

IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE DISTRICT OF DELAWARE

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In re: : Chapter 11  
: :  
BIRCH TELECOM, INC., : Case No. 05-12237 (PJW)  
 et al.,<sup>1</sup> : :  
 : Jointly Administered  
 : :  
 Debtors. : :  
 : :  
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NOTICE OF (A) ENTRY OF ORDER CONFIRMING THIRD AMENDED JOINT REORGANIZATION PLAN OF BIRCH TELECOM, INC. AND ITS SUBSIDIARIES, (B) CONSUMMATION DATE AND (C) BAR DATES FOR FILING ADMINISTRATIVE CLAIMS, PROFESSIONAL FEE CLAIMS AND CONTRACT/LEASE REJECTION DAMAGES CLAIMS

**PLEASE TAKE NOTICE that:**

1. On March 30, 2006, the United States Bankruptcy Court for the District of Delaware (the "Bankruptcy Court") entered an Order Confirming the Third Amended Joint Reorganization Plan<sup>2</sup> of Birch Telecom, Inc. and Its Subsidiaries (the "Confirmation Order"). The Confirmation Order was duly docketed in the Office of the Clerk of the United States Bankruptcy Court for the District of Delaware.

2. Copies of the Confirmation Order and Plan are available from the claims agent upon written request to Bankruptcy Services LLC, 757 Third Avenue, Third Floor, New York, NY 10017 (Attn: Tirzah Gordon), or by visiting <http://schedule.bsillc.com/birch>. The documents may also be examined by any party-in-interest between the hours of 9:00 A.M. and 4:30 P.M., Monday through Friday, at the Office of the Clerk of the United States Bankruptcy Court for the District of

<sup>1</sup> The Debtors are the following entities: Birch Telecom, Inc.; Birch Telecom 1996, Inc.; Ionex Communications, Inc.; Ionex Communications North, Inc.; Ionex Communications South, Inc.; Ionex Telecommunications Leasing Inc.; Telecom Resources, Inc.; Birch Equipment, Inc.; Birch Internet Services, Inc.; Birch Kansas Holdings, Inc.; Birch Management Corporation; Birch Telecom Finance, Inc.; Birch Telecom of Arkansas, Inc.; Birch Telecom of Kansas, Inc.; Birch Telecom of Missouri, Inc.; Birch Telecom of Nebraska, Inc.; Birch Telecom of Oklahoma, Inc.; Birch Texas Holdings, Inc.; Birch Telecom of the Great Lakes, Inc.; Birch Telecom of the South, Inc.; Birch Telecom of the West, Inc.; Capital Communications Corporation; Dunn & Associates, Inc.; I.S. Advertising, Inc.; Telesource Communications, Inc.; American Local Telecommunications L.L.C.; Birch Telecom of Texas Ltd., L.L.P.; G.B.S. Communications, Inc.; and M.B.S. Leasing, Inc.

<sup>2</sup> Unless otherwise defined herein, capitalized terms used herein shall have the meanings ascribed to such terms in the Third Amended Joint Reorganization Plan of Birch Telecom, Inc. and Its Subsidiaries (the "Plan") or the Confirmation Order, as applicable.

DOCUMENT NUMBER-DATE

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FPSC-COMMISSION CLERK

Delaware, 824 Market Street, 3rd Floor, Wilmington, Delaware 19801. These documents are also available from the Bankruptcy Court's website at <http://www.deb.uscourts.gov> (a PACER account is required).

3. On April 13, 2006, the Plan became effective in accordance with its terms as set forth in Article XI.B of the Plan (the "Consummation Date").

4. In accordance with Article XIV.C of the Plan, **all Administrative Claims shall be served and filed with the Bankruptcy Court, so as to be actually received no later than June 12, 2006, unless otherwise ordered by the Bankruptcy Court (the "Administrative Claims Bar Date")**, on each of (i) Birch Telecom, Inc., 2300 Main Street, Suite 600, Kansas City, MO 64108 (Attn: Gregory C. Lawhon); (ii) Skadden, Arps, Slate, Meagher & Flom LLP, One Rodney Square, P.O. Box 636, Wilmington, DE 19899 (Attn: Mark S. Chehi, Esq. and Marion M. Quirk, Esq.), counsel to the Debtors; (iii) the Office of the United States Trustee, 844 King Street, Suite 2313, Lockbox 35, Wilmington, DE 19801 (Attn: Mark S. Kenney, Esq.); (iv) Counsel for the Lenders, Sidley Austin LLP, 787 Seventh Avenue, New York, New York 10019 (Attn: Lee S. Attanasio, Esq.) and Richards, Layton & Finger, PA, One Rodney Square, P.O. Box 551, Wilmington, Delaware 19899 (Attn: Mark D. Collins, Esq.); and (v) Counsel for the Official Committee of Unsecured Creditors, Reed Smith LLP, 1201 Market Street, Suite 1500, Wilmington, Delaware 19801 (Attn: Kurt F. Gwynne, Esq.) and Reed Smith LLP, 435 Sixth Avenue, Pittsburgh, Pennsylvania 15219 (Attn: Robert P. Simons, Esq.).

5. In accordance with Article XIV.B of the Plan, **all final requests for compensation or reimbursement of costs and expenses pursuant to sections 327, 328, 330, 331, 503(b) or 1103 of the Bankruptcy Code for services rendered to the Debtors or the Committee prior to the Consummation Date (the "Professional Fee Claims") must be served and filed with the Bankruptcy Court, so as to be actually received no later than June 12, 2006, unless otherwise ordered by the Bankruptcy Court**, on each of (i) Birch Telecom, Inc., 2300 Main Street, Suite 600, Kansas City, MO 64108 (Attn: Gregory C. Lawhon); (ii) Skadden, Arps, Slate, Meagher & Flom LLP, One Rodney Square, P.O. Box 636, Wilmington, DE 19899 (Attn: Mark S. Chehi, Esq. and Marion M. Quirk, Esq.), counsel to the Debtors; (iii) Counsel for the Lenders, Sidley Austin LLP, 787 Seventh Avenue, New York, New York 10019 (Attn: Lee S. Attanasio, Esq.) and Richards, Layton & Finger, PA, One Rodney Square, P.O. Box 551, Wilmington, Delaware 19899 (Attn: Mark D. Collins, Esq.); (iv) Counsel for the Official Committee of Unsecured Creditors, Reed Smith LLP, 1201 Market Street, Suite 1500, Wilmington, Delaware 19801 (Attn: Kurt F. Gwynne, Esq.) and Reed Smith LLP, 435 Sixth Avenue, Pittsburgh, Pennsylvania 15219 (Attn: Robert P. Simons, Esq.); and (v) the Office of the United States Trustee, 844 King Street, Suite 2313, Lockbox 35, Wilmington, DE 19801 (Attn: Mark S. Kenney, Esq.). Holders of Professional Fee Claims who fail to timely file and serve a final request for payment shall be forever barred from seeking payment of any such Professional Fee Claims from the Estates, the Debtors or the Reorganized Debtors.

6. In accordance with Article VIII.E of the Plan, if the rejection by a Debtor, pursuant to the Plan or otherwise, of an executory contract or unexpired lease gives rise to a Claim, a Proof of Claim must be served upon the appropriate Reorganized Debtor and its counsel and on the Class 4 Creditor Trust Trustee or Estate Representative, as applicable, within thirty (30) days after the later of service of (i) this notice of entry of the Confirmation Order or (ii) other notice that the executory contract or unexpired lease has been rejected. Any Claims not served within such time periods will be forever barred from assertion against the respective Reorganized Debtor, its Estate and its property.

Dated: Wilmington, Delaware  
April 14, 2006

SKADDEN, ARPS, SLATE, MEAGHER &  
FLOM LLP

By: /s/ Mark S. Chehi  
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