

SRF 34135

Information to identify the case:

Debtor Name	<u>Fusion Connect, Inc., et al.</u>	EIN:	<u>58-2342021</u>
United States Bankruptcy Court for the:	<u>Southern</u>	District of:	<u>New York</u>
		(State)	
Case number:	<u>19-11811 (SMB)</u>	Date case filed for chapter 11	<u>06 / 03 / 2019</u> OR MM / DD / YYYY
		Date case filed for chapter	_____ MM / DD / YYYY
		Date case filed for chapter 11	_____ MM / DD / YYYY

**Official Form 309F (For Corporations or Partnerships)**

**Notice of Chapter 11 Bankruptcy Case**

12/17

For the debtor listed above, a case has been filed under chapter 11 of the Bankruptcy Code. An order for relief has been entered.

This notice has important information about the case for creditors, debtors, and trustees, including information about the meeting of creditors and deadlines. Read both pages carefully.

The filing of the case imposed an automatic stay against most collection activities. This means that creditors generally may not take action to collect debts from the debtor or the debtor's property. For example, while the stay is in effect, creditors cannot sue, assert a deficiency, repossess property, or otherwise try to collect from the debtor. Creditors cannot demand repayment from the debtor by mail, phone, or otherwise. Creditors who violate the stay can be required to pay actual and punitive damages and attorney's fees.

Confirmation of a chapter 11 plan may result in a discharge of debt. A creditor who wants to have a particular debt excepted from discharge may be required to file a complaint in the bankruptcy clerk's office within the deadline specified in this notice. (See line 11 below for more information.)

To protect your rights, consult an attorney. All documents filed in the case may be inspected at the bankruptcy clerk's office at the address listed below or through PACER (Public Access to Court Electronic Records at [www.pacer.gov](http://www.pacer.gov)) or the website established by the Debtors' claims and noticing agent at <https://cases.primeclerk.com/Fusion>.

**The staff of the bankruptcy clerk's office cannot give legal advice.**

**Do not file this notice with any proof of claim or other filing in the case.**

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 2019 JUL 15 AM 10:37  
 COMMISSION CLERK

1. Debtor's full name	See Schedule 1 for all Debtor names	
2. All other names used in the last 8 years	See Schedule 2	
3. Address	420 Lexington Avenue, Suite 1718, New York, NY 10170	
4. Debtor's attorney Name and Address	Weil, Gotshal & Manges LLP 767 Fifth Avenue New York, New York 10153 Phone: (212) 310-8000 Attn.: Gaby Smith Rachael Siegel	
5. Bankruptcy clerk's office	United States Bankruptcy Court One Bowling Green, New York, New York 10004-1408	Hours: <u>8:30 am to 5:00 pm</u>  Contact phone: <u>(212) 668-2870</u>
Documents in this case may be filed at this address  You may inspect all record filed in this case at this office or online at <a href="https://cases.primeclerk.com/Fusion">https://cases.primeclerk.com/Fusion</a> at no charge or at <a href="http://www.pacer.gov">www.pacer.gov</a> for a fee.		
6. Meeting of creditors	The debtor's representative must attend the meeting to be questioned under oath. Creditors may attend, but are	Date: <u>July 19, 2019</u> Time: <u>at 10:00 a.m.</u> Location: <u>United States Bankruptcy Court One Bowling Green, Rm. 511 New York, New York 10004</u>

Information to identify the case:

not required to do so.

The meeting may be continued or adjourned to a later date. If so, the date will be on the court docket.

For more information, see page 2 ►

Debtor Fusion Connect, Inc., et al.  
Name

Case number (if known) 19-11811 (SMB)

<p><b>7. Proof of claim deadline</b></p>	<p><b>Deadline for filing proof of claim:</b></p>	<p>Not yet set. If a deadline is set, the court will send you another notice.</p>
	<p>A proof of claim is a signed statement describing a creditor's claim. A proof of claim form may be obtained at <a href="http://www.uscourts.gov">www.uscourts.gov</a> or any bankruptcy clerk's office.</p> <p>Your claim will be allowed in the amount scheduled unless:</p> <ul style="list-style-type: none"> <li>■ your claim is designated as <i>disputed, contingent, or unliquidated</i>;</li> <li>■ you file a proof of claim in a different amount; or</li> <li>■ you receive another notice.</li> </ul> <p>If your claim is not scheduled or if your claim is designated as <i>disputed, contingent, or unliquidated</i>, you must file a proof of claim or you might not be paid on your claim and you might be unable to vote on a plan. You may file a proof of claim even if your claim is scheduled.</p> <p>You may review the schedules at the bankruptcy clerk's office or online at <a href="https://cases.primeclerk.com/Fusion">https://cases.primeclerk.com/Fusion</a> or <a href="http://www.pacer.gov">www.pacer.gov</a></p> <p>Secured creditors retain rights in their collateral regardless of whether they file a proof of claim. Filing a proof of claim submits a creditor to the jurisdiction of the bankruptcy court, with consequences a lawyer can explain. For example, a secured creditor who files a proof of claim may surrender important nonmonetary rights, including the right to a jury trial.</p>	
<p><b>8. Exception to discharge deadline</b></p> <p>The bankruptcy clerk's office must receive a complaint and any required filing fee by the following deadline</p>	<p>If § 523(c) applies to your claim and you seek to have it excepted from discharge, you must start a judicial proceeding by filing a complaint by the deadline stated below</p> <p><b>Deadline for filing the complaint: <u>September 17, 2019</u></b></p>	
<p><b>9. Creditors with a foreign address</b></p>	<p>If you are a creditor receiving notice mailed to a foreign address, you may file a motion asking the court to extend the deadlines in this notice. Consult an attorney familiar with United States bankruptcy law if you have any questions about your rights in this case.</p>	
<p><b>10. Filing a Chapter 11 bankruptcy case</b></p>	<p>Chapter 11 allows debtors to reorganize or liquidate according to a plan. A plan is not effective unless the court confirms it. You may receive a copy of the plan and a disclosure statement telling you about the plan, and you may have the opportunity to vote on the plan. You will receive notice of the date of the confirmation hearing, and you may object to confirmation of the plan and attend the confirmation hearing. Unless a trustee is serving, the debtor will remain in possession of the property and may continue to operate its business.</p>	
<p><b>11. Discharge of debts</b></p>	<p>Confirmation of a chapter 11 plan may result in a discharge of debts, which may include all or part of your debt. See 11 U.S.C. § 1141(d). A discharge means that creditors may never try to collect the debt from the debtor except as provided in the plan. If you want to have a particular debt owed to you excepted from the discharge and § 523(c) applies to your claim, you must start a judicial proceeding by filing a complaint and paying the filing fee in the bankruptcy clerk's office by the deadline.</p>	

**Schedule 1**

<b>COMPANY</b>	<b>CASE NUMBER</b>	<b>TAX ID NUMBER</b>	<b>DATE FILED</b>	<b>DISTRICT</b>
Fusion Connect, Inc.	19-11811 (SMB)	58-2342021	June 3, 2019	S.D.N.Y.
Fusion BCHI Acquisition LLC	19-11827 (SMB)	82-2567402	June 3, 2019	S.D.N.Y.
Fusion NBS Acquisition Corp.	19-11829 (SMB)	46-3514332	June 3, 2019	S.D.N.Y.
Fusion MPHC Holding Corporation	19-11832 (SMB)	26-1573066	June 3, 2019	S.D.N.Y.
Fusion Cloud Services, LLC	19-11814 (SMB)	58-2233012	June 3, 2019	S.D.N.Y.
Fusion LLC	19-11828 (SMB)	22-3590994	June 3, 2019	S.D.N.Y.
Fusion MPHC Group, Inc.	19-11831 (SMB)	77-0461529	June 3, 2019	S.D.N.Y.
Fusion Cloud Company LLC	19-11830 (SMB)	47-3345568	June 3, 2019	S.D.N.Y.
Fusion CB Holdings, Inc.	19-11825 (SMB)	59-3636526	June 3, 2019	S.D.N.Y.
Fusion Communications, LLC	19-11815 (SMB)	59-3608337	June 3, 2019	S.D.N.Y.
Fusion Telecom, LLC	19-11824 (SMB)	84-1510894	June 3, 2019	S.D.N.Y.
Fusion Texas Holdings, Inc.	19-11813 (SMB)	43-1822636	June 3, 2019	S.D.N.Y.
Fusion Telecom of Texas Ltd., L.L.P.	19-11812 (SMB)	75-2778531	June 3, 2019	S.D.N.Y.
Fusion Telecom of Kansas, LLC	19-11822 (SMB)	48-1120075	June 3, 2019	S.D.N.Y.
Fusion Telecom of Oklahoma, LLC	19-11820 (SMB)	43-1823260	June 3, 2019	S.D.N.Y.
Fusion Telecom of Missouri, LLC	19-11819 (SMB)	43-1795329	June 3, 2019	S.D.N.Y.
Bircan Holdings, LLC	19-11818 (SMB)	81-1952819	June 3, 2019	S.D.N.Y.
Fusion Management Services LLC	19-11817 (SMB)	48-1195597	June 3, 2019	S.D.N.Y.
Fusion PM Holdings, Inc.	19-11816 (SMB)	81-1302478	June 3, 2019	S.D.N.Y.

**Schedule 2**

<b><u>All Other Names Debtors Used In The Last 8 Years</u></b>	
Fusion	Apptix, Inc.
Fusion Connect	PingTone Communications, Inc.
Fusion Telecommunications International, Inc.	Root Access
Fusion BCHI Acquisition Corp.	Technologies for Business
Fusion MPHC Acquisition Corp.	TFB
CCGI Holding Corporation	Fidelity Voice and Data
MegaPath Holding Corporation	MegaPath Group, Inc.
Birch Communications, Inc.	Covad Communications Group, Inc.
Birch Communications, LLC	MegaPath Cloud Company LLC
Birch	Cbeyond, Inc.
Birch Telecom	Hawks Merger Sub, Inc.
Ernest Communications	Cbeyond Communications, LLC
IDS Telecom	Aretta Communications, Inc.
Lightyear Network Solutions	Cbeyond
Southeast Telephone	Birch Telecom, Inc.
Supra Communications	Birch Telecom, LLC
Fairway Management	Ionex Telecommunications, Inc.
Astrotel	Compass Telecommunications, Inc.
Covista	Birch Texas Holdings, Inc.
ClearTel Communications	Birch Telecom of Texas, Ltd., L.L.P.
American Fiber Networks	Birch Telecom of Kansas, LLC
CloseCall America	Birch Telecom of Kansas, Inc.
TMC Communications	Birch Telecom of Oklahoma, Inc.
Orbitcom	Birch Telecom of Oklahoma, LLC
Daystar	Birch Telecom of Missouri, Inc.
Primus	Birch Telecom of Missouri, LLC
Lingo	Birch Management LLC
Network Billing Systems	Birch Management Corporation
NBS	Primus Holdings, Inc.
Solex	Fidelity Connect LLC
Fusion BVX LLC	Fidelity Telecom, LLC
Fidelity Voice Services, LLC	Fidelity Access Networks, LLC
Fidelity Access Networks, Inc.	

If you have questions about this notice, please call (844) 230-7218 (US Toll Free)  
or (347) 859-8784 (International), email [fusionconnectinfo@PrimeClerk.com](mailto:fusionconnectinfo@PrimeClerk.com),  
or visit <https://cases.primeclerk.com/Fusion>