

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

In re:

Chapter 11

CYNERGY DATA, LLC, *et al.*

Case No 09-13038-KG

Debtor.

(Joint Administration Requested)

**NOTICE OF APPEARANCE, REQUEST FOR
ALL NOTICES, AND DEMAND FOR SERVICE OF PAPERS**

PLEASE TAKE NOTICE that the undersigned attorneys appear on behalf of *Process America* in the above-captioned case, and hereby submit this Notice of Appearance pursuant to Rule 9010(b) of the Federal Rules of Bankruptcy Procedure (the “Bankruptcy Rules”) and section 1109(b) of Title 11 of the United States Code (the “Bankruptcy Code”) and further request pursuant to Bankruptcy Rule 2002 and Bankruptcy Code section 1109(b), that copies of all notices and pleadings given or required to be given, and all papers served or required to be served, be given and served upon the following persons at the addresses, telephone numbers, facsimile numbers and e-mail addresses indicated:

Andrew Kamensky, Esq.
HUNTON & WILLIAMS LLP
1111 Brickell Avenue, Suite 2500
Miami, Florida 33131
Telephone No. (305) 810-2500
Facsimile No. (305) 810-1607
E-mail: akamensky@hunton.com

Craig V. Rasile, Esq.
HUNTON & WILLIAMS LLP
1111 Brickell Avenue - Suite 2500
Miami, FL 33131
Telephone No. (305) 810-2500
Facsimile No. (305) 810-1669
E-mail : crasile@hunton.com

PLEASE TAKE FURTHER NOTICE that, pursuant to Bankruptcy Code section 1109(b), the foregoing demand includes not only the notices and papers referred to in the Bankruptcy Rules specified above, but also includes, without limitation, all orders and notices of any applications, petitions, motions, complaints, requests or demands, hearings, answering or reply papers, memoranda and briefs in support of any of the foregoing and any other document filed with, or otherwise brought before, this Court with respect to the above-referenced bankruptcy proceeding, whether formal or informal, whether written or oral, and whether transmitted or conveyed by U.S. mail, electronic mail, courier service, hand delivery, telephone, facsimile transmission, telegraph, telex or otherwise.

PLEASE TAKE FURTHER NOTICE that Process America intends that neither this Notice of Appearance and Request for Service of Papers nor any later appearance, pleading, claim or suit shall waive (i) Process America's right to have final orders in non-core matters entered only after de novo review by a District Court Judge, (ii) Process America's right to trial by jury in any proceeding so triable in any case, controversy, or proceeding related to this bankruptcy proceeding, (iii) Process America's right to have the District Court withdraw the reference in any matter subject to mandatory or discretionary withdrawal, or (iv) any other rights, claims, actions, defense, setoffs, or recoupments to which Process America is or may be entitled under agreements, in law or in equity, including the right to contest the jurisdiction of the United

States Bankruptcy Court for the Southern District of Florida over Process America, all of which rights, claims, actions, defense, setoffs, and recoupments Process America expressly reserves.

Dated: September 1, 2009

Respectfully submitted,

By: /s/ Craig V. Rasile

Craig V. Rasile, Esq.

Florida Bar No. 613691

Andrew Kamensky, Esq.

Florida Bar No. 127574

HUNTON & WILLIAMS LLP

1111 Brickell Avenue

Suite 2500

Miami, FL 33131

Tel: (305) 810-2500

Fax: (305) 810-2460

Counsel for Process America