

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

In re:)	Chapter 11
WINDSTREAM FINANCE, CORP., <i>et al.</i> , ¹)	Case No. 19-22397 (RDD)
Reorganized Debtors.)	(Formerly Jointly Administered under Lead Case: Windstream Holdings, Inc., 19-22312)

**ORDER GRANTING REORGANIZED
DEBTORS' SIXTH AND TENTH OMNIBUS OBJECTION
TO CERTAIN RELEASED CLAIMS,
INSUFFICIENT DOCUMENTATION CLAIMS, AND NO LIABILITY CLAIMS**

Upon the objection (the “Objection”)² of the above-captioned reorganized debtors (collectively, the “Reorganized Debtors”) for entry of an order (this “Order”) disallowing and expunging the claims as identified on **Schedule 1** attached hereto pursuant to section 502(b) of the Bankruptcy Code, Bankruptcy Rule 3007, and the Objection Procedures Order, all as more fully set forth in the Objection; and upon the Bixler Declaration; and the Court having found that it has 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, as a core proceeding pursuant to 28 U.S.C. § 157(b)(2); and the Court having found that venue in this district is proper pursuant to 28 U.S.C. §§ 1408 and 1409; and there being due and sufficient notice of the Objection and the hearing thereon; and upon the

¹ The last four digits of the Reorganized Debtor Windstream Finance, Corp.’s tax identification number are 5713. Due to the large number of Reorganized Debtors in these chapter 11 cases, for which joint administration has been granted, a complete list of the reorganized 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 Reorganized Debtors’ claims and noticing agent at <http://www.kccllc.net/windstream>. The location of the Reorganized Debtors’ service address for purposes of these chapter 11 cases is 4001 North Rodney Parham Road, Little Rock, Arkansas 72212.

² Capitalized terms used in this Order and not defined herein have the meanings given to such terms in the Objection [Docket No. 2589].



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record of the hearing held by the Court on the Objection; and there being no opposition to the relief granted herein; and, after due deliberation, Court having determined that the legal and factual bases set forth in the Objection establish good and sufficient cause for the relief granted herein, in that the Objection rebutted any presumption of the validity of the claims at issue and the respective claimants have not carried their burden of proof; and the Court having found that the relief granted herein is in the best interests of the Reorganized Debtors, creditors, and other parties in interest; now, therefore, it is HEREBY ORDERED THAT:

1. The Objection is granted as set forth herein.
2. The No Liability Claims listed on **Schedule 1** attached hereto are disallowed and expunged in their entirety.
3. Kurtzman Carson Consultants LLC, the Reorganized Debtors' claims and noticing agent, is authorized to update the claims register to reflect the relief granted in this Order.
4. Entry of this Order is without prejudice to the Reorganized Debtors' right to object to any other claims in these chapter 11 cases.
5. Each objection to each claim as addressed in the Objection and as identified on **Schedule 1** attached hereto constitutes a separate contested matter as contemplated in Bankruptcy Rule 9014. This Order shall be deemed a separate order with respect to each claim listed on **Schedule 1**. Any stay of this Order shall apply only to the contested matter that involves such claim and shall not act to stay the applicability or finality of this Order with respect to the other contested matters covered hereby.
6. The terms and conditions of this Order shall be immediately effective and enforceable upon its entry.

7. The Reorganized Debtors are authorized to take any and all actions reasonably necessary or appropriate to effectuate the relief granted pursuant to this Order.

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

White Plains, New York
Dated: December 21, 2020

/s/Robert D. Drain

THE HONORABLE ROBERT D. DRAIN
UNITED STATES BANKRUPTCY JUDGE

Schedule 1

No Liability Claims (Revised)

Windstream Finance, Corp. 19-22397
Tenth Omnibus Claims Objection
Schedule 1 - No Liability Claims

	NAME	DATE FILED	CASE NUMBER	DEBTOR	CLAIM #	ASSERTED CLAIM AMOUNT
1	ELIZABETH M CUESTA 441 RED CORNER RD PO BOX 336 DOUGLASSVILLE, PA 19518	6/29/2019	19-22312	Windstream Holdings, Inc.	4061	\$ 1,305.00
Reason: This claim was settled with a release dated 3/1/19, and Sedgwick provided payment in connection thereto.						
2	INDIANA DEPARTMENT OF REVENUE 100 NORTH SENATE AVENUE N-240 MS 108 INDIANAPOLIS, IN 46204	4/11/2019	19-22394	Conversent Communications Resale, L.L.C.	719	\$ 881.64
Reason: The relevant Debtor entity is not certified in the state of Indiana, so it is not obligated to file returns.						
3	INDIANA DEPARTMENT OF REVENUE 100 NORTH SENATE AVENUE N-240 MS 108 INDIANAPOLIS, IN 46204	5/29/2019	19-22432	Equity Leasing, Inc.	1683	\$ 1,841.59
Reason: The relevant Debtor entity is not a certified telecommunications provider in the state of Indiana, does not have any revenue or purchases, and does not have a sales tax permit.						
4	LOCATING UTILITY INFRASTRUCTURE SERVICES, INC. LUIS BERRIOS 2844 N 3RD STREET PHILADELPHIA, PA 19133 VON WIN CAPITAL MANAGEMENT, L.P. 261 FIFTH AVENUE 22ND FLOOR NEW YORK, NY 10016	3/26/2019	19-22312	Windstream Holdings, Inc.	431	\$ 19,200.00
Reason: Pursuant to the Debtors' books and records, the invoices attached to the proof of claim do not relate to the claimant.						
5	MARIANNE CASEY C/O KRISTEN E. FINLON ESSEX RICHARDS, P.A. 1701 SOUTH BLVD. CHARLOTTE, NC 28203	7/15/2019	19-22400	Windstream Services, LLC	6328	\$ 136,333.00
Reason: The Debtors have no liability for this claim after a review of their books and records.						
6	SPRINGER, GORDON L 601 2ND STREET PO BOX 172 VALPARAISO, NE 68065	6/19/2019	19-22312	Windstream Holdings, Inc.	3193	\$ 2,976.22
Reason: This claim was settled with a release dated 9/16/20, and Sedgwick provided payment in connection thereto.						
TOTAL						\$ 162,537.45