

UNITED STATES BANKRUPTCY COURT  
EASTERN DISTRICT OF LOUISIANA

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IN RE: \*  
ACTEL INTEGRATED COMMUNICATIONS, INC. \*  
and \*  
ACTEL PROPERTIES, INC. \*  
DEBTORS \*  
\* \* \* \* \*

Ch. 11, Converted to Ch. 7  
Case No. 01-12901 (TMB) PM 3:41  
Case No. 01-12902 (TMB)  
(Jointly Administered) COMMISSION CLERK

**NOTICE OF HEARING ON MOTION TO APPROVE  
SETTLEMENT OF TRUSTEE'S CLAIMS  
AGAINST LUCENT TECHNOLOGIES INC.**

PLEASE TAKE NOTICE that on May 4, 2004, Dwayne P. Smith, Chapter 7 Trustee ("Trustee") filed a Motion to Approve Settlement of Trustee's Claims Against Lucent Technologies Inc. (hereinafter "Motion"). The Motion seeks authority for Trustee to compromise and settle all of the claims he has alleged on behalf of the estate of Actel Integrated Communications, Inc. against Lucent Technologies Inc. ("Lucent") in (1) an action the Trustee initiated against Lucent in the United States District Court for the Eastern District of Louisiana captioned "Dwayne P. Smith, Trustee versus Lucent Technologies, Inc.", Civil Action No. 02-0481 (the "Louisiana PathStar Action"); (2) an action the Trustee initiated against Lucent in New York County entitled "Dwayne P. Smith, Trustee versus Lucent Technologies, Inc.", Civ. Pro. No. 03-601152 (Sup. Ct., N.Y.) (the "New York PathStar Action"); and (3) an action the Trustee initiated against Lucent in the United States Bankruptcy Court for the Eastern District of Louisiana, entitled "Dwayne P. Smith, Chapter 7 Trustee of the Bankruptcy Estate of Actel Integrated Communications, Inc. versus Lucent Technologies, Inc.", Adv. No. 03-1136 (the "Avoidance Action"). Lucent has denied any liability in the Louisiana PathStar Action, the New York PathStar Action, and the Avoidance Action.

Pursuant to the settlement and compromise to be approved by the Bankruptcy Court, Lucent will pay the Trustee on behalf of the bankruptcy estate cash in the amount of \$21,500,000.00, and withdraw its Proofs of Claims filed against the Actel Integrated Communications, Inc. bankruptcy estate, in return for the dismissals with prejudice of the Louisiana PathStar Action, the New York PathStar Action, and the Preference Action. In addition, the parties will release any and all other actions they may have against each other, including Lucent's release of any right it may have to file a supplemental or new proof of claim as a result of having paid or settled the Preference Action.

Further, the \$21,500,000.00 cash payment shall be allocated by applying \$13,500,000.00 towards settlement of the Louisiana PathStar Action, and \$8,000,000.00 towards settlement of the Avoidance Action.

To be fully apprised of all of the terms of the settlement and compromise, all parties may review the Motion and a copy of the exhibits thereto which are on file with the Clerk of the United States Bankruptcy Court for the Eastern District of Louisiana ("Clerk"), whose physical address, phone number, and website are as follows:

Hale Boggs Federal Building  
500 Poydras Street, Room B-601  
New Orleans, Louisiana 70130  
(504) 589-7878  
[www.laeb.uscourts.gov](http://www.laeb.uscourts.gov)

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**PLEASE TAKE FURTHER NOTICE** that a hearing on the Motion will be held on the 25th day of May, 2004 at 10:00 a.m. before Bankruptcy Judge Thomas A. Brahney, III in Room 709, United States Bankruptcy Court, 500 Poydras Street, New Orleans, Louisiana.

**PLEASE TAKE FURTHER NOTICE** that any interested party having opposition to the Motion or other relief requested must file a written objection or response with the Clerk of Court, United States Bankruptcy Court, Eastern District of Louisiana **by 5:00 p.m. no later than eight (8) calendar days prior** to the scheduled hearing and must serve the attorney for the Trustee with the written objection or response by that date. If an objection or response is not timely filed and served as set forth above, the Court may grant the relief requested without hearing.

Dated this 4th day of May, 2004.

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