

**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

MOTION AND ORDER FOR ADMISSION PRO HAC VICE OF MARK N. BERMAN

Pursuant to Local Rule 83.5 and the attached certification, counsel moves the admission pro hac vice of Mark N. Berman, Esquire of the firm Nixon Peabody LLP, to represent Cynergy Data, LLC, et al. in the above-captioned chapter 11 case.

Dated: September 2, 2009

PEPPER HAMILTON, LLP

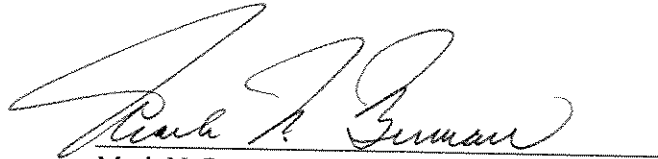


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¹ The Debtors are the following entities (with the last four digits of their federal tax identification numbers in parentheses): Cynergy Data, LLC (8677); Cynergy Data Holdings, Inc. (8208); Cynergy Prosperity Plus, LLC (4265). The mailing address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

CERTIFICATION OF COUNSEL TO BE ADMITTED PRO HAC VICE

Pursuant to Local Rule 83.5, I certify that I am eligible for admission to this Court, am admitted, practicing and in good standing as a member of the Bar of the Commonwealth of Massachusetts and the United States District Court for the District of Massachusetts, and the State of New York and the United States District Court for the Southern District of New York; and pursuant to Local Rule 83.6 submit to the disciplinary jurisdiction of this Court for any alleged misconduct which occurs in the preparation or course of this action. I also certify that I am generally familiar with this Court's Local Rules and with Standing Order for District Court Fund effective 1/1/05. I further certify that the annual fee of \$25.00 has been paid to the Clerk of Court for District Court.



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ORDER GRANTING MOTION

IT IS HEREBY ORDERED counsel's motion for admission pro hac vice is granted.

Date: _____, 2009

Honorable Kevin Gross
United States Bankruptcy Judge