

Meyer, David

From: Michael Fencer [MFencer@jagersmith.com]
Sent: Saturday, February 19, 2005 7:06 AM
To: david.meyer@psc.mo.gov
Cc: helen.davis@psc.mo.gov; Bruce F. Smith
Subject: RE: Servisense.com at the Missouri Public Service

Dear Mr. Meyer,

This law firm represents Craig R. Jalbert in his capacity as Liquidating Supervisor of the estate of ServiSense.com, Inc. (the "Debtor"), the confirmed chapter 11 debtor in bankruptcy proceedings before the United States Bankruptcy Court for the District of Massachusetts, Eastern Division (the "Bankruptcy Court").

Please be advised that the Debtor filed its voluntary petition for relief under Chapter 11 of Title 11 of the United States Code on August 20, 2001 (the "Petition Date"), after which the Debtor continued in possession of its assets and in the management of its business as a debtor-in-possession pursuant to 11 U.S.C. §§ 1107 and 1108. In addition, you should know that on January 31, 2002, the Bankruptcy Court entered an order authorizing the sale of substantially all of the Debtor's assets, free and clear of all liens, claims, and encumbrances, to Alticom, Inc., f/k/a Eastern Telephone, Inc., which entity has operated the Debtor's former business since that date. On April 10, 2002, the Bankruptcy Court entered an order (the "Order") confirming the *Joint Liquidating Plan of Reorganization* (the "Plan") proposed by the Debtor and its Official Committee of Unsecured Creditors, pursuant to which the Liquidating Supervisor was appointed by the Bankruptcy Court. At no time thereafter has either the Debtor's estate or the Liquidating Supervisor engaged in any business in any state, including the State of Missouri.

As appears from your email, the amounts asserted by the Commission are for a period or periods subsequent to the sale of the Debtor's assets to Alticom, Inc., which we are informed has since ceased business operations. You may, however, if you choose, contact Alticom's counsel, who's contact information is as follows: Edward T. Dangel, III, Esq., Dangel & Mattchen, LLP, Ten Derne Street, Boston, Massachusetts 02114, 617-557-4800 (v), and 617-557-4827 (f).

I hope this is sufficiently responsive to your inquiry.

Regards,

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