

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

In re CD LIQUIDATION CO., LLC f/k/a CYNERGY DATA, LLC, et al., ¹ Debtors.) Chapter 11)) Case No. 09-13038 (KG))) Hearing Date: November 12, 2010 at 11:00 a.m.) Objection Deadline: November 4, 2010 at 4:00 p.m.) Related to Docket Nos. 823, 871, 963)
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**NOTICE OF FOURTH INTERIM FEE APPLICATION OF JAGER SMITH P.C. FOR
COMPENSATION FOR SERVICES RENDERED AND REIMBURSEMENT OF
EXPENSES AS COUNSEL TO THE UNSECURED CREDITORS FOR THE PERIOD
OF JUNE 1, 2010 THROUGH AUGUST 31, 2010**

To: Fee Application Notice Parties

PLEASE TAKE NOTICE that Jager Smith P.C. ("Jager Smith"), counsel to the Official Committee of Unsecured Creditors (the "Committee") of CD Liquidation Co., LLC f/k/a Cynergy Data, LLC, Cynergy Data Holdings, Inc. and CD Liquidation Co. Plus, LLC f/k/a Cynergy Prosperity Plus, LLC (collectively, the "Debtors"), hereby applies for interim quarterly allowance of compensation and reimbursement of expenses (the "Fourth Interim Fee Application") for all monthly applications filed during the previous quarterly period covering the period of June 1, 2010 through and including August 31, 2010. A summary of fees and expenses subject to this Fourth Interim Fee Application is attached hereto.

PLEASE TAKE FURTHER NOTICE that responses or objections to the Fourth Interim Fee Application, if any, are required to be in writing and filed on or before **November 4, 2010 at 4:00 p.m.** (the "Objection Deadline") with the United States Bankruptcy Court for the District of Delaware, 824 North Market Street, 3d Floor, Wilmington, Delaware 19801. At the

¹ By its order dated November 18, 2009, the Bankruptcy Court ordered that the caption in these jointly administered cases be changed to reflect changes to the corporate names of Cynergy Data, LLC and Cynergy Prosperity Plus, LLC agreed to as part of the sale of substantially all of their assets during these chapter 11 cases.

same time, you must also serve a copy of the response or objection upon the following so as to be received on or before the Objection Deadline: (i) Cynergy Data, LLC, 30-30 47th Avenue, 9th Floor, Long Island City, New York 11101; (ii) Nixon Peabody LLP, 437 Madison Avenue, New York, New York 10056 (Attention: Dennis J. Drebsky, Esq); (iii) Pepper Hamilton LLP, Hercules Plaza, Suite 5100, 1313 N. Market Street, P.O. Box 1709, Wilmington, Delaware 19899-1709 (Attention: David B. Stratton, Esq., Evelyn J. Meltzer, Esq. And John H. Schanne, II, Esq.); (iv) Jager Smith P.C., One Financial Center, Boston, Massachusetts 02111-2621 (Attention: Brendan C. Recuperero, Esq.); (v) Ashby & Geddes, 500 Delaware Avenue, 8th Floor, P.O. Box 1150, Wilmington, Delaware 19899 (Attention: Gregory Alan Taylor, Esq. and Karen B. Skomorucha, Esq.); and (vi) the Office of the United States Trustee, 844 King Street, Room 2313, Wilmington, Delaware 19801 (Attention: Thomas P. Tinker, Esq.).

PLEASE TAKE FURTHER NOTICE that a hearing on the Fourth Interim Fee Application is scheduled for **November 12, 2010 at 11:00 a.m.** before the Honorable Kevin Gross, United States Bankruptcy Court for the District of Delaware, 824 Market Street, Wilmington, Delaware 19801.

Dated: October 15, 2010

ASHBY & GEDDES, P.A.



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- and -

JAGER SMITH P.C.
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*Counsel to the Official
Committee of Unsecured Creditors*

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

_____)	Chapter 11
In re)	
)	Case No. 09-13038 (KG)
CD LIQUIDATION CO., LLC f/k/a)	
CYNERGY DATA, LLC, et al., ²)	Hearing Date: November 12, 2010 at 11:00 a.m.
)	Objection Deadline: November 4, 2010 at 4:00 p.m.
Debtors.)	Related to Docket Nos. 823, 871, 963
_____)	

**FOURTH INTERIM FEE APPLICATION OF JAGER SMITH P.C. FOR
COMPENSATION FOR SERVICES RENDERED AND REIMBURSEMENT
OF EXPENSES AS COUNSEL TO THE UNSECURED CREDITORS FOR THE
PERIOD OF JUNE 1, 2010 THROUGH AUGUST 31, 2010**

Name of applicant: Jager Smith P.C.

Authorized to provide professional services to: Official Committee of Unsecured Creditors

Date of retention: effective as of September 10, 2009

Period for which compensation and reimbursement are sought: June 1, 2010 through August 31, 2010

Amount of compensation sought as actual, reasonable, and necessary: \$171,875.00

Amount of expense reimbursement sought as actual, reasonable and necessary: \$10,923.93

This is a(n): _____ monthly interim _____ final application

The compensation sought in this Fourth Interim Fee Application in connection with preparing this application is \$0.00. Jager Smith's time and requested compensation in preparing this Fourth Interim Fee Application will appear on a subsequent application.

² By its order dated November 18, 2009, the Bankruptcy Court ordered that the caption in these jointly administered cases be changed to reflect changes to the corporate names of Cynergy Data, LLC and Cynergy Prosperity Plus, LLC agreed to as part of the sale of substantially all of their assets during these chapter 11 cases.

Summary of Prior Monthly Fee Application Filed During the Fourth Interim Period:

Monthly Fee Period; Date Filed; and Docket No.	Total Fees Requested	Total Expenses Requested	CNO Filing Date and Docket No.	Amount of Fees Paid or to be Paid Pursuant to CNO (80%)	Amount of Expenses Paid or to be Paid (100%)	Amount of Holdback Fees Sought (20%)
6/1/10 to 6/30/10; Filed 7/13/10; Dkt No. 823	\$72,870.00	\$7,678.00	Filed 8/9/10; Dkt No. 860	\$58,296.00	\$7,678.00	\$14,574.00
7/1/10 to 7/31/10; Filed 8/16/10; Dkt No. 871	\$51,182.50	\$318.26	Filed 9/10/10; Dkt No. 923	\$40,946.00	\$318.26	\$10,236.50
8/1/10 to 8/31/10; Filed 9/23/10; Dkt. No. 963	\$47,822.50	\$2,927.23	Filed 10/15/10 Dkt. No. 1018	\$38,258.00	\$2,927.23	\$9,564.50
Totals:	\$171,875.00	\$10,923.93		\$137,500.00	\$10,923.93	\$34,375.00

Summary of Any Objections to Monthly Fee Applications:

Date and Docket No. of Fee Application	Date and Docket No. of Objection	Total Fees Subject to Objection	Total Expenses Subject to Objection
None	N/A	\$0.00	\$0.00

Dated: October 15, 2010

JAGER SMITH P.C.

/s/ Brendan C. Recupero
 Bruce F. Smith (admitted *pro hac vice*)
 Michael J. Fencer (admitted *pro hac vice*)
 Brendan C. Recupero (admitted *pro hac vice*)
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CERTIFICATION

I, Michael J. Fencer, hereby certify as follows:

1. I am a partner in the law firm of Jager Smith P.C.
2. I have reviewed the within *Fourth Interim Application of Jager Smith P.C. for Compensation for Services Rendered and Reimbursement of Expenses as Counsel to the Official Committee of Unsecured Creditors for the Period from June 1, 2010 through August 31, 2010* (the “Fourth Interim Fee Application”).
3. I certify, pursuant to Rule 2016-2(f) of the Local Rules for the United States Bankruptcy Court for the District of Delaware (the “Local Rules”), that I have reviewed the requirements of Local Rule 2016-2, and that to the best of my knowledge, information and belief, the Application complies therewith.

/s/ Michael J. Fencer

Michael J. Fencer

CERTIFICATE OF SERVICE

I, Karen B. Skomorucha, hereby certify that, on October 15, 2010, I caused one copy of the foregoing to be served upon the parties listed below in the manner indicated.

HAND DELIVERY

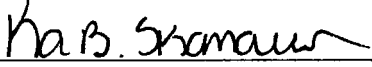
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John H. Schanne, II, Esq.
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Karen B. Skomorucha (#4759)