

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

**Minute Entry**

**Hearing Information:**

**Debtor:** Cynergy Data, LLC  
**Case Number:** 09-13038-KG **Chapter:** 11  
**Date / Time / Room:** TUESDAY, SEPTEMBER 15, 2009 02:00 PM CRT#3, 6TH FL.  
**Bankruptcy Judge:** KEVIN GROSS  
**Courtroom Clerk:** SHERRY SCARUZZI  
**Reporter / ECR:** JENNIFER PASIERB

**Matter:**

Final hearing on cash collateral, utilities,  
**R / M #:** 97 / 0

**Appearances:**

SEE ATTACHED COURT SIGN-IN-SHEET

**Proceedings:**

HEARING HELD. AGENDA ITEMS:

- #1 - ORDER TO BE SUBMITTED UNDER Certification of Counsel
- #2 - ORDER SIGNED
- #3 - ORDER SIGNED
- #4 - ORDER SIGNED
- #5 - ORDER SIGNED
- #6 - ORDER SIGNED
- #7 - Order to be submitted under Certification of Counsel
- #8 - ORDER SIGNED
- #9 - ORDER TO BE SUBMITTED UNDER Certification of Counsel
- #10 - Continued to 10/1/09 @ 3:00 pm, ORDER SIGNED
- #11 - Granted - Date set - 10/7/09 @ 2 pm for Sale hearing - ORDER SIGNED

## SIGN-IN-SHEET

CASE NAME: Cynergy Data  
CASE NO.: 09-13038 - KG

COURTROOM LOCATION: 3  
DATE: 9/15/09

PLEASE PRINT YOUR NAME OR YOUR APPEARANCE MAY NOT BE CORRECTLY NOTED

NAME	LAW FIRM OR COMPANY	CLIENT REPRESENTING
Dennis Diebsky	NIXON, Peabody	Debtors
MARK BERMAN	" "	" "
Evelyn Meltzer	Pepper, Hamilton	" "
Kristie Surdock	Paul Hestings	Wells Fargo Football
Mary Caloway	Buchanan Ingersoll & Rooney	Commercia Bank, as Agent
Mark Bakst	Bodman, LLP	" "
David Primack	Decker Bell & LeBlond	Moneys/Harris
Allison Bauer	Torjs LLP	" "
Joseph A. Husman, Jr.	<del>Herbert &amp; Stromsted</del>	Merchant's Cash & Carry, LLC
David Carickhoff	Blank Rome LLP	Stifel Nicolaus & Peter J. Solomon
Susan Belasnik	Akerman Senterfit	Stalking Horse Purchaser
Fred Rosner	Morison Rosner	" "
LENA MRODEK	Kilbuck Tweed	Tom B. Agard, Subject Agent
Bruce Smith	Jager Smith	Committee
Michael Fancer	" "	" "
Greg Taylor	Ashby & Gaddis	" "
Mark Kearney	US Trust	UST

SIGN - IN - SHEET

CASE NAME: Cynergy DATA

COURTROOM NO.: 3

CASE NO.: 09-13038

DATE: 9/15/09

PLEASE PRINT OR YOUR APPEARANCE CANNOT BE CORRECTLY NOTED!

NAME	LAW FIRM OR COMPANY	CLIENT REPRESENTING
Brian Farnan	Phillips Gelman Spear	U.S. Online America Group, LLC
Bruce Brishgal	Rachulski Stang	Term B Lenders
Ken Aldous	Prokauer Rose	" " "
Hank Glavina	Cavello Roth & Cobb	Term B Lenders

# Court Conference

# U.S. Bankruptcy Court-Delaware

Calendar Date: **09/15/2009**  
 Calendar Time: **02:00 PM**

## Confirmed Telephonic Appearance Schedule Honorable Kevin Gross

### Courtroom

Amended Calendar 09/15/2009 07:16 AM

Page #	Item #	Case Name	Case #	Proceeding	App ID	Telephonic Appearance By	Telephone	Firm Name	Representing
		Cynergy Data, LLC	09-13038	Hearing	2067201	Peter Burke	212-683-6300	Paul, Hastings, Janofsky & Walker Foothill / LIVE	Creditor, Wells Fargo Foothill / LIVE
		Cynergy Data, LLC	09-13038	Hearing	3064868	Joseph C. Corneau	212-912-8000	Klestadt & Winters, LLP	Creditor, LIC Crown Leasehold Owner LLC / LIVE
		Cynergy Data, LLC	09-13038	Hearing	3064689	Charles Hamilton	407-420-6000	French & Hamilton	Creditor, CPS Texas / LIVE
		Cynergy Data, LLC	09-13038	Hearing	3066418	Timothy Hurley	617-432-2650	Deloitte Financial Advisory	Creditor, The Official Committee of Unsecured Creditors / LIVE
		Cynergy Data, LLC	09-13038	Hearing	3064178	Andrew Kamensky	206-556-2690	Huntton & Williams	Creditor, Process America / LIVE
		Cynergy Data, LLC	09-13038	Hearing	3067108	John Leonard	407-420-6000	Wells Fargo Foothill	Creditor, Wells Fargo Foothill / LIVE
		Cynergy Data, LLC	09-13038	Hearing	3064628	Lena Mandel	212-530-5070	Milbank, Tweed, Hadley & McCloy,	Creditor, The Term B Parties / LIVE
		Cynergy Data, LLC	09-13038	Hearing	3067684	Daniel J. Price	202-420-4410	Dan J. Price - In Pro Per	Creditor, Committee of Unsecured Creditors / LISTEN ONLY
		Cynergy Data, LLC	09-13038	Hearing	3067673	Kristine Shryock	212-318-6961	Paul, Hastings, Janofsky & Walker Fargo Foothill / LIVE	Interested Party, Wells Fargo Foothill / LIVE
		Cynergy Data, LLC	09-13038	Hearing	3062128	Sheryl L. Toby	248-203-0788	Dykema Gossett PLLC	Creditor, North American Bancard / LISTEN ONLY