

Nonnye Grant

To: Bob Casey
Subject: RE: TX 725, Baldwin County Internet

150000-07

Good morning Bob, appreciate you letting us know that we need to update the status of the bankruptcy. Unless we get notification by the court or staff, I don't know. Will make the change in MCD. Again thanks, Nonnye

From: Bob Casey
Sent: Wednesday, March 11, 2015 9:38 AM
To: Nonnye Grant
Cc: Bob Casey
Subject: TX 725, Baldwin County Internet

Hi Nonnye!

Still working on making sure certificate holders are registered with the Secretary of State.

Found one company (TX725) that declared Chapter 11 bankruptcy, but was then converted to Chapter 7 bankruptcy back in 2012.

MCD still has them as in chapter 11 bankruptcy.

Could you update?

Bankruptcy Court Order attached.

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15 MAR 11 AM 10:49
COMMISSION
CLERK

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF DELAWARE**

In re:

CAPITOL INFRASTRUCTURE, LLC, et al.,¹

Debtors.

Chapter 11

Case No. 12-11362-KG

(Jointly Administered)

Related Docket No. 913, 994

**ORDER GRANTING MOTION OF THE DEBTORS FOR ORDER CONVERTING
CHAPTER 11 CASES TO CASES UNDER CHAPTER 7 OF THE BANKRUPTCY CODE**

UPON THE MOTION (the "Motion")² of the Debtors for an Order Converting Chapter 11 Cases to Chapter 7 and Staying Pending Litigation; and this Court possessing jurisdiction to consider the Motion, and venue lying properly with this Court, and notice of the Motion having been sufficient, and having considered the Motion and all papers related thereto heretofore filed, and the relief requested in the Motion being warranted, it is hereby

ORDERED, ADJUDGED, AND DECREED THAT:

1. The Motion is GRANTED.
2. Pursuant to section 1112(a) of the Bankruptcy Code, the chapter 11 cases of Capitol Infrastructure CP Funding, LLC (Case No. 12-11356-KG); Infrastructure SPE, LLC (Case No. 12-11357-KG); SMARTRESORT CO., L.L.C. (Case No. 12-11358-KG); Capitol Broadband Development Company, LLC (Case No. 12-11359-KG); Amenity Broadband, LLC

¹ The Debtors are the following entities (last four digits of EIN in parentheses): Accelera Services, LLC (6589); Amenity Broadband, LLC (7012); BA Infrastructure SPE, LLC (6610); Baldwin County Internet/DSSI Service, L.L.C. (8858); Broadstar, LLC (8917); Capitol Broadband Development Company, LLC (4515); Capitol Broadband Management Corporation (4260); Capitol Broadband Ventures, LLC (3976); Capitol Infrastructure, LLC (0323); Capitol Infrastructure CP Funding, LLC (1008); CB Infrastructure SPE, LLC (4470); Infrastructure SPE, LLC (1144); and SMARTRESORT CO., L.L.C. (3706).

² Capitalized terms not otherwise defined herein shall have the respective meanings ascribed to such terms in the Motion.

(Case No. 12-11360-KG); Accelerera Services, LLC (Case No. 12-11361-KG); Capitol Infrastructure, LLC (Case No. 12-11362-KG); Broadstar, LLC (Case No. 12-11363-KG); Baldwin County Internet/DSSI Service, L.L.C. (Case No. 12-11364-KG); CB Infrastructure SPE, LLC (Case No. 12-11365-KG); BA Infrastructure SPE, LLC (Case No. 12-11366-KG); Capitol Broadband Ventures, LLC (Case No. 12-11367-KG); and Capitol Broadband Management Corporation (Case No. 12-11393-KG), are converted to cases under chapter 7 of the Bankruptcy Code.

3. The United States Trustee shall appoint a chapter 7 trustee for the Debtors' chapter 7 cases in accordance with 11 U.S.C. § 701(a)(1) (the "Chapter 7 Trustee"). This Court's *Order Approving Allocation And Distribution Of Sale Proceeds* (D.I. 985) (the "Allocation Order") shall remain effective notwithstanding conversion of these cases to Chapter 7, including without limitation those provisions of the Allocation Order authorizing and directing the disbursement of Sale Proceeds by the Debtors or the Chapter 7 trustee, as the case may be, as set forth in paragraphs 2, 3, 5 through 16 of the Allocation Order and the exhibits thereto.

4. The Debtors shall: (a) turn over or make available to the Chapter 7 Trustee all records requested by the Chapter 7 Trustee and property of the estates under the Debtors' custody and control as required by Bankruptcy Rule 1019(4); and (b) within fourteen (14) days of entry of this Order, file a schedule of unpaid debts incurred after the commencement of the superseding cases, including the name and address of each creditor as required by Bankruptcy Rule 1019(5)(A)(i).

5. The Debtors shall, within thirty (30) days from the date of entry of this Order, file and transmit to the United States Trustee a final report and account as required by Bankruptcy Rule 1019(5)(A)(ii).

6. An officer of the Debtors shall appear at the first meeting of creditors after conversion of the Debtors' cases to chapter 7 pursuant to sections 341(a) and 343 of the Bankruptcy Code, and shall be available to testify at such meeting.

7. All litigation and other contested matters pending before or filed with this Court in these cases or in any adversary proceedings commenced herein are hereby stayed until October 31, 2012.

8. Any professional or similar entity (a "Professional") that (i) has been retained in these cases by an order of this Court, pursuant to Bankruptcy Code §§ 327, 328, 363, or 1103 or otherwise and is seeking an award by this Court under Bankruptcy Code §§ 327, 328, 330, 331, 363, 503(b), 1103, 1106 or for compensation for services rendered or expenses incurred prior to the date hereof (the "Conversion Date") on the Debtors' behalf, or (ii) asserts a right to compensation for professional services rendered or reimbursement of expenses incurred in connection with these Cases prior to the Conversion Date pursuant to Bankruptcy Code § 503(b)(4) (in each case, "Professional Fees"), shall be required to file their respective final applications for allowance of Professional Fees no later than the date that is 30 days after the date of entry of this Order (the "Professional Fee Bar Date"). Any claims for Professional Fees arising prior to the Conversion Date will be allowed only if: (i) on or before the Professional Fee Bar Date, the entity holding such Professional Fee claim files with the Court a final fee application; and (ii) this Court enters an order allowing such claim. Entities holding a claim for Professional Fees that do not timely file a final fee application by the Professional Fee Bar Date will be forever barred from asserting any such Professional Fee claim against the Debtors, the Estates, the Chapter 7 Trustee, or the respective property thereof.

9. This Court shall retain jurisdiction over all matters arising from and/or related to the interpretation and/or implementation of this Order.

Dated: October 15, 2012
Wilmington, Delaware



THE HONORABLE KEVIN GROSS
CHIEF UNITED STATES BANKRUPTCY JUDGE