

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

In re:

CYNERGY DATA, LLC, *et al.*,<sup>1</sup>

Debtors.

Chapter 11

Case No. 09-13038 (KG)

Jointly Administered

**Hearing Date: September 15, 2009 at 2:00 p.m.**  
**Objection Deadline: September 10, 2009 at 4:00**  
**(extended to September 14, 2009 at 4:00 to the**  
**Committee)**  
**Related Docket Nos. 10, 14**

**NOTICE OF HEARING**

PLEASE TAKE NOTICE that, on September 1, 2009, the above-captioned debtors and debtors-in-possession (collectively, the “Debtors”) filed the following motions (collectively, the “Motions”)

- Debtors’ Motion for an Order under Bankruptcy Rules 1007(a)(5) and 1007(c) and Local Rule 1007-1(b) Granting the Debtors Additional Time to File Schedules of Assets and Liabilities and Statements of Financial Affairs (Docket No. 10)
- Debtors’ Motion for an Order Establishing Procedures for Interim Compensation and Reimbursement of Expenses of Professionals and Committee Members (Docket No. 14)

PLEASE TAKE FURTHER NOTICE that you were previously served with the Motions on September 1, 2009.

PLEASE TAKE FURTHER NOTICE that objections and other responses (collectively, “Objections”) to the Motions must be: (i) filed with the Clerk of the United States Bankruptcy Court for the District of Delaware, 824 Market Street, 3<sup>rd</sup> Floor, Wilmington, Delaware 19801, **on or before September 10, 2009 at 4:00 p.m. (ET) (extend to September 14, 2009 at 4:00 for the Committee) (the “Objection Deadline”)**; and (ii) served so as to be actually received by the undersigned counsel to the Debtors on or before the Objection Deadline.

A HEARING TO CONSIDER THE MOTIONS WILL BE HELD BEFORE THE HONORABLE KEVIN GROSS, UNITED STATES BANKRUPTCY JUDGE, AT THE UNITED STATES BANKRUPTCY COURT FOR THE DISTRICT OF DELAWARE, 824 MARKET STREET, 6<sup>TH</sup> FLOOR, WILMINGTON, DELAWARE 19801, ON **September 15, 2009 at 2:00 p.m. (ET)**.

<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.

IF YOU FAIL TO RESPOND TO THE MOTIONS IN ACCORDANCE WITH THIS NOTICE, THE COURT MAY GRANT THE RELIEF REQUESTED IN THE MOTIONS WITHOUT FURTHER NOTICE OR OPPORTUNITY FOR A HEARING.

Dated: September 2, 2009  
Wilmington, Delaware

Respectfully submitted,

PEPPER HAMILTON LLP

/s/ Evelyn J. Meltzer

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*Proposed Counsel for the Debtors  
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