

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

In re:	Chapter 11
CD LIQUIDATION CO. PLUS, LLC, f/k/a CYNERGY DATA, LLC, <i>et al.</i> , ¹	Case No. 09-13038 (KG)
Debtors.	Jointly Administered Obj. Deadline: 1/31/11 at 4:00 p.m. (ET)

**SIXTEENTH MONTHLY APPLICATION OF CM&D MANAGEMENT SERVICES
LLC AS FINANCIAL ADVISOR TO THE DEBTORS AND DEBTORS-IN-POSSESSION
FOR COMPENSATION AND REIMBURSEMENT OF EXPENSES INCURRED FOR
THE PERIOD**

DECEMBER 1, 2010 THROUGH DECEMBER 31, 2010

Name of Applicant:	CM&D Management Services LLC
Authorized to provide professional services to:	Financial Advisor to the Debtors and Debtors-in-Possession
Date of Retention:	September 15, 2009 <i>nunc pro tunc</i> to September 1, 2009
Period for which compensation and reimbursement are sought:	December 1, 2010 through December 31, 2010
Amount of compensation sought as actual, reasonable, and necessary:	\$46,539.00
Amount of expense reimbursement sought as actual, reasonable, and necessary:	\$795.13

This is a: X monthly interim final application.

The Applicant intends to seek compensation in connection with the preparation of this Application at a later date.

If this is not the first application filed, disclose the following for each prior application:

Date Filed	Period Covered	Requested Fees, Expenses	Approved Fees, Expenses
10/10/09	September 1, 2009-September 30, 2009	Fees - \$282,433.00 Expenses - \$14,799.66	Fees - \$282,433.00 Expenses - \$14,799.66
11/11/09	October 1, 2009-October 31,2009	Fees - \$283,879.00 Expenses - \$15,358.07	Fees - \$283,879.00 Expenses - \$15,358.07
12/10/2009	November 1, 2009-November 30, 2009	Fees - \$190,317.00 Expenses - \$10,169.47	Fees - \$190,317.00 Expenses - \$10,169.47
1/10/2010	December 1, 2009-December 31, 2009	Fees - \$133,886.50 Expenses - \$8,962.22	Fees - \$133,886.50 Expenses - \$8,962.22
2/10/2010	January 1, 2010-January 31, 2010	Fees - \$121,431.50 Expenses - \$5,710.74	Fees - \$121,431.50 Expenses - \$5,710.74
3/10/2010	February 1, 2010-February 28, 2010	Fees- \$72,470.25 Expenses- \$5,646.06	Fees- \$72,470.25 Expenses- \$5,646.06
4/10/10	March 1, 2010-March 31, 2010	Fees - \$57,035.00 Expenses - \$384.23	Fees - \$57,035.00 Expenses - \$384.23
5/10/10	April 1, 2010-April 30, 2010	Fees - \$49,033.00 Expenses - \$1,468.40	Fees - \$49,033.00 Expenses - \$1,468.40
6/10/10	May 1, 2010-May 31, 2010	Fees - \$47,738.00 Expenses - \$925.61	Fees - \$47,738.00 Expenses - \$925.61
7/10/10	June 1, 2010-June 30, 2010	Fees - \$43,009.00 Expenses - \$617.50	Fees - \$43,009.00 Expenses - \$617.50
8/10/10	July 1, 2010 – July 31 2010	Fees - \$25,231.50 Expenses - \$599.57	Fees - \$25,231.50 Expenses - \$599.57
9/10/10	August 1, 2010 – August 31, 2010	Fees - \$41,728.00 Expenses - \$488.47	Fees - \$41,728.00 Expenses - \$488.47
10/10/10	September 1, 2010 – September 30, 2010	Fees - \$60,627.00 Expenses - \$277.67	Fees - \$48,501.60 Expenses - \$277.67
11/10/10	October 1, 2010 – October 31 2010	Fees - \$26,562.50 Expenses - \$767.43	Fees - \$21,250 Expenses - \$767.43
12/10/10	November 1, 2010 – November 30, 2010	Fees - \$34,372.00 Expenses - \$1,431.43	Fees - \$27,497.60 Expenses - \$1,431.43

COMPENSATION BY TIMEKEEPER

Name of Professional	Position With The Applicant	Hourly Billing Rate	Total Billed Hours	Total Fees
Charles M. Moore	CMM Senior Managing Director	\$495	41.2	\$20,394.00
Jesse L. York	JLY Senior Associate	\$350	74.7	\$26,145.00
Total			115.9	\$46,539.00

COMPENSATION BY PROJECT CATEGORY

<u>Project Category</u>		<u>Total Hours</u>	<u>Total Fees</u>
Meetings and Communications	B150	17.3	\$7,461.50
Fee/Employment Applications	B160	2.3	\$921.00
Other Contested Matters	B190	0.7	\$346.50
Financing/Cash Collections	B230	5.5	\$2,722.50
Business Analysis	B270	14.3	\$5,005.00
Projections/Modeling	B271	7.0	\$2,450.00
Claims and Plan	B300	19.2	\$7,401.50
Plan/Disclosure Statement	B320	22.6	\$10,781.00
Interim Management Services	C100	27.0	\$9,450.00
Total		115.9	\$46,539.00

EXPENSE SUMMARY

<u>Expense Category</u>		<u>Total Expenses</u>
Airfare	AF	\$259.40
Transportation	TR	\$339.11
Parking	PK	\$20.00
Meals	ME	\$7.54
Telephone	TC	\$169.08
Total Expenses		\$795.13

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

In re:	Chapter 11
CD LIQUIDATION CO. PLUS, LLC, f/k/a CYNERGY DATA, LLC, <i>et al.</i> , ¹	Case No. 09-13038 (KG)
Debtors.	Jointly Administered Obj. Deadline: 1/31/11 at 4:00 p.m. (ET)

**SIXTEENTH MONTHLY APPLICATION OF CM&D MANAGEMENT SERVICES
LLC AS FINANCIAL ADVISOR TO THE DEBTORS AND DEBTORS-IN-POSSESSION
FOR COMPENSATION AND REIMBURSEMENT OF EXPENSES INCURRED FOR
THE PERIOD
DECEMBER 1, 2010 THROUGH DECEMBER 31, 2010**

For its Sixteenth Monthly Application for Compensation and Reimbursement of Expenses (the “Application”) CMD Management Services LLC (the “Applicant”), financial advisor to the above referenced debtors and debtors in possession (the “Debtors”), respectfully represents as follows:

A. BACKGROUND

1. On September 1, 2009 (the “Petition Date”), the Debtors filed voluntary petitions for relief under Chapter 11 of the Bankruptcy Code. The Debtors have continued to manage and operate their businesses as debtors in possession pursuant to sections 1107 and 1108 of the Bankruptcy Code.

2. Pursuant to the Order Authorizing the Employment and Retention of CMD Management Services LLC as Financial Advisor to the Debtors (the “Retention Order”), which was entered on September 15, 2009, the employment of Applicant as financial advisor to the Debtors was authorized effective as of September 1, 2009. A copy of the Retention Order is attached hereto as Exhibit A.

3. Applicant has rendered services on behalf of the Debtors from December 1, 2010 through December 31, 2010, totaling 115.9 hours, and in connection therewith requests

allowance of interim compensation in the amount of \$46,539.00 and reimbursement of expenses in the amount of \$795.13.

4. The Debtors to date have paid Applicant for services rendered and expenses incurred from the commencement of this case through November 30, 2010 in the amount of \$1,513,047.48.

5. Applicant maintains contemporaneous records of the time expended for the professional services and expenses related thereto performed in connection with these Chapter 11 cases and such records are maintained in the ordinary course of its business. These records provide a detailed description of the services rendered and expenses incurred during the period for which this Application is being made. Applicant's time records in the sum of \$46,539.00 regarding the Chapter 11 proceedings are annexed hereto as Exhibit B.

B. DESCRIPTION OF SERVICES AND EXPENSES AND RELIEF REQUESTED

6. Applicant's services on behalf of the Debtors are described in detail in Exhibit B. In general, Applicant represented the Debtors by acting as financial advisor to the Debtors in connection with these bankruptcy proceedings. In summary, Applicant's activities included, without limitation, the following:

- a. Assist in negotiations with stakeholders and their representatives;
- b. Assist in managing the "working group" professionals who are assisting the Company in the reorganization process or who are working for the Company's various stakeholders to improve coordination of their effort and individual work product to be consistent with the Company's overall restructuring goals;
- c. Development of the Company's current cash needs as may be required by the secured lender in connection with negotiations or by the Company for other corporate purposes;

d. Assist in communication and/or negotiation with outside constituents, including the senior lenders, subordinated lender and tax preparer's;

e. Assist with such other matters as may be requested that fall within the expertise of the CRO, CFO and other Temporary Staff and that are mutually agreeable;

f. Assist in identifying and implementing other alternatives, as necessary, to maximize the business enterprise value for the benefit of the stakeholders;

g. Assist with the wind down of the Company and monetization of remaining assets;

h. Assist the Debtors with all bankruptcy related matters.

7. To assist the Court in its review of the fees sought by Applicant, Applicant has separated its time entries in Exhibit B into the following categories:

a. Meetings and Communications. This category includes time spent conferring with several parties in interest regarding all facets of the case. The total fees sought under this category for the period December 1, 2010 through December 31, 2010 are \$7,461.50. The detailed time entries of Applicant's professionals which fall within this category are attached as Exhibit B.1.

b. Fee/Employment Applications. This category includes time spent preparing the Applicant's October Fee Application. The total fees sought under this category for the period December 1, 2010 through December 31, 2010 are \$921.00. The detailed time entries of Applicant's professionals which fall within this category are attached as Exhibit B.2.

c. Other Contested Matters. This category includes time spent disputing, negotiating and settling the disputes between the Debtors and other constituents that are separate from the claims and rolling reserve disputes. The primary items are the dispute between the

Debtors and the Purchaser over the post transaction allocation of October 2009 revenue and expenses and the complaint against the shareholders. The total fees sought under this category for the period December 1, 2010 through December 31, 2010 are \$346.50. The detailed time entries of Applicant's professionals which fall within this category are attached as Exhibit B.3.

d. Financing and Cash Collections. This category includes time spent securing financing and access to cash collateral, working with other professional firms in budget development, communications with the lenders and other professional firms on the budget and progress of tasks. The total fees sought under this category for the period December 1, 2010 through December 31, 2010 are \$2,772.50. The detailed time entries of Applicant's professionals which fall within this category are attached as Exhibit B.4.

e. Business Analysis. This category includes time spent preparing analysis of the Debtor's historical operations, valuation and performance. The total fees sought under this category for the period December 1, 2010 through December 31, 2010 are \$5,005.00. The detailed time entries of Applicant's professionals which fall within this category are attached as Exhibit B.5.

f. Projections and Modeling. This category includes time spent developing the cash collateral budget and cash flow projections for the Estate. It also includes time spent comparing the budget to actual results and reporting to the constituents on the budget. The total fees sought under this category for the period December 1, 2010 through December 31, 2010 are \$2,450.00. The detailed time entries of Applicant's professionals which fall within this category are attached as Exhibit B.6.

g. Claims and Plan. This category includes time spent on claims analysis and the Bankruptcy Plan and Disclosure Statement. The total fees sought under this category for

the period December 1, 2010 through December 31, 2010 are \$7,401.50. The detailed time entries of Applicant's professionals which fall within this category are attached as Exhibit B.7.

h. Plan and Disclosure Statement. This category includes time spent preparing for and attending the hearing on the disclosure statement, time spent reviewing and responding to objections to the disclosure statement and meetings regarding the same. The total fees sought under this category for the period December 1, 2010 through December 31, 2010 are \$10,781.00. The detailed time entries of Applicant's professionals which fall within this category are attached as Exhibit B.8.

i. Interim Management Services. This category includes Jesse York's time spent performing duties of the Interim management. The total fees sought under this category for the period December 1, 2010 through December 31, 2010 are \$9,450.00. The detailed time entries of Applicant's professionals which fall within this category are attached as Exhibit B.9.

The foregoing general description of services rendered in specific areas is not intended to be exhaustive of the scope of Applicants activities on behalf of the Debtors in this case. The time records attached as Exhibit B present more completely the work performed by Applicant in each billing category during the period covered by this Application.

8. Applicant believes that the post-petition services rendered during the period December 1, 2010 through December 31, 2010 on behalf of the Debtors are reasonably worth the sum of \$46,539.00 and Applicant requests the allowance of such sum. The blended hourly rate for all services rendered by Applicant during the period covered by this Application is \$401.54.

9. Applicant further requests reimbursement of costs expended on behalf of the Debtors for the period from December 1, 2010 through December 31, 2010 in connection

with these Chapter 11 proceedings in the sum of \$795.13 as set forth in the summary attached hereto as Exhibit C.

10. The expenses incurred by Applicant may include long distance telephone calls, over-night delivery, travel and transportation expenses, lodging, local messenger service, meals, facsimiles, postage, duplicating, and computerized legal research charges, all of which Applicant normally bills to its non-bankruptcy clients at rates calculated to compensate Applicant for only the actual cost of the expense.

11. As outlined above, the professionals who worked on these cases from December 1, 2010 through December 31, 2010 have various levels of expertise. From time to time these professionals consulted with each other and other professionals on different aspects of the case. It is submitted that this is a more efficient way to run a case than to expect a single professional to be an expert in all applicable areas.

12. Applicant has reviewed the requirements of Del.Bankr.LR 2016-2 and believes that this Application complies with the requirements of the same.

WHEREFORE, Applicant prays this Court enter an Order (i) allowing Applicant interim compensation from in the sum of \$46,539.00 and reimbursement of costs expended from December 1, 2010 through December 31, 2010 in the sum of \$795.13; (ii) directing prompt payment of the same by the Debtors to the extent not previously paid and (iii) granting such other and further relief as may be just.

Dated: January 10, 2011

Respectfully submitted,

CM&D MANAGEMENT SERVICES LLC



Charles M. Moore

401 S. Old Woodward Avenue, Suite 340

Birmingham, MI 48009

Telephone: (248) 433-3100

Fax: (284) 433-3143

Financial Advisors for the Debtors and Debtors in Possession

**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.*,¹

Debtors.

Chapter 11

Case No. 09-13038 (KG)

Jointly Administered

Hearing Date: TBD

Objection Deadline: January 31, 2011 at 4:00 p.m.

NOTICE OF SIXTEENTH MONTHLY APPLICATION OF CM&D MANAGEMENT SERVICES LLC AS FINANCIAL ADVISOR TO THE DEBTORS AND DEBTORS-IN-POSSESSION FOR COMPENSATION AND REIMBURSEMENT OF EXPENSES INCURRED FOR THE PERIOD DECEMBER 1, 2010 THROUGH DECEMBER 31, 2010

TO: All parties on the Attached Service List

CM&D Management Services LLC, financial advisor to the Debtors (hereinafter referred to as “Applicant”) has filed its **Sixteenth Monthly Application of CM&D Management Services LLC as Financial Advisor to the Debtors and Debtors-in-Possession for Compensation and Reimbursement of Expenses Incurred for the Period December 1, 2010 through December 31, 2010** (the “Application”).

All objections and other responses (collectively, “Objections”) to the Application must be: (i) filed with the Clerk of the United States Bankruptcy Court for the District of Delaware, 824 Market Street, 3rd Floor, Wilmington, Delaware 19801, on or before **January 31, 2011 at 4:00 p.m. (ET) (the “Objection Deadline”)** and (ii) served so as to be actually received no later than the Objection Deadline by the following entities:

Office of the United States Trustee
844 King Street
Room 2313
Wilmington, Delaware 19801
Attn: Thomas P. Tinker, Esq.

Nixon Peabody LLP
437 Madison Avenue
New York, New York 10056
Attn: Dennis J. Drebsky, Esq.

Cynergy Data, LLC
Conway MacKenzie, Inc.
1270 Avenue of the Americas, Suite 2340
New York, New York 10020
Attn: Jesse L. York

Pepper Hamilton LLP
Hercules Plaza, Suite 5100
1313 N. Market Street, P.O. Box 1709
Wilmington, Delaware 19899-1709
Attn: David B. Stratton, Esq.
Evelyn J. Meltzer, Esq.
John H. Schanne, II, Esq.

¹ 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.

Ashby & Geddes
500 Delaware Avenue, 8th Floor
P.O. Box 1150
Wilmington, Delaware 19899
Attn: Gregory Alan Taylor, Esq.
Karen B. Skomorucha, Esq.

A HEARING ON THE APPLICATION WILL BE SCHEDULED at the Court's convenience before the Honorable Kevin Gross, United States Bankruptcy Court for the District of Delaware, 824 Market Street, Wilmington, Delaware 19801, only in the event there are one or more objection(s) to the Application as filed and served in accordance herewith.

IF YOU FAIL TO RESPOND IN ACCORDANCE WITH THIS NOTICE, THE COURT MAY GRANT THE RELIEF DEMANDED IN THE APPLICATION WITHOUT FURTHER NOTICE OR HEARING.

Dated: January 10, 2011
Wilmington, Delaware

Respectfully submitted,

PEPPER HAMILTON LLP

/s/ Evelyn J. Meltzer
David B. Stratton (DE No. 960)
Evelyn J. Meltzer (DE No. 4581)
John H. Schanne, II (DE No. 5260)
Hercules Plaza, Suite 5100
1313 Market Street
P.O. Box 1709
Wilmington, Delaware 19899-1709
Telephone: (302) 777-6500
Facsimile: (302) 421-8390

-and-

NIXON PEABODY LLP
Mark N. Berman
Dennis J. Drebsky
Lee Harrington (DE No. 4046)
437 Madison Avenue
New York, New York 10022
Telephone: (212) 940-3000
Facsimile: (212) 940-3111

*Counsel for the Debtors
and Debtors in Possession*

EXHIBIT A

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

In re:

CYNERGY DATA, LLC, *et al.*,¹

Debtors.

Chapter 11

Case No. 09-13038 (KG)

Jointly Administered
Related Docket No. 28

**ORDER AUTHORIZING EMPLOYMENT OF CM&D MANAGEMENT SERVICES,
LLC NUNC PRO TUNC TO THE PETITION DATE AND THE APPOINTMENT OF
CHARLES M. MOORE OF CM&D MANAGEMENT SERVICES, LLC AS CHIEF
RESTRUCTURING OFFICER NUNC PRO TUNC TO THE PETITION DATE**

This matter having come before the Court by way of application for the entry of an order pursuant to 11 U.S.C. § 363 authorizing the employment of CM&D Management Services LLC ("CM&D") effective as of the Petition Date and the appointment of Charles M. Moore of CM&D as Chief Restructuring Officer of the Debtors, effective as the Petition Date and Lorraine B. Ossolinski as Interim Chief Financial Officer of the Debtors, effective as of the Petition Date (the "Application")², filed by the debtors and debtors-in-possession herein (the "Debtors"); the Court having reviewed the Application and related Declaration and having found that (i) the Court has jurisdiction over this matter pursuant to 28 U.S.C. §§ 157 and 1334, (ii) venue is proper in this district pursuant to 28 U.S.C. § 1409, (iii) this is a core proceeding pursuant to 28 U.S.C. § 157(b) and (iv) notice of the Application was sufficient under the circumstances; after due deliberation the Court having determined that the relief requested in the Application is necessary and essential for the Debtor's reorganization and such relief is in the

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

² All Capitalized terms not otherwise defined herein shall have the meanings ascribed to them in the Application.

best interests of the Debtors, their estates and creditors; and good and sufficient cause having been shown;

IT IS HEREBY ORDERED THAT:

1. The Application is **GRANTED** as follows:
 2. Pursuant to section 363 of the Bankruptcy Code, the Debtors shall and hereby are authorized to retain CM&D effective as of the Petition Date and appoint Charles M. Moore of CM&D as Chief Restructuring Officer of the Debtors, effective as of the Petition Date in these Chapter 11 cases pursuant to the terms of the Application and the Engagement Letter, subject to the following terms, which apply notwithstanding anything contained to the contrary in the Application or the Engagement Letter or any exhibits related to the Application or the Engagement Letter to the contrary:
 - a. CM&D and its affiliates shall not act in any other capacity (e.g., without limitation, as a financial advisor, claims agent/claims administrator or investor/acquirer) in connection with the bankruptcy cases.
 - b. In the event the Debtors seeks to have CM&D personnel assume executive officer positions that are different than the positions disclosed in the Application, or to materially change the terms of the Engagement Letter, as modified herein, by either (i) modifying the functions of the personnel, (ii) adding new personnel or (iii) altering or expanding the scope of the Engagement Letter as modified herein, a motion to modify the retention shall be filed.
 - c. CM&D shall file monthly with the Court, with copies to the United States Trustee for the District of Delaware (the "U.S. Trustee") and all official committees, a
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report of staffing on the engagement for the previous month. Such report shall include the names and functions filled and of the individuals assigned. All staffing shall be subject to review by the Court in the event an objection is filed.

d. No principal, employee or independent contractor of CM&D and its affiliates shall serve as director of the Debtors during the pendency of the bankruptcy cases.

e. CM&D shall file with the Court, and provide notice to the US Trustee and all official committees, reports of compensation earned and expenses incurred on a monthly basis. Such reports shall contain summary charts which describe the services provided, identify the compensation earned by each executive officer and staff employee provided, and itemize the expenses incurred. Time records shall (i) be appended to the reports; (ii) contain detailed time entries describing the task(s) performed and (iii) be organized by project category. Where personnel are providing services at an hourly rate, the time entries shall identify the time spent completing each task in 1/10 hour increments and the corresponding charge (time multiplied by hourly rate) for each task; where personnel are providing services at a "flat" rate, the time entries shall be kept in hourly increments. All compensation shall be subject to review by the Court in the event an objection is filed.

f. Payment to CM&D on account of its fees and expenses shall be governed by the Order Establishing Procedures for Interim Compensation and Reimbursement of Expenses of Professionals and Committee Members.

g. Success fees, transaction fees, or other back-end fees shall be approved by the Court at the conclusion of the cases on a reasonableness standard and are not being pre-approved by entry of this Order. No success fee, transaction fee or back-end fee shall

be sought upon conversion of the cases, dismissal of the cases for cause, or appointment of a trustee.

h. The Debtors are permitted to indemnify those persons serving as executive officers on the same terms as provided to the Debtors' other officers and directors under the corporate bylaws and applicable state law, along with insurance coverage under the Debtors' D&O policy.

i. There shall be no indemnification of CM&D or its affiliates for gross negligence or willful misconduct but in all other respects the indemnification provision of the Engagement letter shall be in full force effect.

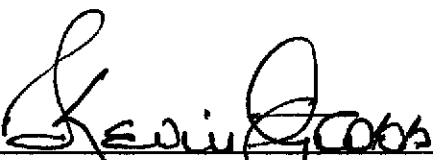
j. For a period of three years after the conclusion of the engagement, neither CM&D nor any of its affiliates shall make any investments in the Debtor(s) or the Reorganized Debtors.

k. CM&D shall disclose any and all facts that may have a bearing on whether the firm, its affiliates, and/or any individuals working on the engagement hold or represent any interest adverse to the Debtors, their creditors, or other parties in interest. The obligation to disclose identified in this subparagraph is a continuing obligation.

3. This Court retains jurisdiction over this Order and all related proceedings.

4. The terms and conditions of this Order shall be immediately effective and enforceable upon its entry.

Dated: September 15, 2009
Wilmington, Delaware



THE HONORABLE KEVIN GROSS
UNITED STATES BANKRUPTCY JUDGE

EXHIBIT B

Summary of Professional Hours

Name of Professional	Position With The Applicant	Hourly Billing Rate	Total Billed Hours	Total Fees
Charles M. Moore	CMM Senior Managing Director	\$495	41.2	\$20,394.00
Jesse L. York	JLY Senior Associate	\$350	74.7	\$26,145.00
Total			115.9	\$46,539.00

Summary of Project Categories

Project Category		Total Hours	Total Fees
Meetings and Communications	B150	17.3	7,461.50
Fee/Employment Applications	B160	2.3	921.00
Other Contested Matters	B190	0.7	346.50
Financing/Cash Collections	B230	5.5	2,722.50
Business Analysis	B270	14.3	5,005.00
Projections/Modeling	B271	7.0	2,450.00
Claims and Plan	B300	19.2	7,401.50
Plan/Disclosure Statement	B320	22.6	10,781.00
Interim Management Services	C100	27.0	9,450.00
Total		115.9	\$46,539.00

EXHIBIT B.1

**Summary of time by Project Category
Meetings and Communications
Code B150**

Name of Professional	Position With The Applicant	Hourly Billing Rate	Total Billed Hours	Total Fees
Charles M. Moore	CMM Senior Managing Director	\$495	9.7	\$4,801.50
Jesse L. York	JLY Senior Associate	\$350	7.6	\$2,660.00
Total			17.3	\$7,461.50

Cynergy Data LLC
Detail of Services Provided By CMD
From December 1, 2010 through December 31, 2010

Date	Acct	Rate	Code	Time	Ext.	Professional Services Rendered
12/01/10	CMM	495.00	B150	0.60	297.00	Telephone conference with Comerica and counsel to discuss proposed Stipulation of Settlement agreement with Purchaser.
12/01/10	JLY	350.00	B150	1.10	385.00	Telephone conference with CMM, M. Bakst, Esq., D. Drebsky, Esq. and V. Slapak to discuss purchaser issues, includes preparation time.
12/06/10	CMM	495.00	B150	0.30	148.50	Telephone conference with B. Smith, Esq. regarding status of litigation activities.
12/09/10	JLY	350.00	B150	0.50	175.00	Telephone conference with V. Slapak regarding Tribul/SS information.
12/10/10	CMM	495.00	B150	0.20	99.00	Telephone conference with B. Smith, Esq. regarding update on litigation activities.
12/10/10	CMM	495.00	B150	0.80	396.00	Correspondence with V. Slapak regarding Settlement Agreement and Escrow Agreement.
12/14/10	CMM	495.00	B150	0.80	396.00	Telephone conference with D. Drebsky, Esq. and JLY regarding planning for confirmation hearing, employee claims and impact on cash collateral budget.
12/14/10	JLY	350.00	B150	0.70	245.00	Telephone conference with D. Drebsky, Esq. and CMM to discuss open confirmation items, includes follow up.
12/15/10	CMM	495.00	B150	0.20	99.00	Telephone conference with B. Smith, Esq. regarding budget information.
12/16/10	CMM	495.00	B150	0.40	198.00	Telephone conference with B. Smith, Esq. regarding incurred fees and budget planning.
12/17/10	CMM	495.00	B150	0.30	148.50	Correspondence with D. Drebsky, Esq. and M. Berman, Esq. regarding payment of priority expenses.
12/17/10	JLY	350.00	B150	0.50	175.00	Telephone conference with T. Martin regarding rolling reserve escrow, includes preparation time.
12/18/10	CMM	495.00	B150	0.80	396.00	Prepared for and participated in telephone conference with Jager Smith regarding budget information.
12/18/10	JLY	350.00	B150	0.50	175.00	Telephone conference with CMM to discuss plan confirmation and budget, includes preparation time.
12/18/10	JLY	350.00	B150	1.00	350.00	Various communications regarding rolling reserve escrow amount and recent release activity.
12/19/10	CMM	495.00	B150	1.20	594.00	Reviewed updated escrow agreement; reviewed correspondence with Moneris regarding AP releases; correspondence with JLY, D. Drebsky, Esq., Torns and Bodman regarding confirmation of escrow amount.
12/20/10	CMM	495.00	B150	1.10	544.50	Prepared for and participated in telephone conference with Wells Fargo regarding status of items for hearing.
12/20/10	CMM	495.00	B150	0.60	297.00	Telephone conference with D. Drebsky, Esq. and JLY regarding status of objections for confirmation hearing.
12/20/10	CMM	495.00	B150	0.50	247.50	Multiple telephone conferences with JLY regarding Escrow Agreement and other items to prepare for confirmation hearing.
12/20/10	JLY	350.00	B150	0.70	245.00	Telephone conference with D. Drebsky, Esq. and CMM regarding open confirmation items, includes preparation time.
12/20/10	JLY	350.00	B150	0.60	210.00	Communications with merchants to get letters of satisfaction for AP amounts.
12/22/10	CMM	495.00	B150	1.30	643.50	Prepared for and participated in telephone conference with Comerica and Jager Smith regarding litigation strategy.
12/22/10	JLY	350.00	B150	1.00	350.00	Telephone conference with V. Slapak, CMM, M. Bakst, Esq. and B. Smith to discuss litigation strategy, includes preparation time.
12/23/10	CMM	495.00	B150	0.30	148.50	Correspondence with M. Berman, Esq. regarding extension to cash collateral order.

Cynergy Data LLC
Detail of Services Provided By CMD
From December 1, 2010 through December 31, 2010

Date	Acct	Rate	Code	Time	Ext.	Professional Services Rendered
12/23/10	CMM	495.00	B150	0.30	148.50	Telephone conference with B. Smith regarding liquidating trust budget.
12/23/10	JLY	350.00	B150	1.00	350.00	Telephone conference with V. Slapak and CMM to discuss budget, includes preparation time.
					<u>\$7,461.50</u>	

EXHIBIT B.2

**Summary of time by Project Category
Fee/Employment Applications
Code B160**

Name of Professional	Position With The Applicant	Hourly Billing Rate	Total Billed Hours	Total Fees
Charles M. Moore	CMM Senior Managing Director	\$495	0.8	\$396.00
Jesse L. York	JLY Senior Associate	\$350	1.5	\$525.00
Total			2.3	\$921.00

Cynergy Data LLC
Detail of Services Provided By CMD
From December 1, 2010 through December 31, 2010

Date	Acct	Rate	Code	Time	Ext.	Professional Services Rendered
12/08/10	JLY	350.00	B160	1.50	525.00	Created November fee application and supporting schedules.
12/09/10	CMM	495.00	B160	0.80	396.00	Reviewed and finalized November monthly fee statement.
					\$ 921.00	

EXHIBIT B.3

**Summary of time by Project Category
Other Contested Matters
Code B190**

Name of Professional	Position With The Applicant	Hourly Billing Rate	Total Billed Hours	Total Fees
Charles M. Moore	CMM Senior Managing Director	\$495	0.7	\$346.50
Jesse L. York	JLY Senior Associate	\$325	0.0	\$0.00
Total			0.7	\$346.50

Cynergy Data LLC
Detail of Services Provided By CMD
From December 1, 2010 through December 31, 2010

Date	Acct	Rate	Code	Time	Ext.	Professional Services Rendered
12/01/10	CMM	495.00	B190	0.30	148.50	Reviewed relevant documents supporting draft Stipulation of Settlement agreement with Purchaser; correspondence with Purchaser regarding ongoing discussions.
12/06/10	CMM	495.00	B190	0.40	198.00	Reviewed edits to proposed Settlement Agreement; correspondence with M. Bakst, Esq. and D. Drebsky, Esq. regarding same.
					<hr/>	
					\$ 346.50	

EXHIBIT B.4

**Summary of time by Project Category
Financing/Cash Collections
Code B230**

Name of Professional	Position With The Applicant	Hourly Billing Rate	Total Billed Hours	Total Fees
Charles M. Moore	CMM Senior Managing Director	\$495	5.5	\$2,722.50
Jesse L. York	JLY Senior Associate	\$350	0.0	\$0.00
Total			5.5	\$2,722.50

Cynergy Data LLC
Detail of Services Provided By CMD
From December 1, 2010 through December 31, 2010

Date	Acct	Rate	Code	Time	Ext.	Professional Services Rendered
12/10/10	CMM	495.00	B230	0.70	346.50	Correspondence with M. Berman, Esq. regarding extension of cash collateral order.
12/13/10	CMM	495.00	B230	0.80	396.00	Reviewed and analyzed information from Nixon Peabody to support cash collateral budget; correspondence with M. Berman, Esq. regarding same.
12/17/10	CMM	495.00	B230	0.60	297.00	Reviewed and analyzed information from Jager Smith regarding current fees and expenses and proposed budget.
12/18/10	CMM	495.00	B230	0.50	247.50	Distributed budget information to JLY and instructed on activities to be completed.
12/18/10	CMM	495.00	B230	0.40	198.00	Correspondence with Comerica and Jager Smith regarding cash collateral and liquidation trust budget.
12/22/10	CMM	495.00	B230	0.50	247.50	Reviewed and finalized draft cash forecast through POR effective date and liquidation trust.
12/22/10	CMM	495.00	B230	0.30	148.50	Correspondence with M. Berman, Esq. regarding cash collateral extension.
12/23/10	CMM	495.00	B230	0.80	396.00	Telephone conference with V. Slapak to discuss proposed cash collateral and liquidating trust budgets.
12/27/10	CMM	495.00	B230	0.90	445.50	Correspondence with V. Slapak regarding cash collateral extension order; reviewed and finalized budget for order.

\$ 2,722.50

EXHIBIT B.5

Summary of time by Project Category
Business Analysis
Code B270

Name of Professional	Position With The Applicant	Hourly Billing Rate	Total Billed Hours	Total Fees
Charles M. Moore	CMM Senior Managing Director	\$495	0.0	\$0.00
Jesse L. York	JLY Senior Associate	\$350	14.3	\$5,005.00
Total			14.3	\$5,005.00

Cynergy Data LLC
Detail of Services Provided By CMD
From December 1, 2010 through December 31, 2010

Date	Acct	Rate	Code	Time	Ext.	Professional Services Rendered
12/02/10	JLY	350.00	B270	2.80	980.00	Performed Tribul/SS portfolio valuation analysis.
12/14/10	JLY	350.00	B270	2.80	980.00	Developed supporting schedules and analysis of disbursements for cash collateral budget
12/14/10	JLY	350.00	B270	1.50	525.00	Performed variance analysis on current cash collateral budget for Sept - Nov 2010.
12/20/10	JLY	350.00	B270	2.20	770.00	Prepared analysis showing diminution of collateral for term B lenders.
12/21/10	JLY	350.00	B270	2.50	875.00	Finalized financials and schedules for confirmation hearing.
12/21/10	JLY	350.00	B270	2.50	875.00	Finalized diminution of funds analysis for confirmation hearing.
					\$5,005.00	

EXHIBIT B.6

**Summary of time by Project Category
Projections/Modeling
Code B271**

Name of Professional	Position With The Applicant		Hourly Billing Rate	Total Billed Hours	Total Fees
Charles M. Moore	CMM	Senior Managing Director	\$495	0.0	\$0.00
Jesse L. York	JLY	Senior Associate	\$350	7.0	\$2,450.00
Total				7.0	\$2,450.00

Cynergy Data LLC
Detail of Services Provided By CMD
From December 1, 2010 through December 31, 2010

Date	Acct	Rate	Code	Time	Ext.	Professional Services Rendered
12/19/10	JLY	350.00	B271	1.20	420.00	Worked on developing liquidating trust budget.
12/20/10	JLY	350.00	B271	2.80	980.00	Updated cash collateral budget and liquidation trust budget.
12/22/10	JLY	350.00	B271	2.00	700.00	Updated liquidation trust budget and supporting schedules.
12/27/10	JLY	350.00	B271	1.00	350.00	Updated cash collateral budget for filing.
					\$2,450.00	

EXHIBIT B.7

**Summary of time by Project Category
Claims and Plan
Code B300**

Name of Professional	Position With The Applicant	Hourly Billing Rate	Total Billed Hours	Total Fees
Charles M. Moore	CMM Senior Managing Director	\$495	4.7	\$2,326.50
Jesse L. York	JLY Senior Associate	\$350	14.5	\$5,075.00
Total			19.2	\$7,401.50

Cynergy Data LLC
Detail of Services Provided By CMD
From December 1, 2010 through December 31, 2010

Date	Acct	Rate	Code	Time	Ext.	Professional Services Rendered
12/06/10	CMM	495.00	B300	0.70	346.50	Researched information related to employee pay reductions to respond to claims.
12/10/10	JLY	350.00	B300	0.50	175.00	Reviewed proposed plan affidavit.
12/13/10	JLY	350.00	B300	1.40	490.00	Researched various employee claim issues including vacation time and 401K administration fees.
12/14/10	CMM	495.00	B300	0.60	297.00	Reviewed correspondence from D. Drebsky, Esq. and with other attorneys regarding claims and outstanding items for confirmation hearing.
12/16/10	CMM	495.00	B300	0.50	247.50	Reviewed information and proposed response to employee vacation and 401(k) claim.
12/16/10	CMM	495.00	B300	1.30	643.50	Reviewed information regarding settlement discussions with S. Aschettino; correspondence with D. Drebsky, Esq. regarding same; correspondence with V. Slapak regarding settlement offer.
12/16/10	CMM	495.00	B300	1.10	544.50	Reviewed Paladini response to objection; reviewed and edited Debtor's reply and Moore Declaration; correspondence with Nixon Peabody regarding same; executed Declaration.
12/17/10	JLY	350.00	B300	3.40	1,190.00	Reconciled rolling merchant level releases for release 20, 21, 22 and 23.
12/18/10	CMM	495.00	B300	0.50	247.50	Drafted correspondence for Nixon Peabody regarding potential settlement of priority claims and conditions thereto.
12/19/10	JLY	350.00	B300	1.00	350.00	Reviewed proposed escrow agreement and confirmed amounts for rolling reserve escrow.
12/20/10	JLY	350.00	B300	2.20	770.00	Worked on rolling reserve settlement agreement and supporting data.
12/21/10	JLY	350.00	B300	3.00	1,050.00	Attended and prepared for confirmation hearing.
12/21/10	JLY	350.00	B300	3.00	1,050.00	Reviewed objections, revised plan order and supporting schedules.
					\$7,401.50	

EXHIBIT B.8

**Summary of time by Project Category
Plan and Disclosure Statement
Code B320**

Name of Professional	Position With The Applicant	Hourly Billing Rate	Total Billed Hours	Total Fees
Charles M. Moore	CMM Senior Managing Director	\$495	19.8	\$9,801.00
Jesse L. York	JLY Senior Associate	\$350	2.8	\$980.00
Total			22.6	\$10,781.00

Cynergy Data LLC
Detail of Services Provided By CMD
From December 1, 2010 through December 31, 2010

Date	Acct	Rate	Code	Time	Ext.	Professional Services Rendered
12/15/10	CMM	495.00	B320	0.30	148.50	Correspondence with D. Drebsky, Esq. regarding items for confirmation hearing.
12/16/10	CMM	495.00	B320	0.90	445.50	Reviewed and analyzed documents related to objections filed to POR; correspondence from D. Drebsky, Esq. regarding same.
12/16/10	CMM	495.00	B320	0.80	396.00	Reviewed, edited and executed Affidavit in Support of Confirmation.
12/16/10	JLY	350.00	B320	2.80	980.00	Reviewed Moore affidavits and provided comments; various communications with D. Drebsky, Esq. and CMM regarding the same.
12/17/10	CMM	495.00	B320	0.80	396.00	Reviewed proposed edits to POR; telephone conference with D. Drebsky, Esq. regarding same.
12/18/10	CMM	495.00	B320	0.30	148.50	Reviewed correspondence from Moneris regarding escrow releases.
12/18/10	CMM	495.00	B320	0.60	297.00	Drafted correspondence for Nixon Peabody regarding items needing to be accomplished before confirmation hearing.
12/20/10	CMM	495.00	B320	0.50	247.50	Reviewed correspondence from D. Drebsky, Esq. and T. Martin, Esq. regarding Escrow Agreement.
12/20/10	CMM	495.00	B320	4.10	2,029.50	Prepared for confirmation hearing, including review of agenda for hearing, compiled and reviewed all supporting documents; prepared for testimony in support of confirmation or other matters for hearing.
12/21/10	CMM	495.00	B320	11.50	5,692.50	Attended confirmation hearing, including pre-meetings and conversations with counsel and other parties in interest to resolve objections and open issues.
					\$10,781.00	

EXHIBIT B.9

**Summary of time by Project Category
Interim Management Services
Code C100**

Name of Professional	Position With The Applicant	Hourly Billing Rate	Total Billed Hours	Total Fees
Charles M. Moore	CMM Senior Managing Director	\$495	0.0	\$0.00
Jesse L. York	JLY Senior Associate	\$350	27.0	\$9,450.00
Total			27.0	\$9,450.00

Cynergy Data LLC
Detail of Services Provided By CMD
From December 1, 2010 through December 31, 2010

Date	Acct	Rate	Code	Time	Ext.	Professional Services Rendered
12/02/10	JLY	350.00	C100	3.00	1,050.00	Disbursements and general accounting and cash reconciliation
12/06/10	JLY	350.00	C100	2.00	700.00	Reviewed invoices, made disbursements and corresponding journal entries.
12/09/10	JLY	350.00	C100	1.20	420.00	Researched vendor issue, Time Storage Records; communications with R. Vanpelt and D. Drebsky, Esq. regarding same.
12/09/10	JLY	350.00	C100	1.00	350.00	Researched D&O insurance information for D. Drebsky, Esq.
12/09/10	JLY	350.00	C100	1.50	525.00	Recorded updated professional fees and made certain approved disbursements.
12/10/10	JLY	350.00	C100	1.20	420.00	Further research on Tribul/SS activity and potential claim.
12/10/10	JLY	350.00	C100	2.00	700.00	Researched and provided tax and organizational information needed to set up escrow account; communications with D. Drebsky, Esq. and T. Martin regarding the same.
12/13/10	JLY	350.00	C100	3.50	1,225.00	Made November journal entries; updated professional fee schedules; reconciled escrow account.
12/13/10	JLY	350.00	C100	2.60	910.00	Prepared "Know Your Client" information for each of the debtor entities to provide to JPMorgan for escrow account transfer.
12/15/10	JLY	350.00	C100	3.00	1,050.00	Closed November books, reconciled cash accounts and began MOR.
12/16/10	JLY	350.00	C100	3.00	1,050.00	Finalized November monthly operating report and supporting schedules.
12/16/10	JLY	350.00	C100	1.00	350.00	Prepared W-9 forms for each of the debtor entities.
12/29/10	JLY	350.00	C100	2.00	700.00	Made professional fee disbursements and recorded journal entries.
					\$9,450.00	

EXHIBIT C

Summary of Expenses Provided By CMD
From December 1, 2010 through December 31, 2010

Expense Category	Total Expenses
Airfare	\$259.40
Transportation	\$339.11
Parking	\$20.00
Meals	\$7.54
Telephone	\$169.08
Total Expenses	\$795.13

CERTIFICATE OF SERVICE

I, Evelyn J. Meltzer, hereby certify that on the 10th day of January, 2011, I caused the foregoing **Sixteenth Monthly Application of CM&D Management Services LLC as Financial Advisor to the Debtors and Debtors-in-Possession for Compensation and Reimbursement of Expenses Incurred for the Period December 1, 2010 through December 31, 2010** to be served upon the following individuals listed by first-class mail, postage prepaid.

Office of the United States Trustee
844 King Street
Room 2313
Wilmington, Delaware 19801
Attn: Thomas P. Tinker, Esq.

Cynergy Data, LLC
Conway MacKenzie, Inc.
1270 Avenue of the Americas
Suite 2340
New York, New York 10020
Attn: Jesse L. York

Ashby & Geddes
500 Delaware Avenue, 8th Floor
P.O. Box 1150
Wilmington, Delaware 19899
Attn: Gregory Alan Taylor, Esq.
Karen B. Skomorucha, Esq.

Nixon Peabody LLP
437 Madison Avenue
New York, New York 10056
Attn: Dennis J. Drebsky, Esq.

/s/ Evelyn J. Meltzer
Evelyn J. Meltzer (DE No. 4581)