

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF COLORADO
Bankruptcy Judge Elizabeth E. Brown**

In re:) Chapter 11
) Case No. 01-15488 EEB
CONVERGENT COMMUNICATIONS,)
INC.)
EIN: 84-1337265)
Debtor.)

In re:) Chapter 11
) Case No. 01-15489 EEB
CONVERGENT COMMUNICATIONS)
SERVICES, INC.)
EIN: 84-1387594) Jointly Administered Under
) Case No. 01-15488 EEB
Debtor.)

**NOTICE PURSUANT TO LOCAL BANKRUPTCY RULE 202 OF CCSI'S COMBINED
MOTION FOR AUTHORITY TO SELL PERSONAL PROPERTY OF THE ESTATE AT
AUCTION FREE AND CLEAR OF LIENS AND TO EMPLOY DOVEBID, INC. AS
AUCTIONEER AND REIMBURSE DOVEBID FOR EXPENSES UP TO \$95,000**

TO ALL PARTIES IN INTEREST:

NOTICE IS HEREBY GIVEN that Convergent Communications Services, Inc. ("CCSI") has filed the above referenced motion seeking an order authorizing CCSI to sell certain of its tangible personal property no longer necessary for CCSI's current operations by public auction (the "Motion"). CCSI also is requesting authority to employ DoveBid, Inc. ("DoveBid") as the auctioneer to conduct the auction and to reimburse DoveBid for auction related expenses up to a maximum of \$95,000.

CCSI currently has in its possession extensive personal property including without limitation computers, printers, monitors, scanners, routers, adtrans, servers, tools and technical equipment and office furniture, fixtures and equipment previously used in its operations and inventories of computers, servers, monitors, scanners, routers, wiring, connectors and other miscellaneous technical equipment, parts and supplies previously held for sale to its customers.

Portions of CCSI's personal property are subject to consensual liens or other interests of entities other than CCSI. However, a great deal of CCSI's personal property is largely unencumbered. In the Motion, CCSI is seeking to sell only the personal property owned by CCSI that is not subject to any consensual liens unless such liens are in bona fide dispute (the "Unencumbered Personal Property"). CCSI believes and, therefore, asserts in support of this request, that the Unencumbered Personal Property to be sold at the auction is subject only to non-consensual liens such as tax liens where the aggregate value of such liens is less than the aggregate value of the property to be sold. Consequently, CCSI asserts that a sale free and clear of such liens is appropriate under Bankruptcy Code § 363(f).

The Motion seeks authority to sell all of CCSI's Unencumbered Personal Property located at its current offices at 6892 S. Yosemite Street, Englewood, Colorado or at a Denver warehouse located at 13100 E. 39th Ave., Suite 1, Denver, Colorado by public auction except for the following property:

- (a) All items of Unencumbered Personal Property identified on Exhibit A attached to the DoveBid contract which CCSI has excluded from the DoveBid contract and intends to sell directly at Court approved private sales,
- (b) All items of Unencumbered Personal Property in the nature of furniture or office furnishings. A separate application will be made for authority to sell items of this type using auctioneers who are more appropriately qualified to sell furniture and furnishings; and
- (c) All items of Unencumbered Personal Property, including furniture, office furnishings, records, data and equipment, which CCSI deems necessary or advisable to retain to allow CCSI to adequately maintain its operations as debtors in possession or to assist in anticipated post-confirmation activities of CCSI, CCI or any successor to either of them.

CCSI intends to schedule the auction in mid to late September, 2001. **INFORMATION CONCERNING THE TIME AND PLACE OF THE AUCTION MAY BE OBTAINED BY CONTACTING WWW.DOVEBID.COM.**

Sale of the Unencumbered Personal Property is subject to Court approval. A copy of the Motion is on file at the Bankruptcy Court located at 721 19th Street, Denver, Colorado. A copy of the Motion may be obtained by contacting CCSI's Counsel listed below.

Pursuant to Rule 202 of the Local Rules of Bankruptcy Procedure, if you desire to oppose the subject motion, you must file a written objection and request for hearing on or before **AUGUST 27, 2001**, and serve a copy thereof upon the undersigned attorneys:

A. CCSI's Counsel:
Joli A. Lofstedt, Esq.
Connolly, Rosania & Lofstedt, P.C.
287 Century Circle, Suite 200
Louisville, CO 80027
Tel. (303) 661-9292, Fax (303) 661-9555

B. The Office of the United States Trustee
Kelly J. Sweeney, Esq.
U.S. Trustee's Office
721 19th Street, #408
Denver, Colorado 80202
Tel. (303) 844-5188, Fax (303) 844-5230

DOCUMENT NUMBER-DATE

09553 AUG-7 01

C Counsel for the Official Unsecured

Creditors' Committee:


James T. Markus, Esq
Block Markus Williams LLC
1700 Lincoln Street, Suite 3550
Denver, CO 80203
Tel (303) 830-0800; Fax (303) 830-0809

Objections and requests for hearing shall clearly specify the grounds upon which they are based, including the citation of supporting legal authority, if any. General objections will not be considered by the Court.

In the absence of a timely and substantiated objection and request for a hearing by an interested party, the Court may approve or grant the Motion without any further notice to creditors or other interested parties.

Dated this 30th day of July, 2001

CONNOLLY, ROSANIA & LOFSTEDT, P.C.

By: 
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