

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

In re: CD LIQUIDATION CO. PLUS, LLC, f/k/a CYNERGY DATA, LLC, <i>et al.</i> , ¹ Debtors.	Chapter 11 Case No. 09-13038 (KG) Jointly Administered Related Docket Nos. 544, 545, 547, 549, 550, 551
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**OMNIBUS ORDER AUTHORIZING ALLOWANCE OF FEES
AND REIMBURSEMENT OF EXPENSES REQUESTED IN FIRST QUARTERLY FEE
APPLICATIONS OF DEBTORS' AND COMMITTEE'S PROFESSIONALS**

UPON CONSIDERATION of the (i) *Notice of First Interim Fee Application of Jager Smith P.C. for Compensation for Services Rendered and Reimbursement of Expenses as Counsel to the Unsecured Creditors for the Period of September 10, 2009 through November 30, 2009 (Docket No. 544; the "Jager Interim Application")*; (ii) *First Interim Fee Application of Deloitte Financial Advisory Services LLP, for the Period of September 10, 2009 through November 30, 2009 (Docket No. 545; the "Deloitte Interim Application")*; (iii) *First Interim Fee Application of Ashby & Geddes, P.A. for the Period of September 10, 2009 through November 30, 2009 (Docket No. 547; the "Ashby Interim Application")*; (iv) *Notice of First Quarterly Fee Application Request of Pepper Hamilton LLP as Co-Counsel to the Debtors (Docket No. 549; "Pepper Quarterly Application")*; (v) *Notice of First Quarterly Fee Application Request of CM&D Management Services LLC as Financial Advisors to the Debtors (Docket No. 550; "CM&D Quarterly Requests")*; and (vi) *Notice of First Quarterly Fee Application Request of Nixon Peabody LLP as Co-Counsel to the Debtors (Docket No. 551; "Nixon Quarterly Requests")* (collectively, the

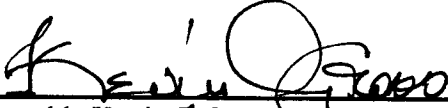
¹ The Debtors are the following entities (with the last four digits of their federal tax identification numbers in parentheses): Cynergy Data, LLC (8677); Cynergy Data Holdings, Inc. (8208); Cynergy Prosperity Plus, LLC (4265). The mailing address for the Debtors is 30-30 47th Avenue, 9th Floor, Long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

“Quarterly Requests”), all as summarized on Exhibit A attached hereto; and the Court having reviewed the Quarterly Requests; and there being no objections to the fee applications referenced in the Quarterly Requests; and the Court having found that (a) notice of the Quarterly Requests was adequate under the circumstances; (b) the Court has jurisdiction over this matter pursuant to 28 U.S.C. §§ 157 and 1334; (c) this is a core proceeding pursuant to 28 U.S.C. §157(b)(2); (d) the fees allowed hereby represent reasonable compensation for actual and necessary services rendered by the applicants; (e) the expenses allowed hereby represent actual and necessary expenses incurred by the applicants in the performance of their duties in these chapter 11 cases; and (f) the Quarterly Requests were filed and served pursuant to the Order Establishing Procedures for Interim Compensation and Reimbursement of Expenses of Professionals and Committee Members dated September 15, 2009, it is hereby

ORDERED, ADJUDGED AND DECREED THAT:

1. The fees and expenses requested in the Quarterly Requests are allowed, as set forth on Exhibit A attached hereto.
2. The Debtors are instructed to pay the difference, if any, between the allowed amount of fees and expenses allowed by this Order and the actual interim payments received by Jager Smith P.C., Deloitte Financial Advisory Services LLP, Ashby & Geddes, P.A., Pepper Hamilton LLP, CM&D Management Services LLC, and Nixon Peabody LLP.

Dated: February 18, 2010



Honorable Kevin J. Gross
United States Bankruptcy Judge

EXHIBIT A

APPLICANT	PERIOD	FEES AND EXPENSES REQUESTED	FEES AND EXPENSES ALLOWED	AMOUNT OF HOLDBACK FEES SOUGHT
Pepper Hamilton LLP Delaware Counsel to the Debtors	9/1/09 – 11/30/09	<u>Fees:</u> \$96,554.50 <u>Expenses:</u> \$11,123.26	<u>Fees:</u> \$96,554.50 <u>Expenses:</u> \$11,123.26	\$19,310.90
Nixon Peabody LLP Counsel to the Debtors	9/1/09 – 11/30/09	<u>Fees:</u> \$1,031,339.75 <u>Expenses:</u> \$10,834.74	<u>Fees:</u> \$1,031,339.75 <u>Expenses:</u> \$10,834.74	\$206,267.95
CM&D Financial Advisor to the Debtors	9/1/09 – 11/30/09	<u>Fees:</u> \$756,629.00 <u>Expenses:</u> \$40,327.20	<u>Fees:</u> \$756,629.00 <u>Expenses:</u> \$40,327.20	\$151,325.80
Ashby & Geddes, P.A. Counsel to the Official Committee of Unsecured Creditors	9/10/09 – 11/30/09	<u>Fees:</u> \$36,159.00 <u>Expenses:</u> \$1,960.42	<u>Fees:</u> \$36,159.00 <u>Expenses:</u> \$1,960.42	\$7,231.80
Jager Smith P.C. Counsel to the Official Committee of Unsecured Creditors	9/10/09 – 11/30/09	<u>Fees:</u> \$275,882.50 <u>Expenses:</u> \$5,578.43	<u>Fees:</u> \$275,882.50 <u>Expenses:</u> \$5,558.43 ¹	\$55,176.50
Deloitte Financial Advisory Services LLP Financial Advisor to the Official Committee of Unsecured Creditors	9/10/09 – 11/30/09	<u>Fees:</u> \$107,850.00 <u>Expenses:</u> \$3,550.99	<u>Fees:</u> \$107,850.00 <u>Expenses:</u> \$3,550.99	\$21,570.00

¹ Jager Smith voluntarily reduced the amount of the expenses sought in its first Monthly Fee Statement in the amount of \$20.00.