O20000 - PA ORIGINAL ORIGINAL

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

In re:	) Chapter 11
Network Plus Corp.,	) Case No. 02-10341 (PJW)
Debtor.	)
In re:	) Chapter 11
Network Plus, Inc.,	) Case No. 02-10342 (PJW)
Debtor.	)
CLAIM AGAINST THE A  TO: ALL PERSONS AND ENTITIES WITH  PLEASE TAKE NOTICE, that the Delaware (the "Bankruptcy Court") has entered a Order"), requiring all persons and entities, EXCE defined below) against NETWORK PLUS CORE possession in the above-captioned chapter 11 case which arose prior to February 4, 2002 (the "Petiti	the United States Bankruptcy Court for the District of an order, dated September 18, 2002 (the "Bar Date OPT AS INDICATED BELOW, that assert a claim (as P. and NETWORK PLUS, INC., debtors and debtors-ines (each a "Debtor" and collectively, the "Debtors"), on Date"), to file a written proof of such claim with
supporting documentation, so as to be received n	itially conforms to Official Form No. 10 with all relevan to later than 4:00 p.m. (Eastern Time), November 29, the original proof of claim to the following address:
Network Plus c/o Bankruptcy P.O. Box 5285 FDR Station New York, NY (by First-Class	10150-5285
Such proofs of claim will be deemed timely filed the Bar Date	only if they are actually received by BSI on or before

1 DOCUMENT HUMBER - PATE

AS USED HEREIN, THE TERM "CLAIM" MEANS (1) A RIGHT TO PAYMENT,

WHETHER OR NOT SUCH RIGHT IS REDUCED TO JUDGMENT, LIQUIDATED,

UNDISPUTED, LEGAL, EQUITABLE, SECURED OR UNSECURED; OR (2) A RIGHT TO AN

OTH NINNE UNLIQUIDATED, FIXED, CONTINGENT, MATURED, UNMATURED, DISPUTED,

59210.1001 Docket No. 541

WP3:8128911

AUS \_ CAF \_ CMP \_ COM \_ CTR \_ ECR

GCL OPC MMS

SEC

10516 OCT-18

EQUITABLE REMEDY FOR BREACH OF PERFORMANCE IF SUCH BREACH GIVES RISE TO A RIGHT TO PAYMENT, WHETHER OR NOT SUCH RIGHT TO AN EQUITABLE REMEDY IS REDUCED TO JUDGMENT, FIXED, CONTINGENT, MATURED, UNMATURED, DISPUTED, UNDISPUTED, SECURED OR UNSECURED.

ACTS OR OMISSIONS, IF ANY, OF THE DEBTORS THAT OCCURRED PRIOR TO THE PETITION DATE, INCLUDING THE DEBTORS' INDEMNITY AGREEMENTS, GUARANTEES, OR SERVICES PROVIDED TO OR RENDERED BY THE DEBTORS, MAY GIVE RISE TO CLAIMS AGAINST THE DEBTORS NOTWITHSTANDING THE FACT THAT SUCH CLAIMS (OR THE INJURIES ON WHICH THEY ARE BASED) MAY BE CONTINGENT OR MAY NOT HAVE OCCURRED, MATURED OR BECOME FIXED OR LIQUIDATED PRIOR TO SUCH DATE. THEREFORE, ANY CREDITOR HAVING A CLAIM OR POTENTIAL CLAIM AGAINST THE DEBTORS, WITH CERTAIN EXCEPTIONS DESCRIBED BELOW, NO MATTER HOW REMOTE OR CONTINGENT, MUST FILE A PROOF OF CLAIM ON OR BEFORE THE CLAIMS BAR DATE.

The following persons or entities are <u>NOT</u> required to file a proof of claim on or before the claims Bar Date:

- A. Any person or entity that previously properly filed a Proof of Claim with the Clerk of the Court or BSI against the Debtors, and who utilized a claim form which substantially conforms to Official Form No. 10:
- B. Any person or entity (1) whose claim is (a) listed on the Debtors' Schedules of Liabilities filed with the Bankruptcy Court (as may be amended from time to time) (the "Schedules of Liabilities") and (b) whose claim is not described as being "disputed," "contingent," or "unliquidated;" and (2) who does not dispute the amount and manner of classification of such claim as set forth in the Schedules of Liabilities;
- C. Any person or entity required to file a Proof of Claim arising from the rejection of an executory contract or unexpired lease, the Bar Date for which is governed by other orders of the court;
- D. Any holder of a claim allowed by an order of this Court entered on or before the Bar Date;
- E Any holder of a claim that is allowable under sections 503(b) and 507(a)(1) of the Bankruptcy Code as administrative expenses in these chapter 11 cases; and
- F. Any holder of a claim arising solely from the ownership of the common stock or other equity securities of the Debtors need not file a Proof of Interest, but must file a Proof of Claim for any other claim against the Debtors.

PLEASE TAKE FURTHER NOTICE THAT ALL PERSONS AND ENTITIES (OTHER THAN THOSE DESCRIBED IN PARAGRAPHS "A" THROUGH "F" ABOVE) OR THAT ARE SUBJECT TO A LATER DATE IN ACCORDANCE WITH THE NEXT PARAGRAPH) MUST FILE A PROOF OF CLAIM ON OR BEFORE 4:00 P.M. EASTERN TIME ON November 29, 2002. FAILURE TO COMPLY WITH THESE REQUIREMENTS SHALL RESULT IN THE HOLDERS OF SUCH CLAIMS BEING FOREVER BARRED FROM VOTING UPON OR RECEIVING ANY DISTRIBUTION OF CASH OR PROPERTY UNDER ANY CHAPTER 11 PLAN WITH RESPECT TO THE DEBTORS, OR FROM ANY SUCCESSOR OR ASSIGNS OF THE DEBTORS.

PLEASE TAKE FURTHER NOTICE THAT IF YOU HOLD A CLAIM THAT ARISES FROM, OR AS A CONSEQUENCE OF, THE REJECTION OF AN EXECUTORY CONTRACT OR UNEXPIRED LEASE(A) IF THE COURT HAS ENTERED AN ORDER FIXING THE DATE BY WHICH SUCH CLAIMS MUST BE FILED, THE ORDER SHALL GOVERN, AND (B) IF THE COURT HAS NOT ENTERED AN ORDER FIXING THE DATE BY WHICH SUCH CLAIMS MUST BE FILED, THEN THE CLAIMS BAR DATE SHALL BE THE LATER OF (I) THE BAR DATE, OR (II) THIRTY (30) DAYS FROM THE DATE OF SERVICE OF THE ORDER REJECTING SAID CONTRACT OR LEASE.

PLEASE TAKE FURTHER NOTICE THAT if you hold a claim that is not listed on the Debtors' Schedules of Liabilities filed with the United States Bankruptcy Court for the District of Delaware, or is listed on the Schedules of Liabilities as "contingent," "disputed," or "unliquidated," you must file a proof of claim

PLEASE TAKE FURTHER NOTICE THAT proofs of claim forms shall specify the name and case number of the specific Debtor for whom you hold a claim, and shall conform substantially to the enclosed Official Proof of Claim Form No. 10.

PLEASE TAKE FURTHER NOTICE THAT copies of the Debtors' Schedules of Liabilities are available for inspection during regular business hours at the Office of the Clerk of the Court, United States Bankruptcy Court, District of Delaware, 824 Market Street, 5th Floor, Wilmington, Delaware 19801, or on the internet at www.deb.uscourts.gov. In the event you have questions concerning the completion or filing of your proof of claim, you should consult your own attorney for assistance.

Dated: Wilmington, Delaware September 26, 2002

YOUNG CONAWAY STARGATT & TAYLOR, LLP

James L. Patton, Jr. (No. 2202) Joel A. Waite (No. 2925) Maureen D. Luke (No. 3062) Edward Kosmowski (No. 3849) Matthew B. Lunn (No. 4119)

The Brandywine Building 1000 West Street, 17<sup>th</sup> Floor Wilmington, DE 19801

Tel: (302) 571-6600 Fax: (302) 571-1253

- and -

HALE AND DORR LLP Mitchel Appelbaum (BBO #558579) Richard P. Zermani (BBO #557828) 60 State Street Boston, MA 02109

Tel: (617) 526-6000 Fax: (617) 526-5000

Co-Counsel for Debtors and Debtors in Possession

ANKRUPTCY COURT FOR THE DISTRICT OF DELAWARE		PROOF OF CLAIM				
Name of Debtor Against White	ch Claum is Held	Case No. of Debtor				
expense arising after	not be used to make a clair the commencement of the expense may be filed pursu	case. A request for payment				
Name and address of Creditor:  NPC SCHEDULE #: 208*****  DIVISION OF RECORDS & REPORTING  FLORIDA PUBLIC SERVICE COMMISSION  2540 SHUMARD OAK BOULEVARD  MS. BLANCA S. BAYO  TALLAHASSEE, FL 32399-0850  Telephone number:		aware the filed a prelating Attach of giving prelating the first the first this case.	Check box if you are aware that anyone else has filed a proof of clarm relating to your claim Attach copy of statement giving particulars.  Check box if you have never received any notices from the bankruptcy court in this case.  Check box if the address differs from the address on			
				elope sent to you by		
Account or other numbe	r by which creditor identific	s debtor:	Check here if this claim:  ☐ replaces ☐ amends a previously filed claim, dated:			
1. Basis for Claim Goods sold Services performance Money loaned Personal injur Taxes			Retiree benefits as defined in 11 U.S.C. § 1114(a) Wages, salaries, and compensation (fill out below) Other			
2. Date debt was incu	rred:		3. If court judgment, date obtained:			
If all or part of your		\$ I to priority, also complete Item or charges in addition to the prior			Attach itemized statement of all interest or additional	
5. Secured Claim.  Check this box if your claim is secured by collateral (including a right of setoff).  Brief Description of Collateral:  Real Estate  Motor Vehicle  Other  Value of Collateral: \$  Amount of arrearage and other charges at time case filed included in secured claim, if any: \$			6. Unsecured Priority Claim.  □ Check this box if you have an unsecured priority claim Amount entitled to priority \$  Specify the priority of the claim: □ Wages, salaries or commissions (up to \$4,650), earned within 90 days before filing of the bankruptcy petition or cessation of the debtor's business, whichever is earlier - 11 U.S.C. § 507(a)(3). □ Contributions to an employee benefit plan - 11 U.S.C. § 507(a)(4). □ Up to \$2,100 of deposits toward purchase, lease, or rental of property or services for personal, family, or household use - 11 U.S.C. § 507(a)(6). □ Alimony, maintenance, or support owed to a spouse, former spouse, or child - 11 U.S.C. § 507(a)(7). □ Taxes or penalties owed to governmental units - 11 U.S.C. § 507(a)(8). □ Other - Specify applicable paragraph of 11 U.S.C. § 507(a)().			
Date	Sign and print the name and titl (attach copy of power of attorne	e, if any, of the creditor or other perso y, if any):	n authoriz	ed to file this claim	THIS SPACE IS FOR COURT USE ONLY	
Penalty fo	r presenting fraudulent clai	m: Fine of up to \$500,000 or i	mprison	ment for up to 5 year	urs. or both. 18 U.S.C. §§ 152 and 3571.	

## INSTRUCTIONS FOR PROOF OF CLAIM FORM

The instructions and definitions below are general explanations of the law In particular types of cases or circumstances, such as bankruptcy cases that are not filed voluntarily by a debtor, there may be exceptions to these general rules

# - DEFINITIONS -

#### Debtor

The person, corporation, or other entity that has filed a bankruptcy case is called the debtor

#### Creditor

A creditor is any person, corporation, or other entity to whom the debtor owed a debt on the date that the bankruptcy case was filed

#### Proof of Claim

A form telling the bankruptcy court how much the debtor owed a creditor at the time the bankruptcy case was filed (the amount of the creditor's claim) This form must be filed with the clerk of the bankruptcy court where the bankruptcy case was filed

## Secured Claim

A claim is a secured claim to the extent that the creditor has a lien on property of the debtor (collateral) that gives the creditor the right to be paid from that property before creditors who do not have liens on the property

Examples of liens are a mortgage on real estate and a security interest in a car, truck, boat, television set, or other item of property. A lien may have been obtained through a court proceeding before the bankruptcy case began; in some states a court judgment is a lien. In addition, to the extent a creditor also owes money to the debtor (has a right of setoff), the creditor's claim may be a secured claim (See also Unsecured Claim)

## Unsecured Claim

If a claim is not a secured claim it is an unsecured claim. A claim may be partly secured and partly unsecured if the property on which a creditor has a lien is not worth enough to pay the creditor in full

## Unsecured Priority Claim

Certain types of unsecured claims are given priority, so they are to be paid in bankruptcy cases before most other unsecured claims (if there is sufficient money or property available to pay these claims)

The most common types of priority claims are listed on the proof of claim form Unsecured claims that are not specifically given priority status by the bankruptcy laws are classified as Unsecured Nonpriority Claims

Items to be completed in Proof of Claim form (if not already filled in)

## Court, Name of Debtor, and Case Number:

Fill in the name of the federal judicial district where the bankruptcy case was filed (for example, Central District of California), the name of the debtor in the bankruptcy case, and the bankruptcy case number. If you received a notice of the case from the court, all of this information is near the top of the notice.

#### Information about Creditor:

Complete the section giving the name, address, and telephone number of the creditor to whom the debtor owes money or property, and the debtor's account number, if any. If anyone else has already filed a proof of claim relating to this debt, if you never received notices from the bankruptcy court about this case, if your address differs from that to which the court sent notice, or if this proof of claim replaces or changes a proof of claim that was already filed, check the appropriate box on the form.

# 1 Basis for Claim;

Check the type of debt for which the proof of claim is being filed. If the type of debt is not listed, check "Other" and briefly describe the type of debt. If you were an employee of the debtor, fill in your social security number and the dates of work for which you were not paid.

# 2 Date Debt Incurred:

Fill in the date when the debt first was owed by the debtor

# 3 Court Judgments:

If you have a court judgment for this debt, state the date the court entered the judgment

# 4 Total Amount of Claim at Time Case Filed:

Fill in the total amount of the entire claim. If interest or other charges in addition to the principal amount of the claim are included, check the appropriate place on the form and attach an itemization of the interest and charges

# 5. Secured Claim:

Check the appropriate place if the claim is a secured claim. You must state the type and value of property that is collateral for the claim, attach copies of the documentation of your lien, and state the amount past due on the claim as of the date the bankruptcy case was filed. A claim may be partly secured and partly unsecured. (See DEFINITIONS, above)

# 6 Unsecured Priority Claim:

Check the appropriate place if you have an unsecured priority claim, and state the amount entitled to priority. (See DEFINITIONS, above). A claim may be partly priority and partly compriority if, for example, the claim is for more than the amount given priority by the law. Check the appropriate place to specify the type of priority claim.

# 7 Credits:

By signing this proof of claim, you are stating under oath that in calculating the amount of your claim you have given the debtor credit for all payments received from the debtor

# 8 Supporting Documents:

You must attach to this proof of claim form copies of documents that show the debtor owes the debt claimed or, if the documents are too lengthy, a summary of those documents. If documents are not available, you must attach an explanation of why they are not available