 1. The Commission established the Kansas Universal Service Fund (KUSF) pursuant to K.S.A. 1998 Supp. 66-2008, by its order issued in Docket No. 94-GIMT-478-GIT on December 27, 1996. All telecommunications carriers, telecommunications public utilities and wireless telecommunications service providers that provide intrastate telecommunications services are required to contribute to the KUSF on an equitable and nondiscriminatory basis.

 K.S.A. 1998 Supp. 66-2008(b). In the December 27, 1996 order the Commission determined that companies would contribute based on an assessment on their intrastate retail revenues.
- 2. Minimum Rate Pricing Inc. (MRP) is certificated to provide telecommunications services in the State of Kansas. Since the inception of the KUSF, March 1, 1997, MRP has not remitted the required worksheets for reporting revenues and contributions to the KUSF administrator, the National Exchange Carrier Association (NECA). MRP has made no payments to the KUSF, in spite of the fact that its Annual Reports filed with the Commission show that it

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had intrastate retail revenues of \$667,000 and \$1,023,000 for 1997 and 1998 respectively.

- 3. NECA has repeatedly sent MRP past due notices, including certified past due notices and contacted the company regarding its delinquent status. On September 8, 1999, Staff sent MRP a certified letter informing MRP that if it failed to remit worksheets and payments within 30 days Staff would initiate a show cause proceeding. In November of 1999, MRP contacted Staff counsel, stating it would remit KUSF worksheets and payments to NECA.
- 4. As of January 25, 2000, NECA has not received either worksheets or payments, nor has MRP further contacted NECA or Staff. Staff also checked MRP's status with the Secretary of State's Office as part of its routine investigation of delinquent companies and learned that MRP was forfeited by the Secretary of State on July 15, 1997, for failure to file a timely annual report.
- 5. On January 18, 2000, Staff submitted a Memorandum to the Commission setting out the above facts and recommending that the Commission establish a Docket to require MRP to Show Cause why MRP should not be sanctioned and fined and its certificate to provide service in the state cancelled.

Findings and Conclusions

6. The Commission finds that Staff's recommendation that MRP be required to show cause why it should not be sanctioned and fined for its failure to comply with Commission orders and NECA and Staff implementation of those orders, to contribute to the KUSF. In order for the fund to function and to be equitable and non-discriminatory all providers of intrastate retail telecommunications services must contribute to the fund. The Commission finds MRP has blatantly disregarded Commission orders and the follow-up by NECA and Staff pursuant to those orders.

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7. MRP is hereby required to show cause within 15 days of the date of this order why it should not be sanctioned and fined and its certificate to provide service in the state cancelled. Regardless of MRP's response and Commission action in this show cause proceeding MRP remains liable for all amounts it owes the KUSF, including late payment penalties.

IT IS, THEREFORE, BY THE COMMISSION ORDERED THAT:

- (A) MRP shall file a response to this order to show cause why it should not be sanctioned, fined and its certificate cancelled within 15 days of the date of this order.
- (B) Any party may file a petition for reconsideration of this Order within fifteen (15) days of the date this Order is served. If service is by mail, service is complete upon mailing and three (3) days may be added to the above time frame.
- (C) The Commission retains jurisdiction over the subject matter and the parties for the purpose of entering such further order or orders as it may deem necessary and proper.

BY THE COMMISSION IT IS SO ORDERED.

Wine, Chr.; Claus, Com; Moline, Com.

ORDER MAILED

Dated:

FEB 0 3 2000

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Ally S. Culyon Executive Director

Jeffrey S. Wagaman Executive Director

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2000.02.21 09:43:58
Kansas Corporation Commission
/S/ Jeffrey S. Wasamar

STATE CORPORATION COMMISSION

FEB 18 2000

JEFFREY S. WAGAMAN EXECUTIVE DIRECTOR

February 17, 2000

Mr. Jeffrey S. Wagaman Executive Director Kansas Corporation Commission 1500 SW Arrowhead Road Topcka, Kansas 66604

Re: Docket No. 00-MRPC-657-SHO

Mr. Wagaman:

State Corporation Commission

FEB 2 1 2000

LEGAL DIVISION

Minimum Rate Pricing, Inc. (MRP) is in receipt of the above referenced Order To Show Cause. For the reasons explained below, it is MRP's position that it should not be sanctioned, fined or have its authority revoked.

MRP filed for protection under Chapter 11 of the United States Bankruptcy Code on February 26, 1999. As a result of the bankruptcy filing, MRP has significantly fewer employees now than it had at its height of operation. Since two of the employees who are no longer in MRP's employ were the individuals responsible for the filing of the USF remittance worksheets, it is difficult for MRP to answer the allegations set forth in the Order To Show Cause. Notwithstanding, the 1997, 1998/1999 and 1999/2000 KUSF Remittance Worksheets have been filed with the appropriate party. Additionally, payment for MRP's 1999/2000 KUSF assessment has been made. The assessments for 1997 and 1998/1999 are pre-petition debt, which MRP is not permitted to pay without bankruptcy court approval.



Whippany, New Jersey 07981 Phone: 973/884-8215 Fax: 973/884-8510 E-Mail: KTHOMAS@NECA.ORG Kimberly M. Thomas Manager State USF Programs

March 7, 2000

Minimum Rate Pricing KS002920 150 Commerce Rd Cedar Grove, NJ 07009

Dear Mr. Kenna:

Please be advised that Minimum Rate Pricing has an outstanding balance due to the Kansas Universal Service Fund in the amount of \$185,369.42. This amount includes the following billed amounts:

March 1997 - February 1998 \$82,703.61 Late Payment Fee for 3/97-2/98 \$27,292.19 March 1998 - February 1999 \$62,292.25 Late Payment Fee for 3/98-2/99 \$13,081.37

NECA is aware that the Kansas Commission issued an Order To Show Cause for Minimum Rate Pricing (MRP) to show the Commission why its Certificate should not be cancelled. NECA has been informed that in response, MRP sent a letter, signed by Drew Kenna, stating that MRP has filed worksheets with NECA for 1997, 1998/1999 and 1999/2000. The letter further stated payment had been made for 1999/2000, but because MRP filed for bankruptcy protection on February 26, 1999, pre-petition payments could not be made.

NECA has never received any notice regarding this bankruptcy filing, and NECA has been informed that the Kansas Commission has not received notice of the filing. The Trustee generally provides such notice. Please provide NECA and/or Ms. Eva powers, KCC, with a case number for the filing and documentation showing NECA or the Kansas Universal Service Fund is listed as a creditor in that filing. NECA requests that the documentation be provided within 10 days of the date of this letter.

Sincerely,

HUM MOMAS

AT)



Kansas Corporation Commission

Bill Graves, Governor John Wine, Chair Cynthia L. Claus, Commissioner Brian J. Moline, Commissioner

July 12, 2000

Mr. Louis Pashman Attorney at Law Pashman Stein, P.C. 45 Essex St. Hackensack, NJ 07601

RE: Minimum Rate Pricing, Inc.

Dear Mr. Pashman:

I am an assistant general counsel for the Kansas Corporation Commission and I write to you regarding your client, Minimum Rate Pricing, Inc., of Cedar Grove, New Jersey.

On February 3, 2000, an "Order to Show Cause" was issued by the Kansas Corporation Commission ("KCC") against Minimum Rate Pricing, Inc. ("MRP"). I have enclosed a copy of that order for your information. As you can see from the order, this show cause was initiated because MRP had failed to remit the required Kansas Universal Service Fund payments to the National Exchange Carrier Association ("NECA"), as required by Kansas Statutes Annotated 66-2008(b), despite having reported intrastate retail revenues of \$667,000, and \$1,023,000 for 1997 and 1998 respectively. See Show Cause Order, paragraph 2. The KCC's order indicated that MRP must show cause within 15 days of the date of the order why it should not be sanctioned and fined and have its certificate to provide service in the state revoked. See Show Cause Order, paragraph 3.

On February 18, 2000, the KCC received a response from MRP in the form of a letter from a person named Drew Keena. This person's position with MRP was not identified in the letter, as you can see from the copy enclosed. The letter indicated MRP had filed for Chapter 11 bankruptcy proceedings on February 26, 1999, and blamed a lack of personnel with the failure to remit the funds collected from customers to NECA

This revelation came as a complete surprise to the KCC, as the KCC has never received any notice of filing of bankruptcy, listing the KCC as a creditor. As such, we contacted NECA to see if MRP had listed NECA as a creditor. That was not the case. Both the KCC and NECA—attempted to contact MRP for information on the bankruptcy filing, specifically requesting documentation that the KCC or NECA was listed as a creditor in the bankruptcy. Neither received a response, despite one letter being sent as a certified letter, signed for by a person named Dwayne Robinson with MRP on June 29, 2000. As a last resort, the KCC reviewed bankruptcy filings via the Internet, receiving your name and address and the list of creditors. Neither the KCC nor NECA were listed as creditors

on the list, however, we notice that the Federal Communications Commission was listed as a creditor. You may also be interested to know that MRP has not been registered with the Kansas Secretary of State's office to do business in the state of Kansas as a foreign corporation since 1997.

We have not contacted the court yet regarding our omission as a creditor, preferring first to contact you, as the attorney, to contact your client to see if this was an intentional or inadvertent oversight on their part, and to formulate a course of resolution.

I would appreciate a response no later than Friday, July 21. If we have not received a response by that date, we will have no choice but to inform the bankruptcy court of this error and ask for the court's assistance in resolving the matter.

If you wish to contact me by telephone, I can be reached at my direct telephone number during central standard time hours of 8:00 a.m. - noon, and 1:00 p.m. to 5:00 p.m. If I am not at my desk, you may leave a voice mail message and I will return your call.

Thank you in advance for your cooperation.

Caller R Hanell

Sincerely,

Colleen R. Harrell

Assistant General Counsel

CRH/pg Enclosures



Kansas Corporation Commission

Bill Graves, Governor John Wine, Chair Cynthia L. Claus, Commissioner Brian J. Moline, Commissioner

July 28, 2000

Ms. Rochelle R. Weisburg Angel & Frankel, P.C. 460 Park Avenue New York, NY 10022-1906

RE: Minimum Rate Pricing, Inc.

Dear Ms. Weisburg:

I received your fax of one week ago consisting of an order for sale of assets, pages of addresses, and an affidavit of service by first class mail. I still have some questions and concerns.

I did receive the check sent by MRP. I failed to tell you on the phone, however, that the check should be sent directly to the National Exchange Carrier Association. I had the check endorsed over to NECA and forwarded there for crediting against MRP's account, however, I expect that further checks will go directly to NECA. I suggest that you instruct the appropriate person at MRP to contact NECA (website address www.neca.org) for information and forms for proper reporting and remittances.

I had a staff member here contact NECA to see if MRP is current not only in its payments but also its reporting. Lori Tasca with NECA reports that MRP has not filed any of its Year 4 assessment calculation sheets, which should have been filed by the 15th of the month following the month being reported. MRP is delinquent for the months of March, April, May, and June, 2000. I expect that you will instruct MRP to complete the required forms, which are available on the website, and if MRP has questions on how to complete the forms, MRP may contact NECA for assistance.

I also request that you forward to me proof that MRP has regained its active and in good standing corporation status in Kansas. If I don't have proof of that by the end of August, 2000, I will investigate further the possibility of revoking MRP's certificate as it is not licensed to do business in the state of Kansas and, as such, should have no need for a certificate.

Finally, I am still quite uncomfortable with not having received any initial notice of MRP filing bankruptcy in February, 1999. We have found no evidence, and you have produced none, that MRP listed the Kansas Corporation Commission or NECA as a creditor, despite owing almost \$190,000 to the Kansas Universal Service Fund. If MRP collected this as an assessment on customer bills, this money should have simply been funneled to NECA and not retained by MRP. I would appreciate a written explanation as to why MRP did not list either the Kansas Corporation Commission or NECA as a creditor in its initial bankruptcy filing, which had the

result that neither organization received notice and had an opportunity to file a proof of claim within the allotted time. I am in the process of researching the appropriateness of MRP's actions in not listing either organization as a creditor.

Further, I would appreciate an explanation as to why MRP failed to respond to letters from the KCC and NECA, both, requesting information as to the bankruptcy filing as indicated in the letter that I initially sent to Mr. Pashman. Those letters were sent certified and signed for by someone at MRP, yet MRP failed to respond.

I will be out of the office for the next two weeks at a regulatory studies program, however, you may contact either staff analyst Susan Palmer, at (785) 271-3215, or assistant general counsel Eva Powers (785) 271-3173 should you have any questions.

Sincerely,

Colleen R. Harrell

Assistant General Counsel

Dowers for



Kansas Corporation Commission

Bill Graves, Governor John Wine, Chair Cynthia L. Claus, Commissioner Brian J. Moline, Commissioner

September 27, 2000

Ms. Rochelle R. Weisburg Angel & Frankel, P.C. 460 Park Avenue New York, NY 10022-1906

RE: Minimum Rate Pricing, Inc.

Dear Ms. Weisburg:

I have been reviewing this file and have determined that, finally, Minimum Rate Pricing appears to have rectified its situation with regards to being registered with the Kansas Secretary of State's Office as a foreign corporation doing business in Kansas, currently in the process of reinstating. As such, in this area at least, all appears on its way to being in proper form.

I find, however, that you have still failed to answer questions that I put forth to you in my letter dated July 28, 2000. As such, I reiterate them here, now. As I stated before, I have found no evidence that Minimum Rate Pricing listed the Kansas Corporation Commission as a creditor in its initial filing in bankruptcy in February, 1999, despite owing almost \$190,000 to the Kansas Universal Service Fund. Normally, this money would have been collected on customer bills and, as such, should have been simply funneled by MRP directly to the fund.

I again request from you a formal explanation as to why MRP did not notice either the Kansas Corporation Commission or NECA as a creditor in its initial filing. I would also like an explanation as to how, despite having no notice and never having been listed as a creditor, the KCC would be barred from collecting the money due the KUSF. Based upon my initial review of bankruptcy law, it would appear that a debtor's failure to list a debt and notice a creditor creates a debt that is non-dischargeable.

I await your response.

Sincerely,

Colleen R. Harrell

Assistant General Counsel

Havel

United States Bankruptcy Court	PROOF OF CLAIM
District of New Jersey	
In re: Minimum Rate Pricing, Inc.	Case Number 99-3213 6
NOTE. This form may not be used to make a claim for, or request for payment of an administrative expense arising after the commencement of the case, pursuant to 11 U.S.C. 8503	
Name of Creditor (The person or entity to whom the debtor	Check box if you are
owes money or property)	aware that any one else has filed a proof of
NECA KUSF	claim relating to your claim. Attach copy of
70007 11001	statement giving
	particulars. Check box if you have
Name and Addresses Where Notices Should be Sent	never received any
NECA KUSF	notices from the bankruptcy court in this
80 S. Jefferson Rd.	case. Check box if the address
Whippeny, NJ C7981	differs from the address
,,	on the envelope sent to THIS SPACE IS FOR COURT USE ONLY
ACCOUNT or Other Number by Which Creditor Identifies Debtor:	Check here if this claim □ replaces
K5002920	previously filed claim, dated
1. BASIS FOR CLAIM	☐ Retiree benefits as defined in 11 U.S.C. § 1114(a)
Goods sold (See attachments) Sen ices performed	Wages, salaries, and compensations (fill out below) Your social security number
☐ Money loaned	Unpaid compensations for services performed
Personal injury/wrongful death Taxes	from to (date)
Other (Describe briefly) State Universal Service tund	
2. DATE DEBT WAS INCURRED: 3/1/97 - 2 /2番/99	3. IF COURT JUDGMENT, DATE OBTAINED:
4. CLASSIFICATION OF CLAIM. Under the Bankruptcy Code all claims are classified as one or more of the following: (1) Unsecured nonpriority.	
(2) Unsecured Priority, (3) Secured. It is possible for part of the claim to be in one category and part in another. CHECK THE APPROPRIATE BOX OR BOXES that best describe your claim and STATE THE AMOUNT OF THE CLAIM:	
SECURED CLAIM S	☐ LNSECURED PRIORITY CLAIM S
Anach evidence of perfection of security interest Brief description of Collateral:	Specify the priority of the claim. Wages, salaries or commissions (up to \$4,300 earned not more than
☐ Real Estate ☐ Motor Vehicle ☐ Other (Describe briefly)	90 days before filing of the bankruptcy petition or cessation of
Amount of arrearage and other charges included in secured claim above if any S	☐ Contributions to an employee benefit plan=11 U.S.C. § 507(ax4)
E UNSECURED NONPRIORITY CLAIM \$ 185,369.92	☐ Up to \$1950 of deposit toward purchase, lease or rental of property or services for personal, family, or household use—11 U.S.C. § 50°(x)(6)
A claim is unsecured if there is no collateral or lien on property of the debtor securing the claim or to the extent that the value or such property	Taxes or penalties of governmental units-11 U.S.C. § 507(a)(7)
is less than the amount of the claim. Other—Specify applicable paragraph of 11 U.S.C. § 507(a)	
5. TOTAL AMOUNT OF CLAIM \$ 185, 369.42 \$_	s s
	ecured) (Prionty) (Total)
Check this box if claim includes prepetition charges in addition to the principal amount of the claim. Attach itemized statement of all additional charges	
6. CREDITS AND SETOFFS. The amount of all payments on the claim i	
purpose of making this proof of claim, claimant has deducted all amounts that claimant owes to debtor. COURT USE ONLY	
7. SUPPORTING DOCUMENT. Attach copies of supporting documents such as promissory notes, purchase orders, invoices. (Itemize statements of running accounts, contracts, court judgments, or evidence of security	
interests. If the documents are not available, explain. If the documents are voluminous, attach a summary. 8. TIME 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.	
Date: Sign and print the name and title, if any, of the creditor or other person authorized to file this claim (attach copy of power of attorney, if any.)	
12/18/00 authorized to file this claim (attach copy of power of attorney, if arry.)	
TORN TO DE LIFE TO THE TORNE	

Penalty for presenting fraudulent claim. Fine of up to \$5,000 or improsonment for up to five years, or both. 18 U.S.C. \$5152 and 3571.

GIBBONS, DEL DEO, DOLAN,
GRIFFINGER & VECCHIONE
A Professional Corporation
One Riverfront Plaza
Newark, New Jersey 07102-5497
(973) 596-4500
GP-2849
Attorneys for National Exchange Carrier Association

UNITED STATES BANKRUPTCY COURT FOR THE DISTRICT OF NEW JERSEY

In re:

PARCEL CONSULTANTS, INC., NATIONAL TELE-COMMUNICATIONS, INC., MINIMUM RATE PRICING, INC.

Debtor.

Case No.: 99-32133 (RG) Case No.: 99-32135 (RG)

Case No. 99-32136 (RG) (Jointly Administered)

Chapter 11

Hearing: January 29, 2001 10:00 a.m.

Oral Argument Waived Unless Objection Filed

CERTIFICATION OF REGINA MCNEIL

I, REGINA MCNEIL, hereby certify as follows:

- 1. I am a Senior Attorney for the National Exchange Carrier Association (NECA).

 NECA is the administrator for the Kansas Universal Service Fund ("KUSF"), a creditor and party-in-interest of Minimum Rate Pricing, Inc., the debtor herein ("MRP" or "Debtor"). I make this certification upon my personal knowledge and review of the records of NECA and the Kansas Corporation Commission.
- 2. As an administrator of the state universal service program in Kansas, NECA is responsible for the billing and collection of contributions to KUSF.

3. Upon information and belief, MRP filed for bankruptcy on February 26, 1999.

Subsequently, a bar date of August 17, 1999 was set for filing of proofs of claim.

4. Neither NECA, as administrator, nor the KCC, as creditor, received due process

notice of MRP's bankruptcy status.

5. Only after the KCC issued an Order to show Cause for failure to report/remit

KUSF charges was the KUSF and NECA notified that MRP was in bankruptcy.

6. At the request of Colleen Harrell, on December 14, 2000, I contacted, via

telephone, Rochelle Weisburg of Angel & Frankel, attorneys for MRP. At that time, given the

circumstances, Ms. Weisburg gave her consent to permit NECA as administrator for KUSF to

file a proof claim despite the fact that the bar date had elapsed.

7. Based on the foregoing, cause exists as required under Rule 9006(b)(1) of the

Federal Rules of Bankruptcy Procedure (Bankruptcy Rule) to permit NECA, as administrator for

KUSF, to file a proof of claim in this case. The enlargement of the time for filing a proof of

claim is not prohibited under Bankruptcy Rule 9006(b)(2) and is not limited under Bankruptcy

Rule 9006(b)(3).

I certify that the statements contained herein are true. I am aware that if any of

the statements are willfully false, I am subject to punishment.

Dated: January 5, 2001

Whippany, New Jersey

Segina McNeil, Esq.

#262755 v1 999999-00136

2

GIBBONS, DEL DEO, DOLAN,
GRIFFINGER & VECCHIONE
A Professional Corporation
One Riverfront Plaza
Newark, New Jersey 07102-5497
(973) 596-4500
GP-2849
Attorneys for National Exchange Carrier Association

UNITED STATES BANKRUPTCY COURT FOR THE DISTRICT OF NEW JERSEY

In re:

PARCEL CONSULTANTS, INC., NATIONAL TELE-COMMUNICATIONS, INC., MINIMUM RATE PRICING, INC.

Debtor.

Case No.: 99-32133 (RG)

Case No.: 99-32135 (RG) Case No. 99-32136 (RG)

(Jointly Administered)

Chapter 11

Hearing: January 29, 2001, 10:00 a.m.

Oral Argument Waived Unless Objection Filed

ORDER GRANTING NATIONAL EXCHANGE CARRIER ASSOCIATION, AS ADMINISTRATOR FOR KANSAS UNIVERSAL SERVICE FUND LEAVE TO FILE LATE CLAIM PURSUANTTO FEDERAL RULE OF BANKRUPTCY PROCEDURE 9006

Upon the motion of the National Exchange Carrier Association ("NECA") for entry of an Order granting NECA, as administrator for the Kansas Universal Service Fund, leave to file a late claim pursuant to Federal Rule of Bankruptcy Procedure 9006(b)(1) (the "Motion"); and it appearing that the Motion has been served in accordance with applicable rules of the Court; and it further appearing that the legal and factual bases in the Motion set forth just cause for the relief granted herein; and after due deliberation and sufficient cause appearing therefor,

IT IS, on this _____ day of January, 2001,

ORDERED that:

1. NECA as Administrator for KUSF is hereby authorized to file a proof of claim in the amount of \$185,369.42 within thirty (30) days after entry of this Order.

HONORABLE ROSEMARY GAMBARDELLA CHIEF, UNITED STATES BANKRUPTCY JUDGE **CERTIFICATION OF SERVICE**

I, Elizabeth R. Newson, of full age, hereby certify:

f

1. I am a paralegal employed by the National Exchange Carrier Association.

2. On January 5, 2001, I caused a copy of the Notice of Motion Granting

NECA Leave to File Late Claim Pursuant to Federal Rule of Bankruptcy

Procedure 9006(b)(1), the supporting Certifications and the proposed form

of Order to be served by United States, first-class mail, postage prepaid on

the parties identified on the attached service list.

3. On January 5, 2001, I caused a copy of the within Notice of Motion and its

supporting documents to be served by Federal Express Mail on James J.

Waldron, Clerk, United States Bankruptcy Court.

3. I certify that the foregoing statements made by me are true. I am aware

that if any of the foregoing statements made by me are willfully false, I

may be subject to punishment.

Elizabeth R. Newson

Dated: January 5, 2001

Whippany, New Jersey

SERVICE LIST

Angel & Frankel, P.C. Attn: Rochelle R. Weisburg 460 Park Avenue New York, NY 10022-1906 Attorney for Debtor

Pashman Stein 45 Essex Street Hackensack, NJ 07601 Local counsel for Debtors

Access Capital, Inc. Attn: Miles Stuchin 405 Park Avenue New York, NY 10022-4405

Alabama Public Service Commission Attn: Walter Thomas, Jr., Secretary RSA Building 100 N. Union Street, Suite 850 Montgomery, AL 36104

Andover Capital Group, Inc. 238 Littleton Road Westford, MA 01886

Arizona Corporation Commission Attn: James Matthews, Executive Secretary 1200 W. Washington Street Phoenix, Arizona 85007

Arkansas Public Service Commission Attn: Jan Sanders 1000 Center Little Rock, AR 72201

(AT&T) Newcourt Leasing Corporation P.O. Box 1810 Pleasanton, CA 94568

Baer, Marks & Upham, LLP Attn: Michael V. Blumenthal, Esq. 805 Third Avenue New York, NY 10022 Bingham Dana, LLP Attn: Julia Frost-Davies, Esq. 150 Federal Street Boston, MA 02110

Blank Rome Cominsky & McCauley, LLP Attn: Michael B. Schaedle, Esq. Alexander D. Bono, Esq. One Logan Square Philadelphia, PA 19103-6998

Blank Rome Cominsky & McCauley, LLP Attn: Bonnie Glantz Fatell, Esq. Chase Manhattan Centre 1201 Market Street, Suite 2100 Wilmington, DE 19801

BMW Financial Services NA, Inc. P.O. Box 9001065 Louisville, KY 40290-1065

Broege, Neumann, Fischer & Shaver Old Squan Plaza 25 Abe Voorhees Drive Manasquan, NJ 08736

Buchanan Ingersoll Attn: Allison M. Berger, Esq. College Centre, 500 College Road East Princeton, NJ 08540

California Public Utilities Commission Attn: Pal Coordinator Tariff Filings 505 Van Ness Avenue San Francisco, CA 94102

Colonial Pacific Leasing 7659 Mohawk Street P.O. Box 1100 Tualatin, OR 97062 Colorado Public Utilities Commission Attn: Bruce Smith, Director 1580 Logan Street, Office Level 2 Denver, Colorado 80203

Comdisco, Inc. 6111 North River Road Rosemont, IL 60018-5159 Attn: Eileen M. Bagarella

Copelco Capital One International Boulevard 10th Floor Mahwah, NJ 07430-0631

Delaware Public Service Commission Attn: Bruce Burcat, Executive Director 861 Silver Lake Blvd, Cannon Building Dover, DE 19904

Department of the Treasury International Revenue Service Attn: Bankruptcy Unit Holstville, NY 00501

EAB (Unicyn Financial) Leasing Group – Unit 2670 P.O. Box 9569 Uniondale, NY 11555-9569

Federal Communications Commission Attn: Dorothy Attwood 2025 M Street, NW Stop Code 1600A Washington, DC 20554

FCC-Office of the General Counsel Attn: Stewart Block, Esq. Litigation Division/Room 8-B724 445 12th Street, S.W. Washington, D.C. 20554

First Union National Bank P.O. Box 96020 Charlotte, NC 28296-0020 Florida Public Service Commission Attn: Walter D'Haeseleer Director Div. Communications 2540 Shumard Oak Blvd. Tallahassee, FL 32399

GE Capital P.O. Box 747016 Pittsburg, PA 15274-7016

GE Capital (GEC1) P.O. Box 747016 Pittsburgh, PA 15274-7016

GE Capital P.O. Box 642000 Pittsburgh, PA 15264-2000

GE Capital Colonial Pacific Leasing P.O. Box 2090 Portland, OR 97208-2090

GE Capital (GEC8) P.O. Box 642000 Pittsburgh, PA 15264-2000

General Electric Capital Corp. c/o United Portfolio Mgmt, Inc. Attn: Jodi Munkewitz 1360 Energy Park Drive #110 St. Paul, MN 55108

Hahn & Hessen, LLP Attn: Joshua I. Divack, Esq. Empire State Building 350 Fifth Avenue, Suite 3700 New York, NY 10228-0075

Herten, Burstein, Sheridan, Cevasco, Bottinelli & Litt, LLC Attn: Susan M. Marra, Esq. Court Plaza, 25 Main Street Hackensack, NJ 07601

Idaho Public Utilities Commission Attn: Myrna Walters, Executive Secretary Statehouse, 472 West Washington Boise, ID 83702 IDRC (Promark Services) Attn: Mr. Paul Grinberg 6041 La Flecha, Suite B Rancho Sante Fe, CA 92067

Illinois Commerce Commission Attn: Donna Caton, Chief Clerk 527 East Capitol Avenue Springfield, IL 62701

Indiana Utilities Regulatory Commission Attn: Brian Cohee, Executive Director Indiana Government Center S. 302 West Washington Street, E-306 Indianapolis, IN 46204

Industrial Properties, Inc. 177 Main Street West Orange, NJ 07052

Iowa State Utilities Board
Attn: Raymond Vawter, Jr.
Executive Secretary
Lucas State Office Building, 5th Floor
Des Moines, IA 50319

Kaye Scholer Fierman Hays & Handler Attn: Mitchel H. Perkiel, Esq. David C. Albalah, Esq. 425 Park Avenue New York, NY 10022

Kelly & Brennan, P.C. Attn: Andrew J. Kelly, Esq. Coast Capital Building 1011 Highway 71, Suite 200 Spring Lake, NJ 07762-2030

Kentucky Public Service Commission 730 Schenkel Lane Frankfort, KY 40602 Attn: Don Mills, Executive Director

Klett Lieber Rooney & Schorling Attn: Kurt Gwynne, Esq. Two Logan Square, 12th Floor Philadelphia, PA 19103-2756 Klett Lieber Rooney & Schorling Attn: Robert P Simons, Esq. Many Emamzadeh, Esq. One Oxford Centre, 40th Floor Pittsburg, PA 15219-6498

Leasevest Capital Corp. P.O. Box 641652 Pittsburg, PA 15264-1652

Lighthouse Capital, Inc. P.O. Box 2816 Syracuse, NY 13220

Louisiana Public Service Commission Attn: Lawrence St. Blanc, Executive One American Place, Suite 1630 Baton Rouge, LA 70825

Lyon Credit Corp (Southbridge) Soundview Plaza 1266 East Main Street Stamford, CT 06902

Maine Public Utilities Commission
Attn: Dennis Keschl
Acting Administrative Director
242 State Street, Station 18
Augusta, ME 04333

Mandelbaum, Salsburg, Gold, Lazris, Discenza & Steinberg, P.C. Attn: Yale Lazris, Esq. 155 Prospect Avenue West Orange, NJ 07052

Massachusetts Dept of Telecom Attn: Mary Cottrel Secretary of the Dept. State Office Building 100 Cambridge Street, 12th Floor Boston, MA 02202

McCarter & English, LLP Attn: Theodore Moskowitz, Esq. Four Gateway Center 100 Mulberry Street Newark, NJ 07102 Mellonfirst United Leasing P.O. Box 828 Deerfield, IL 60015-0828

Mercedes-Benz Credit Corporation P.O. Box 685 Roanoke, TX 76262-0685

MetLife GE Capital Business Asset Funding Corp. C-97550 Bellevue, WA 98009-7550

Michigan Public Service Commission
Attn: Dorothy Wideman
Executive Secretary
Department of Commerce
6545 Mercantile Way
Lansing, MI 48911

Minnesota Public Utilities Commission Attn: Burl Harr, Executive Secretary 350 Metro Square Building 121 7th Place East St. Paul, MN 55101

Mississippi Public Service Commission Attn: Brian Ray, Executive Secretary Walter Sillers State Office Building, 19th Fl. Jackson, MS 39215

Newcourt Financial USA, Inc. P.O. Box 91448 Chicago, IL 60693

Missouri Public Service Commission Attn: Dale Roberts Chief Regulatory Law and Judge Executive Secretary Harry S. Truman Office Building 301 West High Street, Room 530 Jefferson City, MO 65102

Montana Public Service Commission Attn: Dennis Crawford, Asst. Administrative Utility Div. 1701 Prospect Avenue Helena, MT 59620 Nebraska Public Service Commission Attn: Robert Logsdon, Secretary 300 The Atrium, 1200 N. Street Lincoln, NE 68509

NEC Industries, Inc. P.O. Box 100558 Pasadena, CA 91189-0558

Nevada Public Utilities Commission Attn: William Vance, Secretary Capitol Complex, 727 Fairview Drive Carson City, NV 89710

New Hampshire Public Utilities Commission Attn: Thomas Getz, Secretary 8 Old Suncook Road, Building 1 Concord, NH 03301

New York Dept of Public Service Commission Attn: John Crary, Secretary Three Empire State Plaza Albany, NY 12223

New Jersey Attorney General P.O. Box 080 Trenton, NJ 08625-0080

New Jersey Division of Taxation Attn: Sales Tax & Use P.O. Box 999 Trenton, NJ 08646-099

North Carolina Public Utilities Commission Attn: Geneva Thigpen Chief Clerk's Office 430 N. Salisbury St., 5th Fl. Dobbs Building, Room 5082 Raleigh, NC 27611

North Dakota Public Service Commission Attn: Sharon Helbling, Secretary 600 E. Boulevard Avenue, Dept. 408 Bismark, ND 58505 NTFC Capital Corp. P.O. Box 642888 Pittsburgh, PA 15264-2888

NTFC Capital Corp. 502 Corate Center Drive, Suite 600 Franklin, TN 37067

OAN/EDS Services, Inc. Attn: Walter J. Pepple Vice President Sales & Marketing 9255 Corbin Street Northridge, CA 91324

Ohio Public utilities Commission Attn: Gary Vigorito 180 E. Broad Street Columbus, Ohio 43215

Oppenheimer Wolff & Donnelly, LLP Attn: Robert S. Beacher One Citicorp Center 153 East 53rd Street, 26th Floor New York, NY 1002

Office of the United States Trustee Attn: Mitchell Hausman, Esq. Donald McMaster, Esq. One Newark Center, Suite 2100 Newark, NJ 07102

Oklahoma Corp. Commission Attn: Berdee Holt, Secretary Jim Thorpe Building 2105 North Lincoln Blvd. Oklahoma City, OK 73105

Oracle Coporation Attn: Dorian Daley, Esq. Senior Corporate Counsel 500 Oracle Parkway, M/S 50P7 Redwood City, CA 94065

Pennsylvania Public Utilities Commission Attn: James McNulty, Secretary Commonwealth Ave & North Street Harrisburg, PA 17120 (PFO) Forrest Financial Corp. P.O. Box 631 Moberly, MO 65270-0631

Peabody & Brown Attn: Louis E. Dolan, Jr., Esq. 1255 23rd Street, N.W., Suite 800 Washington, D.C. 20037

Pitney Bowes Credit Corp P.O. Box 85460 Louisville, KY 40285-5460

Pitney, Hardin, Kipp & Szuch Attn: Scott A Zuber, Esq. 200 Campus Drive Florham Park, NJ 07932-0950

Public Service Electric & Gas Co Attn: Mary E. Seymour, Esq. 80 Park Plaza, T5D, P.O. Box 570 Newark, NJ 07101

Pullman Bank & Trust Co. (Southbridge) P.O. Box 94850 Chicago, IL 60690-4850

Jeffrey J. Rea, Esq. 2253 South Avenue P.O. Box 2787 Westfield, NJ 07091

Rhode Island Public Utilities Commission Attn: Brian Kent 100 Orange Street Providence, RI 02903

Riemer & Braunstein, LLP Attn: Jason E. Delmonico, Esq. Three Center Plaza Boston, MA 02108

Riker, Danzig, Scherer, Hyland & Peretti, LLP Attn: Warren J. Martin, Alex Kress, Esq. One Speedwell Avenue P. O. Box 1981 Morristown, NJ 07962 Rubin, Winston, Diercks, Harris & Cooke Attn: Eric Rubin, Esq. Walter Diercks, Esq. 1333 New Hampshire Avenue, NW 10th Floor Washington, DC 20036

Seyfarth, Shaw, Fairweather & Geraldson Attn: Steven Greenspan, Esq. 1270 Avenue of the Americas Suite 2500 New York, NY 10020-1801

(SANWA) Fleet Leasing Corp Lease Administration Center P.O. Box 7023 Troy, MI 48007-7023

Sherburne, Powers, Holland & Knight Attn: John Monaghan, Esq. Lynne B. Nowak, Esq, One Beacon Street Boston, MA 02018

Sherman & Howard, LLC Attn: Kimberly H. Tyson, Esq. Mark L. Fulford, Esq. 633 Seventeenth Street, Suite 3000 Denver, CO 80202

South Dakota Public Utilities Commission Attn: William Bullard, Jr., Executive. Dir. State Capital 500 East Capital Avenue Pierre, SD 57501

South Carolina Public Service Commission Attn: Charles Ballentine, Executive Secretary 111 Doctors Circle Columbia, SC 29203

Southbridge Financial Corp. 400 Madison Avenue, Suite 1008 New York, NY 10017-1909 Squadron, Ellenoff, Plesent & Sheinfeld, LLP Attn: Ira S. Greene, Esq. 551 Fifth Avenue New York, NY 10176

Telespectrum Wordwide, Inc. Attn: Paul Grinberg 6041 La Flecha, Suite B Rancho Santa Fe, CA 92067

Texas Public Utilities Commission Attn: John Renfrow Director of Hearing & secretary 7800 Shoal Creek Boulevard Suite 400 N Austin, TX 78757

US Dept of Justice Attn: Jack Kaufman, Esq. Corporate/Financial Litigation Staff Civil Division, P.O. Box 875 Ben Franklin Station Washington, D.C. 20044-0875

US District Attorney for the District of New Jersey
One Newark Center, Suite 1500
Newark, NJ 07102-5224
Attn: Faith Hochberg, Esq.
US Attorney for District of NJ

US Wats, Inc. 2 Greenwood Square 333 Street road, #275 Bensalem, PA 19020

Utah Dept of Commerce Attn: Julie Orchard, Secretary Herbert M. Wells Building 160 East 300 South Salt Lake, UT 84145

Virginia State Corp Commission Attn: William Bridge Tyler Building 1500 East Main Street Richmond, VA 23219 Washington Utilities & Transport Attn: Carole Washburn, Executive Secretary 1300 S. Evergreen Park Drive SW Olympia, WA 98504

West Virginia Public Service Commission Attn: Sandra Squire, Executive Secretary 201 Brooks Street Charleston, WV 25301

Winthrop Resources Corp. P.O. Box 5353 Hopkins, MN 55343-2352 Wisconsin Public Service Commission Attn: Lynda Dorr, Secretary 610 North Whitney Way Madison, WI 53705

WorldCom Attn: Bob Vetera One Williams Center Tulsa, OK 74172

Kansas Corporation Commission 1500 SW Arrowhead Road Topeka, KS 66604-4027 Attn: Colleen Harrell, Esq.