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FPSC - COMMISSION CLERK

IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE WESTERN DISTRICT OF TEXAS  
AUSTIN DIVISION

IN RE:	§	
UPH HOLDINGS, INC.	§	CASE NO. 13-10570
PAC-WEST TELECOMM, INC.	§	CASE NO. 13-10571
TEX-LINK COMMUNICATIONS, INC.	§	CASE NO. 13-10572
UNIPOINT HOLDINGS, INC.	§	CASE NO. 13-10573
UNIPOINT ENHANCED SERVICES, INC.	§	CASE NO. 13-10574
UNIPOINT SERVICES, INC.	§	CASE NO. 13-10575
NWIRE, LLC	§	CASE NO. 13-10576
PEERING PARTNERS COMMUNICATIONS, LLC	§	CASE NO. 13-10577
	§	
DEBTORS.	§	CHAPTER 11
	§	
EIN: 45-1144038; 68-0383568; 74- 2729541; 20-3399903; 74-3023729; 38- 3659257; 37-1441383; 27-2200110; 27- 4254637	§	
	§	
6500 RIVER PL. BLVD., BLDG. 2, # 200 AUSTIN, TEXAS 78730	§	JOINTLY ADMINISTERED UNDER CASE NO. 13-10570

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**POST-CONFIRMATION LITIGATION STATUS REPORT**

COMES NOW UPH Holdings, Inc. ("UPH"), Pac-West Telecom, Inc. ("Pac-West"), Tex-Link Communications, Inc. ("Tex-Link"), UniPoint Holdings, Inc. ("UniPoint Holdings"), UniPoint Enhanced Services, Inc. ("UniPoint Enhanced"), UniPoint Services, Inc., ("UniPoint"), nWire, LLC ("nWire"), and Peering Partners Communications, LLC ("Peering Partners") (collectively, the "Debtors"), and submit this their Post-Confirmation Litigation Status Report, and would show the Court as follows:

1. The following chart lists adversary proceedings filed by the Debtors that have not yet been resolved and their status as of the date of filing this Status Report.

COM	_____
AFD	_____
APA	_____
ECO	_____
ENG	_____
GCL	_____
IDM	_____
TEL	_____
CLK	_____ N/G

	<b>ADV. PRO. NO.</b>	<b>STYLE OF CASE</b>	<b>STATUS</b>
1.	13-01094	<i>Debtors vs. T-Mobile USA, Inc.</i>	Hearing set on Motion to Dismiss [Dckt. No. 67] for June 16, 2014.
2.	13-01096	<i>Debtors vs. Sprint Nextel Corporation</i>	Hearing Set on Motion to Dismiss [Dckt, No. 74] for June 16, 2014.
3.	13-01102	<i>Debtors vs. Leap Wireless International, Inc.</i>	Hearing Set on Motion to Dismiss [Dckt. No. 67] for June 16, 2014.
4.	13-01136	<i>Debtors vs. Business Telecommunications Services, Inc.</i>	Hearing set on Debtors' Motion for Default Judgment [Dckt. No. 6] for May 28, 2014.
5.	13-01138	<i>Debtors vs. GeoTel Communications Services, Inc.</i>	Ongoing; Amended Scheduling Order entered [Dckt. No. 13].
6.	13-01139	<i>Debtors vs. IBDC (USA), Inc.</i>	Set for trial on June 5, 2014.
7.	13-01140	<i>Debtors vs. InterMetro Communications, Inc.</i>	Hearing on Defendant's Motion for Summary Judgment [Dckt. No. 11] set for May 14, 2014.
8.	13-01143	<i>Debtors vs. Teliix, Inc.</i>	Ongoing; Amended Complaint filed April 28, 2014 [Dckt. No. 9]; Answer due on or about May 12, 2014.
9.	13-01148	<i>Debtors vs. Great Lake Property, LLC</i>	Plaintiffs' Motion for Summary Judgment [Dckt. No. 9] set for hearing on June 18, 2014.
10.	13-01149	<i>Debtors vs. TelePoint Enterprise Services Corp.</i>	Plaintiffs' Motion for Summary Judgment [Dckt. No. 7] set for hearing on May 28, 2014.
11.	13-01162	<i>Debtors vs. Access Cost Engineering Systems, LLC</i>	Plaintiffs' Motion for Default Judgment set for hearing on May 28, 2014.
12.	13-01164	<i>Debtors vs. Bandwidth.com, Inc.</i>	Ongoing; Scheduling Order entered [Dckt. No. 6].

13.	13-01166	<i>Debtors vs. Endstream Communications, LLC</i>	Plaintiffs' Motion for Default Judgment set for hearing on May 14, 2014.
14.	13-01168	<i>Debtors vs. National Accounts, Inc.</i>	Ongoing; Answer due May 1, 2014.
15.	13-01171	<i>Debtors vs. Nova Management, Inc.</i>	Ongoing; Scheduling Order entered [Dckt. No. 9].
16.	13-01174	<i>Debtors vs. RiverRock Systems, Ltd.</i>	Motion for an Order Pursuant to Fed. R. Bankr. Pro. 9019 Authorizing and Approving Settlement Agreement between Debtors and RiverRock Systems, Ltd. of Adversary No. 13-01174 [Bankr. Dckt. No. 867] filed on April 10, 2014, with 21-day negative notice.
17.	13-01177	<i>Debtors vs. Telepacific Communications Corporation</i>	Settlement pending.
18.	13-01178	<i>Debtors vs. Tobin Law Group, a Professional Corporation</i>	Ongoing; Answer filed on March 18, 2014; No scheduling order yet entered.
19.	13-01179	<i>Debtors vs. Zayo Group, LLC</i>	Ongoing; Scheduling Order entered [Dckt. No. 9].
20.	13-01182	<i>Debtors vs. Beyond the Box, LLC</i>	Ongoing; Amended Motion to Dismiss filed by Defendant [Dckt. No. 15].
21.	14-01001	<i>Debtors vs. Cogent Communications, Inc.</i>	Settlement pending.
22.	14-01023	<i>Debtors vs. 360Freephone.com Corp.</i>	Complaint filed 3/19/2014.
23.	14-01024	<i>Debtors vs. Big B, LLC</i>	Ongoing; Motion to Extend Time to Answer filed by Defendant [Dckt. No. 4].
24.	14-01025	<i>Debtors vs. Robert Dennis Keim, Individually</i>	Summons reissued; answer due on 5/12/2014.

25.	14-01026	<i>Debtors vs. Red Cloud, Inc.</i>	Summons reissued; answer due on 5/12/2014.
26.	14-01027	<i>Debtors vs. Functional IT, LLC</i>	Motion for Default Judgment [Dckt. No 5] filed on May 2, 2014
27.	14-01028	<i>Debtors vs. Global Technology Solutions, Inc.</i>	Motion for Default Judgment [Dckt. No 5] filed on May 2, 2014
28.	14-01029	<i>Debtors vs. Global Telecom Solutions, LLC</i>	Motion for Default Judgment [Dckt. No 5] filed on May 2, 2014
29.	14-01030	<i>Debtors vs. Global Voicecom Inc.</i>	Motion for Default Judgment [Dckt. No 5] filed on May 2, 2014
30.	14-01031	<i>Debtors vs. Infinet Inc.</i>	Summons reissued; answer due on 5/12/2014
31.	14-01032	<i>Debtors vs. Internet Direct Incorporated</i>	Motion for Default Judgment [Dckt. No 5] filed on May 2, 2014
32.	14-01034	<i>Debtors vs. Net D Consulting, Inc.</i>	Ongoing; Answer due April 30, 2014.
33.	14-01035	<i>Debtors vs. Next Communications, Inc.</i>	Motion for Default Judgment [Dckt. No 6] filed on May 2, 2014
34.	14-01037	<i>Debtors vs. Reliance Globalcom Services, Inc.</i>	Ongoing; Answer due May 14, 2014
35.	14-01038	<i>Debtors vs. Tandem Transit LLC</i>	Motion for Default Judgment [Dckt. No 5] filed on May 2, 2014
36.	14-01039	<i>Debtors vs. TCast Communications, Inc.</i>	Motion for Default Judgment [Dckt. No 5] filed on May 2, 2014.
37.	14-01040	<i>Debtors vs. Therapeutic Research Center, LLC</i>	Ongoing/Settlement pending
38.	14-01041	<i>Debtors vs. Velocity VoIP, LLC</i>	Motion for Default Judgment [Dckt. No 5] filed on May 2, 2014
39.	14-01042	<i>Debtors vs. Free Conferencing Corporation, Individually</i>	Summons served on April 11, 2014; Answer due on or about May 12, 2014.

40.	14-01043	<i>Debtors vs. Calls In Ltd.</i>	Obtaining summons
41.	14-01044	<i>Debtors vs. Grove Trading Limited</i>	Obtaining summons
42.	14-01045	<i>Debtors vs. Omely Telecom Corporation</i>	Obtaining summons
43.	14-01046	<i>Debtors vs. Winnington Networks Communications, Ltd.</i>	Obtaining summons
44.	14-01047	<i>Debtors vs. Integra Telecom, Inc.</i>	Ongoing; Answer due May 9, 2014.
45.	14-01048	<i>Debtors vs. Macias, Gini &amp; O'Connell LLP</i>	Ongoing; Answer due May 12, 2014.
46.	14-01049	<i>Debtors vs. NFS Leasing, Inc.</i>	Settlement Pending
47.	14-01050	<i>Debtors vs. Earthlink Carrier, LLC</i>	Ongoing; Answer due May 21, 2014.
48.	14-01051	<i>Debtors vs. Phonetime Inc.</i>	Obtaining summons
49.	14-01052	<i>Debtors vs. Rackspace US, Inc.</i>	Ongoing; Answer due May 16, 2014.
50.	14-01053	<i>Debtors vs. SinglePipe, LLC</i>	Ongoing; Answer filed; No scheduling order yet entered.
51.	14-01054	<i>Debtors vs. Travelers Indemnity Company</i>	Ongoing; Answer filed; No scheduling order yet entered.
52.	14-01055	<i>Debtors vs. The United States Trustee</i>	Ongoing; Answer deadline extended by two weeks.
53.	14-01060	<i>Debtors vs. Level 3 Communications</i>	Summons served on April 4, 2014; Answer due on or about May 5, 2014.

2. The following adversaries are resolved:

	<b>ADV. PRO. NO.</b>	<b>STYLE OF CASE</b>	<b>STATUS</b>
1.	13-01135	<i>Debtors vs. Bharti Airtel (USA)</i>	Settled/closed

	<b>ADV. PRO. NO.</b>	<b>STYLE OF CASE</b>	<b>STATUS</b>
		<i>Limited</i>	
2.	13-01137	<i>Debtors vs. STI Telecom, Inc.</i>	Closed
3.	13-01141	<i>Debtors vs. JES, Inc.</i>	Closed
4.	13-01142	<i>Debtors vs. Primus Telecommunications, Inc.</i>	Settled/closed
5.	13-01144	<i>Debtors vs. Wirestar, Inc.</i>	Settled/closed
6.	13-01147	<i>Debtors vs. ComputerTel, Inc.</i>	Closed
7.	13-01163	<i>Debtors vs. Arent Fox LLP</i>	Settled/closed
8.	13-01165	<i>Debtors vs. Boxer F2, L.P.</i>	Settled/closed
9.	13-01167	<i>Debtors vs. Grande Communications, Inc.</i>	Settled/closed
10.	13-01169	<i>Debtors vs. Neustar, Inc.</i>	Settled/to be dismissed
11.	13-01170	<i>Debtors vs. Nixon Peabody LLP</i>	Settled/closed
12.	13-01172	<i>Debtors vs. Pacific Gas and Electric Company</i>	Settled/closed
13.	13-01173	<i>Debtors vs. Pilot Communications</i>	Settled/closed
14.	13-01175	<i>Debtors vs. Sidera Networks, LLC</i>	Settled/closed
15.	13-01176	<i>Debtors vs. Taylor Street Venture, LP</i>	Settled/closed
16.	14-01033	<i>Debtors vs. IP Global, LLC</i>	Settled/closed
17.	14-01036	<i>Debtors vs. Reallinx, Inc.</i>	Settled/closed

3. At this time, the Debtors do not anticipate filing additional adversaries.

4. The Debtors have filed the following objections to administrative claims in the main case:

1.	<i>Debtors' Objection to State Board of Equalization Proof of Claim No. 136-2</i> [Dckt. No. 881]	State Board of Equalization's Response to Debtor's Objection [Dckt. No. 885]	Hearing set for 5/15/2014
2.	<i>Debtors' Objection to Texas Comptroller of Public Accounts Claim Nos. 19 and 22</i> [Dckt. No. 826]	No response filed; Withdrawal of Proof of Claim for Administrative Expense and Request for Payment filed April 2, 2014 [Dckt. Nos. 10 & 11, in Case No. 13-10572]	Order Sustaining Objection to Claim of Texas Comptroller of Public Accounts Claim Nos. 19 and 20 [Dckt. No. 892] entered May 1, 2014.
3.	<i>Debtors' Objection to Application for Payment of Administrative Expenses for Post-Petition Services Provided to the Debtors by Transaction Services, Inc. from October 2013 Through January 2014</i> [Dckt. No. 822]	Reply to Debtors' Objection to Application for Payment of Administrative Expenses for Post-Petition Services [Dckt. No. 843]	Hearing set for 5/15/2014
4.	<i>Debtors' Objection to Application for Immediate Payment of Administrative Expense Claim by Cogent Communications, Inc.</i> [Dckt. No. 824]	No response filed; order uploaded by Debtors.	Order Sustaining Debtors' Objection to Application for Immediate Payment of Administrative Expense Claim by Cogent Communications, Inc. [Dckt. No. 893] entered May 1, 2014.
5.	<i>Debtors' Objection to Request and Claim of RiverRock Systems, Ltd. for Payment of Administrative Expense Claim</i> [Dckt. No. 773]		Hearing set for 5/15/2014; Motion for an Order Pursuant to Fed. R. Bankr. Pro. 9019 Authorizing and Approving Settlement Agreement between Debtors and RiverRock Systems, Ltd. of Adversary No. 13-01174 [Bankr. Dckt. No.

			867] filed on April 10, 2014, with 21-day negative notice
6.	<i>Debtors' Opposition to Motion by the Universal Service Administrative Company for Entry of an Order (I) Allowing and Directing the Immediate Payment of Universal Service Fees Accrued and Accruing Post-Petition and (II) Compelling Compliance with Payment and Reporting Requirements</i>		Hearing set for 5/15/2014

5. The Debtors anticipate filing additional objections to filed proofs of claim at a later date.

Dated: May 2, 2014

Respectfully submitted,

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**COUNSEL FOR DEBTORS**

**CERTIFICATE OF SERVICE**

I hereby certify that on the 2nd day of May 2014, a true and correct copy of the foregoing document was served via the Court's CM/ECF electronic notification system on all parties requesting notification through same.

*/s/ Jennifer F. Wertz*

\_\_\_\_\_  
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