

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

In re:

CD LIQUIDATION CO. PLUS, LLC, f/k/a  
CYNERGY DATA, LLC, *et al.*,<sup>1</sup>

Debtors.

Chapter 11

Case No. 09-13038 (KG)

(Jointly Administered)

**NOTICE OF AMENDED AGENDA OF MATTERS SCHEDULED  
FOR HEARING ON DECEMBER 21, 2010 AT 3:30 P.M. EASTERN TIME**

**ADJOURNED MATTERS**

1. Third Omnibus (Non-Substantive) Objection of the Debtors to Claims Pursuant to 11 U.S.C. § 502(b), Fed. R. Bankr. P. 3003 and 3007 and Local Rule 3007-1 (Docket No. 987; filed October 8, 2010)

Objection Deadline: November 5, 2010 at 4:00 p.m.

Objections Received: Marcelo Paladini's Response to the Debtors' Third Omnibus Objection to Claim and Fifth Omnibus Objection to Claims Pursuant to 11 U.S.C. 502(b), Fed. R. Bankr. P. 3003 and 3007 and Local Rule 3007-1 (Docket No. 1163; filed December 3, 2010)

Informal Response: Dymas Funding Company, LLC

Related Documents:

- a. Signed Order Sustaining Third Omnibus (Non-Substantive) Objection of The Debtors To Claims (Docket No. 1138; entered November 12, 2010)
- b. Debtors' Reply to Marcello Paladini's Response to Debtors' Third Omnibus Objection to Claims Pursuant to 11 U.S.C. § 502(b), Fed. R. Bankr. P. 3003 and 3007 and Local Rule 3007-1 (Docket No. 1183; filed December 16, 2010)

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<sup>1</sup> The Debtors are the following entities (with the last four digits of their federal tax identification numbers in parentheses): Cynergy Data, LLC (8677); Cynergy Data Holdings, Inc. (8208); Cynergy Prosperity Plus, LLC (4265). The mailing address for the Debtors is 30-30 47th Avenue, 9th Floor, Long Island City, New York 11101.

**Status: This matter is adjourned to the next omnibus hearing date solely as it relates to Marcelo Paladini's response. An order has previously been entered with regards to the remaining claims.**

**CONTESTED MATTERS**

2. Fourth Omnibus (Substantive) Objection of the Debtors to Claims Pursuant to 11 U.S.C. § 502(b), Fed. R. Bankr. P. 3003 and 3007 and Local Rule 3007-1 (Docket No. 988; filed October 8, 2010)

Objection Deadline: November 5, 2010 at 4:00 p.m. (extended to November 9, 2010 for (i) WorldVentures Marketing, LLC, (ii) Total Mobile Control LLC, (iii) Natural Body Scapes LLC, and (iv) Eden Cosmetics LLC)

Informal Responses Received:

- a. Informal response by total Mobile Control LLC.
- b. Informal response by Natural Body Scapes LLC.
- c. Informal response by Eden Cosmetics LLC.

Formal Objections Received: Response of Worldventures Marketing, Inc. to Debtor's Fourth Omnibus (Substantive) Objection to Claims (Docket No. 1109; filed November 9, 2010)

Related Document:

- a. Notice of Submission of Copies of Proofs of Claim for Fourth and five Omnibus (Substantive) Objection of the Debtors to Claims Pursuant to 11 U.S.C. § 502(B), Fed. R. Bankr. P. 3003 and 3007 and Local Rule 3007-1 (Docket No. 1055; filed October 28, 2010)
- b. Signed Order Sustaining Fourth Omnibus (Substantive) Objection of the Debtors to Claims (Docket No. 1143; entered November 15, 2010)

Status: This matter is going forward solely as it relates to Worldventures Marketing, Inc. claim. An order has previously been entered with regards to the remaining claims.

3. Fifth Omnibus (Substantive) Objection of the Debtors to Claims Pursuant to 11 U.S.C. § 502(b), Fed. R. Bankr. P. 3003 and 3007 and Local Rule 3007-1 (Docket No. 990; filed October 8, 2010)

Objection Deadline: November 5, 2010 at 4:00 p.m.

Informal Objections Received:

- a. Andrea Brock's Response to Debtors' Objection to Claims Pursuant to 11 U.S.C. §502(B), Fed.R.Bankr. P3003 and 3007 and Local Rule 3007-1 (Docket No. TBD; filed TBD)
- b. Tatyana Benyaminova's Response to Debtors' Objection to Claims Pursuant to 11 U.S.C. §502(B), Fed.R.Bankr. P3003 and 3007 and Local Rule 3007-1 (Docket No. TBD; filed TBD)
- c. Informal response by Ronald G. Carter.
- d. Informal response by Stephen Aschettino.

Formal Objections Received:

- a. Ivonne Canals' Response to Debtors' Objection to Claims Pursuant to 11 U.S.C. §502(B), Fed.R.Bankr. P3003 and 3007 and Local Rule 3007-1 (Docket No. 1057; filed November 1, 2010)
- b. Anuradha Lall's Objection to Fifth Omnibus (Substantive) Objection of the Debtors to Claims Pursuant to 11 U.S.C. § 502(b), Fed. R. Bankr. P. 3003 and 3007 and Local Rule 3007-1 (Docket No. 1058; filed November 1, 2010)
- c. Michael D'Alauro's Response to Debtors' Objection to Claims Pursuant to 11 U.S.C. §502(B), Fed.R.Bankr. P3003 and 3007 and Local Rule 3007-1 (Docket No. 1059; filed November 2, 2010)
- d. Christopher Daniels' Response to Debtors' Objection to Claims Pursuant to 11 U.S.C. §502(B), Fed.R.Bankr. P3003 and 3007 and Local Rule 3007-1 (Docket No. 1060; filed November 2, 2010)
- e. Lynn Sanders' Response to Debtors' Objection to Claims Pursuant to 11 U.S.C. §502(B), Fed.R.Bankr. P3003 and 3007 and Local Rule 3007-1 (Docket No. 1061; filed November 2, 2010)
- f. Rangi Shivtahal's Response to Debtors' Objection to Claims Pursuant to 11 U.S.C. §502(B), Fed.R.Bankr. P3003 and 3007 and Local Rule 3007-1 (Docket No. 1063; filed November 2, 2010)

- g. Elizabeth Cabrera's Response to Debtors' Objection to Claims Pursuant to 11 U.S.C. §502(B), Fed.R.Bankr. P3003 and 3007 and Local Rule 3007-1 (Docket No. 1064; filed November 2, 2010)
- h. Julio C. Arriaga's Response to Claims Pursuant to 11 U.S.C. §502(B), Fed.R.Bankr. P3003 and 3007 and Local Rule 3007-1 (Docket No. 1065; filed November 2, 2010)
- i. Javier Bension's Response to Claims Pursuant to 11 U.S.C. §502(B), Fed.R.Bankr. P3003 and 3007 and Local Rule 3007-1 (Docket No. 1066; filed November 2, 2010)
- j. Linette Sanchez's Response to Claims Pursuant to 11 U.S.C. §502(B), Fed.R.Bankr. P3003 and 3007 and Local Rule 3007-1 (Docket No. 1067; filed November 2, 2010)
- k. Amy Lopez's Response to Claims Pursuant to 11 U.S.C. §502(B), Fed.R.Bankr. P3003 and 3007 and Local Rule 3007-1 (Docket No. 1068; filed November 2, 2010)
- l. Sandeep Singh's Response to Claims Pursuant to 11 U.S.C. §502(B), Fed.R.Bankr. P3003 and 3007 and Local Rule 3007-1 (Docket No. 1069; filed November 2, 2010)
- m. Michael Valerio's Response to Claims Pursuant to 11 U.S.C. §502(B), Fed.R.Bankr. P3003 and 3007 and Local Rule 3007-1 (Docket No. 1070; filed November 2, 2010)
- n. Shawn Brown's Response to Claims Pursuant to 11 U.S.C. §502(B), Fed.R.Bankr. P3003 and 3007 and Local Rule 3007-1 (Docket No. 1071; filed November 2, 2010)
- o. Melanie A. Ramos' Response to Claims Pursuant to 11 U.S.C. §502(B), Fed.R.Bankr. P3003 and 3007 and Local Rule 3007-1 (Docket No. 1072; filed November 2, 2010)
- p. Gerardo Acoster's Response to Claims Pursuant to 11 U.S.C. §502(B), Fed.R.Bankr. P3003 and 3007 and Local Rule 3007-1 (Docket No. 1073; filed November 2, 2010)
- q. Derek Daniels' Response to Claims Pursuant to 11 U.S.C. §502(B), Fed.R.Bankr. P3003 and 3007 and Local Rule 3007-1 (Docket No. 1074; filed November 2, 2010)
- r. Leonel Castellanos' Response to Claims Pursuant to 11 U.S.C. §502(B), Fed.R.Bankr. P3003 and 3007 and Local Rule 3007-1 (Docket No. 1075; filed November 2, 2010)

- s. Claudine K. Epps' Response to Claims Pursuant to 11 U.S.C. §502(B), Fed.R.Bankr. P3003 and 3007 and Local Rule 3007-1 (Docket No. 1076; filed November 2, 2010)
- t. Giovanni DiFebo's Response to Claims Pursuant to 11 U.S.C. §502(B), Fed.R.Bankr. P3003 and 3007 and Local Rule 3007-1 (Docket No. 1077; filed November 2, 2010)
- u. William DiFebo's Response to Claims Pursuant to 11 U.S.C. §502(B), Fed.R.Bankr. P3003 and 3007 and Local Rule 3007-1 (Docket No. 1078; filed November 2, 2010)
- v. Imran Siddique's Response to Claims Pursuant to 11 U.S.C. §502(B), Fed.R.Bankr. P3003 and 3007 and Local Rule 3007-1 (Docket No. 1079; filed November 2, 2010)
- w. Mohammad Ahsan's Response to Claims Pursuant to 11 U.S.C. §502(B), Fed.R.Bankr. P3003 and 3007 and Local Rule 3007-1 (Docket No. 1080; filed November 2, 2010)
- x. Anuradha Lall's Response to Claims Pursuant to 11 U.S.C. §502(B), Fed.R.Bankr. P3003 and 3007 and Local Rule 3007-1 (Docket No. 1081; filed November 2, 2010)
- y. Horacio Filet's Response to Claims Pursuant to 11 U.S.C. §502(B), Fed.R.Bankr. P3003 and 3007 and Local Rule 3007-1 (Docket No. 1082; filed November 2, 2010)
- z. Maritza Veintimilla's Response to Claims Pursuant to 11 U.S.C. §502(B), Fed.R.Bankr. P3003 and 3007 and Local Rule 3007-1 (Docket No. 1083; filed November 2, 2010)
- aa. Oscar R. Lopez's Response to Claims Pursuant to 11 U.S.C. §502(B), Fed.R.Bankr. P3003 and 3007 and Local Rule 3007-1 (Docket No. 1084; filed November 2, 2010)
- bb. Andres Ordenez's Response to Claims Pursuant to 11 U.S.C. §502(B), Fed.R.Bankr. P3003 and 3007 and Local Rule 3007-1 (Docket No. 1091; filed November 4, 2010)
- cc. Kayon Moodie's Response to Debtors' Objection to Claims Pursuant to 11 U.S.C. §502(B), Fed.R.Bankr. P3003 and 3007 and Local Rule 3007-1 (Docket No. 1100; filed November 9, 2010)
- dd. Nazeema Khan's Response to Debtors' Objection to Claims Pursuant to 11 U.S.C. §502(B), Fed.R.Bankr. P3003 and 3007 and Local Rule 3007-1 re: *Claim No. 333* (Docket No. 1101; filed November 9, 2010)

- ee. Nazeema Khan's Response to Debtors' Objection to Claims Pursuant to 11 U.S.C. §502(B), Fed.R.Bankr. P3003 and 3007 and Local Rule 3007-1 re: *Claim No. 332* (Docket No. 1102; filed November 9, 2010)
- ff. Erika Philip's Response to Debtors' Objection to Claims Pursuant to 11 U.S.C. §502(B), Fed.R.Bankr. P3003 and 3007 and Local Rule 3007-1 re: *Claim No. 189* (Docket No. 1103; filed November 9, 2010)
- gg. Erika Philip's Response to Debtors' Objection to Claims Pursuant to 11 U.S.C. §502(B), Fed.R.Bankr. P3003 and 3007 and Local Rule 3007-1 re: *Claim No. 201* (Docket No. 1104; filed November 9, 2010)
- hh. Dura Rura-Acosta's Response to Debtors' Objection to Claims Pursuant to 11 U.S.C. §502(B), Fed.R.Bankr. P3003 and 3007 and Local Rule 3007-1 re: *Claim No. 382* (Docket No. 1105; filed November 9, 2010)
- ii. Dura Rua-Acosta's Response to Debtors' Objection to Claims Pursuant to 11 U.S.C. §502(B), Fed.R.Bankr. P3003 and 3007 and Local Rule 3007-1 re: *Claim No. 379* (Docket No. 1106; filed November 9, 2010)
- jj. Mirian Machuca's Response to Debtors' Objection to Claims Pursuant to 11 U.S.C. §502(B), Fed.R.Bankr. P3003 and 3007 and Local Rule 3007-1 re: *Claim No. 188* (Docket No. 1107; filed November 9, 2010)
- kk. Mirian Machuca's Response to Debtors' Objection to Claims Pursuant to 11 U.S.C. §502(B), Fed.R.Bankr. P3003 and 3007 and Local Rule 3007-1 re: *Claim No. 202* (Docket No. 1108; filed November 9, 2010)
- ll. Marcelo Paladini's Response to the Debtors' Fifth Omnibus Objection to Claims Pursuant to 11 U.S.C. 502(b), Fed. R. Bankr. P. 3003 and 3007 and Local Rule 3007-1 (Docket No. 1163; filed December 3, 2010)

Related Documents:

- a. Notice of Submission of Copies of Proofs of Claim for Fourth and five Omnibus (Substantive) Objection of the Debtors to Claims Pursuant to 11 U.S.C. § 502(B), Fed. R. Bankr. P. 3003 and 3007 and Local Rule 3007-1 (Docket No. 1055; filed October 28, 2010)
- b. Signed Order Sustaining Fifth Omnibus (Substantive) Objection of the Debtors to Claims Pursuant to 11 U.S.C. § 502(b), Fed. R. Bankr. P. 3003 and 3007 and Local Rule 3007-1 (Docket No. 1139; entered November 12, 2010)
- c. Debtors' Reply with Respect to Certain Vacation Day Claims and 401(k) Plan Administrative Fee Claims in Support of the Fifth Omnibus Objection to Claims Pursuant to 11 U.S.C. § 502(b), Fed. R. Bankr. P.

3003 and 3007 and Local Rule 3007-1 (Docket No. 1181; filed December 16, 2010)

- d. Debtors' Reply to Marcelo Paladini's Response to Debtors' Fifth Omnibus Objection to Claims Pursuant to 11 U.S.C. § 502(b), Fed. R. Bankr. P. 3003 and 3007 and Local Rule 3007-1 (Docket No. 1183; filed December 16, 2010)

Status: **This matter is going forward with respect to all formal responses received to the omnibus objection except the formal response of Marcelo Paladini (Formal Response LL), which matter is adjourned to the next omnibus hearing date. The informal response of Stephen Aschettino (Informal Response D) is adjourned to the next omnibus hearing date. An order has been entered with regards to the informal responses A through C and the remaining claims.**

#### **CONFIRMATION MATTER**

4. Joint Plan of Liquidation of CD Liquidation Co., LLC, CD Liquidation Co. Plus, LLC, and Cynergy Data Holdings, Inc. (Docket No. 1135; filed November 12, 2010)

Objection Deadline: December 12, 2010 at 4:00 p.m.

Objections Received:

- a. Objection of John Martillo to Confirmation of Joint Plan of Liquidation of CD Liquidation Co., LLC, CD Liquidation Co. Plus, LLC, and Cynergy Data Holdings, Inc. (Docket No. 1176; filed December 14, 2010)
- b. Limited Objection of Marcelo Paladini to Confirmation of the Joint Plan of Liquidation of CD Liquidation Co., LLC, CD Liquidation Co. Plus, LLC, and Cynergy Data Holdings, Inc. (Docket No. 1178; filed December 14, 2010)
- c. **Reply in Support of Limited Objection of Marcelo Paladini to Confirmation of the Joint Plan of Liquidation of CD Liquidation Co., LLC, CD Liquidation Co. Plus, LLC, and Cynergy Data Holdings, Inc. (Docket No. 1193; filed December 20, 2010)**
- d. **Limited Objection by Moneris Solutions, Inc. to the Proposed Joint Plan of Liquidation of CD Liquidation Co., LLC, CD Liquidation Co. Plus, LLC, and Cynergy Data Holdings, Inc. (Docket No.; 1194; filed December 20, 2010)**

Related Documents:

- a. Joint Plan of Liquidation of CD Liquidation Co., LLC, CD Liquidation Co. Plus, LLC, and Cynergy Data Holdings, Inc. (Docket No. 968; filed September 27, 2010)
- b. Disclosure Statement with Respect to Joint Plan of Liquidation of CD Liquidation Co., LLC Cynergy Data Holdings, Inc. and CD Liquidation Co. Plus, LLC (Docket No. 969; filed September 27, 2010)
- c. Supplemental Affidavit of Service Regarding Motion for Order (A) Approving Disclosure Statement; (B) Fixing Voting Record Date; (C) Approving Solicitation and Voting Procedures with Respect to Debtors' Joint Chapter 11 Plan of Liquidation; (D) Approving Form of Solicitation Package and Notices; and (E) Scheduling Certain Dates in Connection Therewith (Docket No. 1089; filed 11/2/10)
- d. Joint Plan of Liquidation of CD Liquidation Co., LLC, CD Liquidation Co. Plus, LLC, and Cynergy Data Holdings, Inc. (Docket No. 1117; filed November 10, 2010)
- e. Disclosure Statement with Respect to Joint Plan of Liquidation of CD Liquidation Co., LLC Cynergy Data Holdings, Inc. and CD Liquidation Co. Plus, LLC (Docket No. 1118; filed November 10, 2010)
- f. Blackline to Joint Plan of Liquidation of CD Liquidation Co., LLC, CD Liquidation Co. Plus, LLC, and Cynergy Data Holdings, Inc. (Docket No. 1119; filed November 10, 2010)
- g. Blackline to Disclosure Statement with Respect to Joint Plan of Liquidation of CD Liquidation Co., LLC Cynergy Data Holdings, Inc. and CD Liquidation Co. Plus, LLC (Docket No. 1125; filed November 11, 2010)
- h. Joint Plan of Liquidation of CD Liquidation Co., LLC, CD Liquidation Co. Plus, LLC, and Cynergy Data Holdings, Inc. (Docket No. 1127; filed November 11, 2010)
- i. Disclosure Statement with Respect to Joint Plan of Liquidation of CD Liquidation Co., LLC, Cynergy Data Holdings, Inc., and CD Liquidation Co. Plus, LLC (Docket No. 1128; filed November 11, 2010)
- j. Notice of Modifications to Plan and Disclosure Statement (Docket No. 1129; filed November 11, 2010)
- k. Signed Order (a) Fixing Approving Disclosure Statement; (B) Fixing the Voting Record Date; (C) Approving Solicitation and Voting Procedures with Respect to Debtors' Chapter 11 Plan; (D) Approving Form of

Solicitation Package and Notices; and (E) Scheduling Certain Dates in Connection therewith (Docket No. 1141; filed November 12, 2010)

- l. Affidavit of Service Regarding Joint Plan of Liquidation of CD Liquidation Co., LLC, CD Liquidation Co. Plus, LLC, and Cynergy Data Holdings, Inc. and Disclosure Statement with Respect to Joint Plan of Liquidation of CD Liquidation Co., LLC, CD Liquidation Co. Plus, LLC, and Cynergy Data Holdings, Inc. (Docket No. 1157; filed November 23, 2010)
- m. Affidavit of Publication of Erika Fowler in the Wall Street Journal (Docket No. 1158; filed November 23, 2010)
- n. Plan Supplement to Joint Plan of Liquidation of CD Liquidation Co., LLC, CD Liquidation Co. Plus, LLC and Cynergy Data Holdings, Inc. (Docket No. 1165; December 6, 2010)
- o. Supplemental Affidavit of Service Regarding Joint Plan of Liquidation of CD Liquidation Co., LLC, CD Liquidation Co. Plus, LLC, and Cynergy Data Holdings, Inc. and Disclosure Statement with Respect to Joint Plan of Liquidation of CD Liquidation Co., LLC, CD Liquidation Co. Plus, LLC, and Cynergy Data Holdings, Inc. (Docket No. 1180; filed December 15, 2010)
- p. Affidavit of Charles Moore in Support of Confirmation of Joint Plan of Liquidation of CD Liquidation Co., LLC, CD Liquidation Co. Plus, LLC, and Cynergy Data Holdings, Inc. (Docket No. 1184; filed December 16, 2010)
- q. Declaration of Robert Q. Klamser with Respect to the Tabulation of Votes on the Debtors' Joint Plan of Liquidation under Chapter 11 of the Bankruptcy Code (Docket No. 1185; filed December 16, 2010)
- r. Reply of Dymas Funding Company, LLC to the Limited Objection of Marcelo Paladini to Confirmation of the Joint Plan of Liquidation of CD Liquidation Co., LLC, CD Liquidation Plus, LLC, and Cynergy Data Holdings (Docket No. 1188; filed December 16, 2010)
- s. Joint Plan of Liquidation of CD Liquidation Co., LLC, CD Liquidation Co. Plus, LLC, and Cynergy Data Holdings, Inc. (Docket No. 1190; filed December 17, 2010)
- t. Blackline to Joint Plan of Liquidation of CD Liquidation Co., LLC, CD Liquidation Co. Plus, LLC, and Cynergy Data Holdings, Inc. (Docket No. 1191; filed December 17, 2010)

- u. **Proposed Order Confirming Joint Plan Of Liquidation Of CD Liquidation Co., LLC, CD Liquidation Co. Plus, LLC, And Cynergy Data Holdings, Inc. (Docket No. 1195, filed December 20, 2010)**

Status: This matter is going forward.

**ADVERSARY MATTER- PRETRIAL CONFERENCE**

- 5. **CD Liquidation Co., LLC, et al., v. Marcelo Paladini (Adv. Pro. No. 10-53190)**

**Related Documents:**

- a. **Complaint (Docket No. 1; filed October 8, 2010)**
- b. **First Amended Complaint (Docket No. 5; filed October 27, 2010)**
- c. **Summons and Notice of Pretrial Conference (Docket No. 6; October 27, 2010)**
- d. **Order Approving Stipulation Extending Time to Answer Complaint (Docket No. 9; filed November 23, 2010)**
- e. **Defendant's Motion to: (A) Dismiss First Amended Complaint, (B) Transfer Venue, (C) Abstain, and (D) Grant Certain Related Relief (Docket No. 11; filed December 17, 2010)**
- f. **Defendant's Memorandum of Law in Support of Motion to: (A) Dismiss First Amended Complaint, (B) Transfer Venue, (C) Abstain, and (D) Grant Certain Related Relief (Docket No. 12; filed December 17, 2010)**
- g. **Defendant's Request for Judicial Notice in Support of Motion to: (A) Dismiss First Amended Complaint, (B) Transfer Venue, (C) Abstain, and (D) Grant Certain Related Relief (Docket No. 13; filed December 17, 2010)**

Status: This matter is going forward solely as a pretrial conference.

Dated: December 20, 2010  
Wilmington, Delaware

Respectfully submitted,

PEPPER HAMILTON LLP

/s/ Evelyn J. Meltzer

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