

UNITED STATES BANKRUPTCY COURT
DISTRICT OF DELAWARE

Chapter 11
Case No. 00-4238 (PJW)

Jointly Administered

ICG

NOT AHEAD INC.

**NOTICE OF ENTRY OF ORDER CONFIRMING THE SECOND AMENDED JOINT PLAN
OF REORGANIZATION OF ICG COMMUNICATIONS, INC., AS MODIFIED**

PLEASE TAKE NOTICE OF THE FOLLOWING:

1. **Confirmation of the Plan.** On October 9, 2002, the United States Bankruptcy Court for the District of Delaware (the "Bankruptcy Court") entered an order (the "Confirmation Order") confirming the Second Amended Joint Plan of Reorganization of ICG Communications, Inc., dated April 3, 2002, as modified by that certain modification dated July 26, 2002 (the "Modified Plan"), in the chapter 11 cases of the above-captioned debtors and debtors in possession (collectively, the "Debtors"). The Effective Date of the Modified Plan (as defined therein) occurred on October 10, 2002. Unless otherwise defined in this Notice, capitalized terms and phrases used herein have the meanings given to them in the Modified Plan and the Confirmation Order.

2. **Discharge of Claims and Termination of Interests.**

(a) Except as provided in the Modified Plan or in the Confirmation Order, all consideration distributed under the Modified Plan shall be in exchange for and in complete satisfaction, settlement, discharge and release of all Claims of any nature whatsoever against the Debtors or any of their assets or properties, and, regardless of whether any property shall have been distributed or retained pursuant to the Modified Plan on account of such Claims, upon the Effective Date, the Debtors, and each of them, shall (i) be discharged and released under section 1141(d)(1)(A) of the Bankruptcy Code from any and all Claims, including, but not limited to, demands and liabilities that arose before the Confirmation Date, and all debts of the kind specified in section 502(g), 502(h) or 502(i) of the Bankruptcy Code, whether or not (A) a proof of Claim based upon such debt is filed or deemed filed under section 501 of the Bankruptcy Code, (B) a Claim based upon such debt is Allowed under section 502 of the Bankruptcy Code or (C) the holder of a Claim based on such debt accepted the Modified Plan; and (ii) terminate all ICG Interests.

(b) Except as provided in the Modified Plan or in the Confirmation Order, the Confirmation Order constitutes a judicial determination, as of the Effective Date, of a discharge of all Claims and other debts and liabilities against the Debtors and termination of all ICG Interests and other rights of equity security holders in ICG, pursuant to sections 524 and 1141 of the Bankruptcy Code, and such discharge shall void any judgment obtained against a Debtor at any time, to the extent that such judgment relates to a discharged Claim or terminated Interest.

3. **Injunctions.**

(a) Except as provided in the Modified Plan or the Confirmation Order, as of the Effective Date, all entities that have held, currently hold or may hold a Claim or other debt or liability that is discharged or an Interest or other right of an equity security holder that is terminated pursuant to the terms of the Modified Plan are permanently enjoined from taking any of the following actions against the Debtors, Reorganized Debtors or their property on account of any such discharged Claims, debts or liabilities or terminated Interests or rights: (i) commencing or continuing in any manner or in any place any action or other proceeding; (ii) enforcing, attaching, collecting or recovering in any manner any judgment, award, decree or order; (iii) creating, perfecting or enforcing any lien or encumbrance; (iv) asserting a setoff, right of subrogation or recoupment of any kind against any debt, liability or obligation due to the Debtors and (v) commencing or continuing any action, in any manner, in any place that does not comply with or is inconsistent with the provisions of the Modified Plan.

(b) As of the Effective Date, all entities that have held, currently hold or may hold a Claim, demand, debt, right, cause of action or liability that is released pursuant to the Modified Plan are permanently enjoined from taking any of the following actions against any released entity or its property on account of such released Claims, obligations, suits, judgments, damages, demands, debts, rights, causes of action or liabilities: (i) commencing or continuing in any manner any action or other proceeding; (ii) enforcing, attaching, collecting or recovering in any manner any judgment, award, decree or order; (iii) creating, perfecting or enforcing any lien or encumbrance; (iv) asserting a setoff, right of subrogation or recoupment of any kind against any debt, liability or obligation due to any released entity and (v) commencing or continuing any action, in any manner, in any place that does not comply with or is inconsistent with the provisions of the Modified Plan.

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(c) By accepting distribution pursuant to the Modified Plan, each holder of an Allowed Claim or Allowed Interest receiving distributions pursuant to the Modified Plan shall be deemed to have specifically consented to the injunctions set forth above.

4. **Releases and Satisfaction of Subordination Rights.** All Claims of the holders of the Secured Lender Claims and the Old Note Claims against the Debtors and all rights and claims between or among such holders relating in any manner whatsoever to any claimed subordination rights or rights to assert Claims that are owned by any of the Debtors or their Estates against any other Debtor or third party, shall be deemed satisfied by the distributions under, described in, contemplated by, and/or implemented in Section 3.3 of the Modified Plan. Distributions under, described in, contemplated by, and/or implemented by the Modified Plan to the various Classes of Claims under the Modified Plan shall not be subject to levy, garnishment, attachment or like legal process by any Claim holder, including but not limited to, holders of Secured Lender Claims and Old Note Claims by reason of any claimed subordination rights or otherwise, so that each Claim holder shall have and receive the benefit of the distributions in the manner set forth in the Modified Plan.

5. **Bar Dates.**

(a) Except as otherwise provided below and in Sections 3.1 and 12.1 of the Modified Plan, unless previously Filed, requests for payment of Administrative Claims must be Filed with the Bankruptcy Court and served on counsel to the Debtors and counsel for the Creditors' Committee so that they are *actually received* no later than forty-five (45) days after the Effective Date. Holders of Administrative Claims that are required to File and serve a request for payment of such Administrative Claims and that do not File and serve a request by the applicable bar date shall be forever barred from asserting such Administrative Claims against the Debtors, the Reorganized Debtors or their respective property, and such Administrative Claims shall be deemed discharged as of the Effective Date. Objections by the Debtors to such requests must be Filed not later than forty-five (45) days after the Filing of the applicable request for payment of Administrative Claims.

(b) No later than forty-five (45) days after the Effective Date, Professionals or other entities asserting a Professional Fee Claim for services rendered before the Effective Date, other than any Professional who may receive compensation or reimbursement of expenses pursuant to the Ordinary Course Professionals' Order, must File with the Bankruptcy Court and serve the Reorganized Debtors and their counsel an application for final allowance of such Professional Fees. Objections to any Professional Fee Claim must be filed with the Bankruptcy Court and served on the Reorganized Debtors and their counsel and the requesting Professional so that they are *actually received* not later than thirty (30) days after the Filing of the applicable application for compensation or reimbursement was served.

(c) Holders of Administrative Claims based on liabilities incurred by a Debtor in the ordinary course of its business are not required to File or serve any request for payment of such Administrative Claims. Such Administrative Claims shall be satisfied pursuant to Section 3.1 of the Modified Plan.

6. **Bankruptcy Court Address.** For purposes of Filing requests for payment of Administrative Claims and applications for allowance of Fee Claims, the address of the Bankruptcy Court is 824 Market Street, Marine Midland Plaza, 5th Floor, Wilmington, Delaware 19801.

7. **Effective Date.** A separate notice of the occurrence of the Effective Date has been posted on the Debtors' website at www.icgcomm.com and the Bankruptcy Court's website at www.deb.uscourts.gov.

8. **Copies of Confirmation Order.** Copies of the Confirmation Order are publicly available, free of charge, online in electronic format at www.icgcomm.com and www.deb.uscourts.gov. Copies of the Confirmation Order may also be obtained, at the requesting parties expense, by contacting IKON Office Solutions at (302) 777-4500.

Dated: Wilmington, Delaware
October 10, 2002

/s/ Timothy R. Pohl
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