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IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE SOUTHERN DISTRICT OF NEW YORK

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In re

Chapter 11

TELIGENT SERVICES, INC.

Case No. 01-12974 (SMB)  
Substantively Consolidated

COMMISSION  
CLERK

SAVAGE & ASSOCIATES, P.C. as the  
Unsecured Claim Estate Representative for  
and on behalf of TELIGENT, INC., ET.AL.

Adv. Pro. No. 03-03395

Plaintiff,

against -

Tax Partners, et.al.

NOTICE OF EXTENSION OF TIME TO ANSWER

PLEASE TAKE NOTICE, that the above captioned Plaintiff hereby consents to an extension of thirty (30) days from the date set forth in the Summons filed in the above captioned adversary proceeding (the "Adversary Proceeding"), for all named defendants to file an answer or other responsive pleading.

PLEASE TAKE FURTHER NOTICE, that at the first scheduled pretrial conference in the Adversary Proceeding on February 26, 2004, the Representative will make an application to the Court to extend all Defendants' time to answer and/or file a motion to dismiss on the pleading in the Adversary Proceeding to and including April 30, 2004.

PLEASE TAKE FURTHER NOTICE, that once the Court enters a Scheduling Order in these cases, a notice of entry of the Order will be served on all defendants to apprise them of all deadlines.

PLEASE TAKE FURTHER NOTICE, that in order for all of the defendants in the Adversary Proceeding to register on [www.salitigation.com](http://www.salitigation.com), please use the corresponding File No./Nos. on the annexed schedule and the corresponding exact defendant name for each Registration. **Do not try to Register with the Adversary Proceeding Number. You must use the corresponding File No./Nos. and defendant name in order to register.**

Dated: White Plains, New York  
February 6, 2004

SAVAGE & ASSOCIATES, P.C.  
Attorneys for the Representative

By: /s/ Denise L. Savage

Denise L. Savage (ds1498)  
56 Lafayette Avenue  
White Plains, New York 10603  
T: (914) 993-6600  
F: (914) 993-6433

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DOCUMENT NUMBER-DATE

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FPSC-COMMISSION CLERK

CaseNumb FileNumber VendorNun Company

CaseNumb	FileNumber	VendorNun	Company
03-3395	94-0101	94-0101	Tax Partners
32-751	32-751	EC751	Tax Partners
01-1989	01-1989		Arizona Department of Revenue
02-1989	02-1989		Arizona, Phoenix City Sales Tax
03-1989	03-1989		California, Board of Equalization
04-1989	04-1989		California High Cost Fund - B
05-1989	05-1989		CA ULTS Program
06-1989	06-1989		California, Long Beach
07-1989	07-1989		California, Los Angeles
08-1989	08-1989		California, San Francisco
09-1989	09-1989		California, Santa Monica
10-1989	10-1989		California, Teleconnect Fund
11-1989	11-1989		Colorado Department of Revenue
12-1989	12-1989		Colorado, Denver - Registration
89-0013	89-0013		Connecticut Department of Revenue
89-0014	89-0014		District of Columbia Government
89-0015	89-0015		District of Columbia Dept. of Finance
89-0016	89-0016		Florida Department of Revenue
89-0017	89-0017		Florida, Clearwater
89-0018	89-0018		Florida, Fort Lauderdale
89-0019	89-0019		Florida, Jacksonville
89-0020	89-0020		Florida, Dane County
89-0021	89-0021		Florida, Orlando
89-0022	89-0022		Florida, Tampa
89-0023	89-0023		Georgia Department of Revenue
89-0024	89-0024		Illinois Department of Revenue
89-0025	89-0025		Illinois, Chicago
89-0026	89-0026		Illinois, Chicago Department of Revenue
89-0027	89-0027		Illinois, Lumbard
89-0028	89-0028		Indiana Department of Revenue
89-0029	89-0029		Kansas Department of Revenue
89-0030	89-0030		NECA KUSF
89-0031	89-0031		Maryland Sales and Use Tax
89-0032	89-0032		Massachusetts Department of Revenue

89-0033	89-0033
89-0034	89-0034
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89-0036	89-0036
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89-0057	89-0057

Michigan Department of Treasury
Michigan, Detroit Utility Users Tax
Minnesota Department of Revenue
Missouri Department of Revenue
Missouri, St. Louis
New Jersey Sales & Use Tax
NYS Sales Tax Processing
New York, New York
North Carolina Department of Revenue
Ohio Seller's Use Tax
Pennsylvania Department of Revenue
Pennsylvania, Philadelphia County
Tennessee Department of Revenue
Texas Comptroller of Public Account
Texas Advisory Commission on State Emergency
Texas USF
Texas, Dallas E911
Texas, Greater Harris County E911
Virginia, Dept. of Tax (Out of State)
Virginia, Alexandria City
Virginia, Fairfax County
Virginia, Richmond County
Washington Department of Revenue
Washington, Seattle
Wisconsin Department of Revenue

**IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE SOUTHERN DISTRICT OF NEW YORK**

-----X  
In re:

TELIGENT SERVICES, INC., et.al.

Debtors.  
-----X

Chapter 11

Case No. 01-12974 (SMB)  
(Substantively Consolidated)

**NOTICE OF ENTRY OF ORDER GOVERNING MEDIATION OF PENDING ADVERSARY  
PROCEEDINGS**

PLEASE TAKE NOTICE that the "*Order Approving Mediation Procedures and Appointing a Mediator*" (the "Order"), with annexed *Mediation Procedures* (the "Procedures"), was signed and entered by the Court on February 4, 2004.

PLEASE TAKE FURTHER NOTICE that the Order and Procedures may be viewed on Teligent's main docket (Case No. 01-12974, document #1806) on the United States Bankruptcy Court's home page ([www.nysb.uscourts.gov](http://www.nysb.uscourts.gov)) and (iii) on the Representative's web site at [www.salitigation.com](http://www.salitigation.com) (click on "Teligent" and "Orders of the Court").

PLEASE TAKE FURTHER NOTICE that "*Erwin I. Katz's Mediation Protocol #1 Governing Teligent, Inc., et.al. Adversary Proceedings*" and the "*Mediation Region Survey*," are being served with this Notice of Entry and are also available for viewing on the Representative's web site at [www.salitigation.com](http://www.salitigation.com), (click on "Teligent" and "Orders of the Court").

Dated: February 5, 2004  
White Plains, New York

**SAVAGE & ASSOCIATES, P.C.**  
*Counsel to the Unsecured Claims  
Estate Representative of Teligent, Inc.*

By: /s/Denise L. Savage  
Denise L. Savage, Esq. (DL-1498)  
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[jcarles@salitigation.com](mailto:jcarles@salitigation.com)

**Denise Savage**

**From:** nysbinfo@nysb.uscourts.gov  
**Sent:** Wednesday, February 04, 2004 4:16 PM  
**To:** courtmail@nysb.uscourts.gov  
**Subject:** 01-12974-smb "Order (GENERIC)"

**\*\*\*NOTE TO PUBLIC ACCESS USERS\*\*\* You may view the filed documents once without charge. To avoid later charges, download a copy of each document during this first viewing.**

**U.S. Bankruptcy Court  
Southern District of New York**

Notice of Electronic Filing

The following transaction was received from Suarez, Aurea entered on 2/4/2004 at 4:15 PM and filed on 2/4/2004

**Case Name:** Teligent, Inc.  
**Case Number:** 01-12974-smb  
**Document Number:** 1806

**Docket Text:**

Order Signed on 2/3/2004 Approving Mediation Procedures And Appointing A Mediator. (Suarez, Aurea)

The following document(s) are associated with this transaction:

**Document description:**Main Document

**Original filename:**TELIGENT-mediation-approval.pdf

**Electronic document Stamp:**

[STAMP NYSBStamp\_ID=842906028 [Date=2/4/2004] [FileNumber=2827124-0] [a824f4620665ff5aa3385ef8e9552735ced4d0bf85626533dd8e2b3f926dfa9243899c16053c798b37862a29bee37f7887ba6d31a9668eccba2c09ebb0746c34]]

**01-12974-smb Notice will be electronically mailed to:**

**IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE SOUTHERN DISTRICT OF NEW YORK**

-----X  
In re: : Chapter 11  
Case No. 01-12974 (SMB)  
: (Substantively Consolidated)  
TELIGENT, INC., ET AL., :  
: Debtors. :  
-----X

**ERWIN I. KATZ'S MEDIATION PROTOCOL #1 GOVERNING TELIGENT,  
INC., ET.AL. ADVERSARY PROCEEDINGS<sup>1</sup>**

Pursuant to the Order Governing Mediation ("Mediation Order") and Mediation Procedures<sup>2</sup> entered in the above referenced Chapter 11 case, the following procedures and schedule shall apply to all Adversary Proceedings governed by the Mediation Order.

**I. Payment of Mediation Fee:**

1. On or before March 12, 2004 each Defendant whose mediation shall be conducted by Katz<sup>3</sup> shall deliver to the Counsel for the Representative the sum of \$650.00 (the "**Defendant Funds**") made payable to "Savage & Associates, P.C. Mediation Escrow Account", which such Funds shall be deposited by Counsel for the Representative in a segregated, escrow or trust account and which such Funds for each Defendant, along with the respective and corresponding payment by the Representative

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<sup>1</sup> Capitalized terms not otherwise defined herein shall have the definition ascribed in the Order Governing Mediation.

<sup>2</sup> The Mediation Order and Mediation Procedures (annexed as Schedule A to the Order Governing Mediation) may be viewed on Teligent, Inc.'s bankruptcy docket at [www.nysb.uscourts.gov](http://www.nysb.uscourts.gov), Docket No. 01-12974 (you must have a Pacer login and password), or at [www.salitigation.com](http://www.salitigation.com) (click on "Teligent" and on "Orders of the Court")(viewable in .PDF).

<sup>3</sup> This includes all Defendants who did not timely "opt-out" under the Mediation Order, entered by the Honorable Stuart M. Bernstein, United States Bankruptcy Judge for the Southern District of New York.

(the "**Representative Funds**", together with the Defendant Funds, the "**Funds**"), shall collectively be paid and delivered by Counsel for the Representative, along with the mediation fees due and payable by the Representative, to the Mediator on a date to be designated by the Mediator.

## **II. Submission of Position Statements**

2. On or before March 15, 2004, each of the Representative and the Defendant(s) shall serve on the Mediator (at the address set forth below) and upon each other a copy of the following documents relating to each subject Adversary Proceedings: (i) The Defendant(s) shall provide a concise outline of defenses to the claims set forth in the answer filed to the subject complaint filed in the Adversary Proceeding, consistent with the affirmative defenses raised by the subject Defendant(s) in the Answer (the "**Defendant(s) Position**") and a history of settlement discussions by and among the Plaintiff and Defendant; and (ii) the Representative shall simultaneously provide an outline of the basis for the claims set forth in the Complaint and rebuttal to affirmative defenses set forth by each subject Defendant in its respective answer filed in the Adversary Proceedings, along with a history of the settlement discussions by and among the Plaintiff and Defendant (the "**Plaintiff's Position**").

3. Together with the Defendant(s) Position and the Plaintiff's Position, the Representative and the subject Defendant shall submit to the Mediator, but need not serve upon one another, a confidential Settlement Proposal, which proposal will not be revealed by the Mediator to the opposing party (unless permitted by the party who has submitted the proposal), including the history of the settlement negotiations between the parties. Each of the Defendant(s) Position(s) (including the Defendant's Settlement Proposal) and

the Plaintiff's Position (including the Plaintiff's Settlement Proposal), respectively, shall not exceed five (5) pages, double space and which print font shall not be less than ten (10) points.

### **III. Certification of Good Faith Settlement Discussions**

4. On or before March 1, 2004, the Representative shall file with the Court, pursuant to paragraph 15 of the Mediation Order, a certification of good faith settlement discussions.

### **IV. Selection of Mediation Region**

5. Enclosed with this Protocol is a Region Survey. All Defendants must complete the enclosed Region Survey and, in conjunction with the service of the Defendant(s) Position, serve the completed Region Survey on the Mediator and the Representative.

6. In the event a Defendant fails to complete the Region Survey and serve it on the Mediator and the Representative on or before March 15, 2004, the subject defendant's Mediation will take place in New York at a place designated by the Mediator.

### **V. Scheduling of Mediations**

7. After March 15, 2004, by which time all Region Surveys must be completed and served by the Defendants (as discussed hereinabove), the Mediator shall prepare a proposed mediation schedule (the "Mediation Schedule") and forward the Mediation Schedule for each Region to the Defendants who selected the subject Region (as this term is defined in the Mediation Order) and the Plaintiff. The Mediation Schedule will disclose (a) the dates of Mediation in a subject Region (b) proposed Mediation times for each Defendant and (c) location of Mediations. In the event fewer than twenty (20)



Defendants choose a particular Region, the Mediator will choose an alternative Region reflected on each respective Region Survey completed by a Defendant.

**VI. COUNSEL DISCLOSURE OF REPRESENTATION OF MULTIPLE DEFENDANTS IN SAME AND/OR DIFFERENT ADVERSARY PROCEEDINGS**

8. Counsel who represent (a) more than one Defendant in the same Adversary Proceeding or (b) represent a defendant in more than one of the pending Adversary Proceedings (the "Related Mediations") must notify the Mediator and the Representative in writing on or before March 15, 2004 of the aforementioned multiple representation in order to request that the Related Mediations take place in the same region and be mediated consecutively. Failure to notify the Mediator and the Plaintiff of the Related Mediations by the aforementioned date shall constitute a waiver of right to have Related Mediations heard in the same Region and/or consecutively.

Dated: February 5, 2004

**Erwin I. Katz - Contact Information**

**c/o Erwin I. Katz, Ltd.  
ADR Services  
2839 W. Morse Avenue  
Chicago, Illinois 60645  
Tel: 773.338.9076  
Fax: 773.841.6219  
[katzadr@aol.com](mailto:katzadr@aol.com)**

IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE SOUTHERN DISTRICT OF NEW YORK

-----X  
In re: : Chapter 11  
Case No. 01-12974 (SMB)  
: (Substantively Consolidated)  
TELIGENT, INC., ET AL.,  
:  
Debtors.  
-----X

MEDIATION REGION SURVEY

Please answer the questions below (you may list below Defendants who are represented by the same counsel in the same adversary proceeding. A SEPARATE REGION SURVEY MUST BE COMPLETED BY COUNSEL WHO REPRESENTS DEFENDANTS IN MORE THAN ONE ADVERSARY PROCEEDING):

1. Defendant Name: \_\_\_\_\_
2. Adversary Proceeding Number: \_\_\_\_\_
3. (a) Do you represent more than one defendant in the above adversary proceeding? \_\_\_\_\_  
(b) If yes, what other Defendant's do you represent?  
\_\_\_\_\_  
\_\_\_\_\_
4. (a) Do you represent an other defendant in a separate adversary proceeding: \_\_\_\_\_  
(b) If so, please provide the Adversary Proceeding Number and name of defendant(s): \_\_\_\_\_  
\_\_\_\_\_
5. In which Region would you prefer your Mediation take place (please place a number between 1 and 5 next to each Region below and indicate your choice with "1" as most preferred and "5" as least preferred (there is no mediation number minimum in New York or Chicago):  
  
\_\_\_\_\_ New York  
\_\_\_\_\_ Chicago, Illinois  
\_\_\_\_\_ Texas  
\_\_\_\_\_ California  
\_\_\_\_\_ Washington, D.C.

(if a minimum of twenty (20) unrelated defendants in separate adversary proceedings do not select each of Texas, California or Washington, D.C., respectively, as their #1 situs for Mediations, defendants who selected California, Texas or Washington, D.C., respectively, (where the aforementioned minimum number of mediations has not been reached), will conduct their mediations in Chicago or New York, based upon the preferred choice of the New York/Chicago Regions in this survey)

**THIS SURVEY MUST BE COMPLETED AND SERVED ON THE MEDIATOR AND PLAINTIFF'S COUNSEL ON OR BEFORE MARCH 15, 2004**