

**UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF NEW YORK**

In re:)	
)	Chapter 11
)	
WINDSTREAM HOLDINGS, INC., <i>et al.</i> , ¹)	Case No. 19-22312 (RDD)
)	
Debtors.)	(Jointly Administered)

**ORDER AUTHORIZING AND APPROVING THE REJECTION
OF CERTAIN EXECUTORY CONTRACTS**

Upon the notice, dated June 14, 2019 (the “Rejection Notice”)² of the above-captioned debtors and debtors in possession (collectively, the “Debtors”) for entry of an order (this “Order”), providing notice that each Contract set forth on the schedule attached to the Rejection Notice is rejected pursuant to section 365 of the Bankruptcy Code and the Rejection Procedures Order, all as more fully set forth in the Rejection Notice; and this Court having jurisdiction over this matter pursuant to 28 U.S.C. §§ 157(a)-(b) and 1334(b) and the *Amended Standing Order of Reference from the United States District Court for the Southern District of New York*, dated January 31, 2012, that this Court may decide by a final order consistent with Article III of the United States Constitution; and this Court having found that venue in this district is proper pursuant to 28 U.S.C. §§ 1408 and 1409; and the Debtors’ notice of the Rejection Notice and the opportunity for a hearing thereon being due and sufficient; and there being no objections to the relief granted herein; and no other notice or a hearing being required; and, after due deliberation, this Court having

1 The last four digits of Debtor Windstream Holdings, Inc.’s tax identification number are 7717. Due to the large number of Debtors in these chapter 11 cases, for which joint administration has been granted, a complete list of the debtor entities and the last four digits of their federal tax identification numbers is not provided herein. A complete list of such information may be obtained on the website of the Debtors’ claims and noticing agent at <http://www.kcellc.net/windstream>. The location of the Debtors’ service address for purposes of these chapter 11 cases is: 4001 North Rodney Parham Road, Little Rock, Arkansas 72212.

2 Capitalized terms used but not otherwise defined herein have the meanings ascribed to them in the Rejection Notice.



determined that the rejection of the Contracts hereunder is a proper exercise of business judgment and in the best interests of the Debtors' estates and creditors; and good and sufficient cause appearing therefor the relief granted herein, it is HEREBY ORDERED THAT:

1. The Contracts listed on the schedule attached hereto as **Exhibit 1** and as attached to the Rejection Notice dated June 14, 2019 [Docket No. 669] are rejected under section 365 of the Bankruptcy Code as of the Rejection Date stated in the Rejection Notice.

2. Under the Rejection Procedures Order, proofs of claim for any claims arising out of such rejection were due on or before July 31, 2019, which is at least thirty (30) days after the Objection Deadline or such other date as the Debtors and each Contract counterparty have agreed or as the Court may order. IF YOU FAILED TO TIMELY SUBMIT A PROOF OF CLAIM IN THE APPROPRIATE FORM ON OR BEFORE THE DEADLINE SET FORTH HEREIN, YOU ARE FOREVER BARRED, ESTOPPED, AND ENJOINED FROM (A) ASSERTING SUCH CLAIM AGAINST ANY OF THE DEBTORS AND THEIR CHAPTER 11 ESTATES, (B) VOTING ON ANY CHAPTER 11 PLAN OF REORGANIZATION FILED IN THESE CASES ON ACCOUNT OF SUCH CLAIM, AND (C) PARTICIPATING IN ANY DISTRIBUTION IN THE DEBTORS' CHAPTER 11 CASES ON ACCOUNT OF SUCH CLAIM.

3. The Debtors and their notice and claims agent are authorized to take all actions necessary to effectuate the relief granted pursuant to this Order and in accordance with the Rejection Notice.

4. Notice of the Rejection Notice shall be deemed good and sufficient notice of such Rejection Notice, and the requirements of Bankruptcy Rule 6004(a) and the Local Bankruptcy Rules have been satisfied.

5. This Order is deemed to be a separate order with respect to each non-Debtor party to the Contracts listed on Exhibit 1 hereto

6. Notwithstanding anything to the contrary, the terms and conditions of this Order are immediately effective and enforceable upon its entry.

7. This Court retains exclusive jurisdiction with respect to all matters arising from or related to the implementation, interpretation, and enforcement of this Order.

Dated: White Plains, New York
July 2, 2020

/s/Robert D. Drain

THE HONORABLE ROBERT D. DRAIN
UNITED STATES BANKRUPTCY JUDGE

Exhibit 1

Rejected Contracts