

**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> , <sup>1</sup>  Debtors.	Chapter 11  Case No. 09-13038 (KG)  Jointly Administered
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**NOTICE OF AMENDED AGENDA OF MATTERS SCHEDULED  
FOR HEARING ON MAY 20, 2010 AT 2:00 P.M. EASTERN TIME**

**UNCONTESTED MATTER WITH A FILED CNO**

1. Motion to Approve Proposed Cure Disbursements to Certain Vendors (Docket No. 697; filed April 15, 2010)

Related Document: Certificate of No Objection Regarding Motion to Approve Proposed Cure Disbursements to Certain Vendors (Docket No. 736; filed May 11, 2010)

Objection Deadline: May 7, 2010 at 4:00 p.m.

Objection Received: None.

Status: No hearing necessary. Counsel requests the proposed order submitted with the Certificate of No Objection be entered at the Court's convenience.

**UNCONTESTED MATTER**

2. Second Omnibus Motion of the Official Committee of Unsecured Creditors for an Order under Rule 2004 of the Federal Rules of Bankruptcy Procedure Authorizing Examinations of (I) Wall & Associates CPA, (II) Capossela Cohen, LLC and (III) J.H. Cohen, LLP (Docket No. 718; filed April 22, 2010)

**Related Document: Certification of Counsel Regarding Second Omnibus Motion of the Official Committee of Unsecured Creditors for an Order under Rule 2004 of the Federal Rules of Bankruptcy Procedure Authorizing Examinations of (I) Wall & Associates**

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<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.

**CPA, (II) Capossela Cohen, LLC and (III) J.H. Cohen, LLP  
(Docket No. 747; filed may 19, 2010)**

Objection Deadline: May 13, 2010 at 4:00 p.m.

Objection Received: None.

Status: This matter is going forward. **The Committee has submitted revised, consensual proposed forms of order to the Court under certification of counsel prior to the hearing.**

**CONTESTED MATTER**

3. Cynergy Holdings, LLC's Motion to Enforce Sale Order and to Compel Debtors to Cause to Be Released from Escrow Certain EP Reserve Cure Costs (Docket No. 719; filed April 22, 2010)

Related Document: None.

Objection Deadline: March 10, 2010 at 4:00 p.m.

Objection Received:

- a. Debtors' Opposition to Motion to Enforce Sale Order and Compel Debtors to Cause to Be Released from Escrow Certain EP Reserve Cure Costs (Docket No. 733; filed May 10, 2010)
- b. Limited Objection of Tribul Merchant Services, LLC, Tribul LLC, and Second Source Funding LLC to Motion to Enforce Sale Order and to Compel Debtors to Cause to be Released from Escrow Certain Reserve Cure Costs (Docket No. 734; filed May 10, 2010)
- c. Purchaser's Reply to Debtors' Opposition to Motion to Enforce the Sale Order and to Compel Debtors to Cause to be Released from Escrow Certain EP Reserve Cure Costs (Docket No. 745; filed May 18, 2010)
- d. **Motion Pursuant to Del.Bankr.LR 9006-1(d) for Leave to File Debtors' Response to Reply of Purchasers to Debtors' Opposition to Motion to Enforce Sale Order and Compel Debtors to Cause to be Release from Escrow Certain EP Reserve Cure Costs (Docket No. 748; filed May 19, 2010)**

Status: This matter is going forward.

**FEE APPLICATION HEARING**

4. Quarterly Fee Applications of the Debtors' Professionals and the Committee's Professionals for the Period Ending February 28, 2010.

Objection Deadline: Various. See relevant fee application.

Related Documents: See Exhibit A attached hereto.

Objections Received: None.

Status: This matter is going forward.

Dated: May 19, 2010  
Wilmington, Delaware

Respectfully submitted,

PEPPER HAMILTON LLP

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*Counsel for the Debtors  
and Debtors in Possession*

# **EXHIBIT A**

**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.*,<sup>1</sup>  
Debtors.

Chapter 11

Case No. 09-13038 (KG)

Jointly Administered

**Hearing Date: May 20, 2010 at 2:00 p.m.**

**INDEX TO FEE APPLICATION BINDER FOR  
HEARING SCHEDULED ON MAY 20, 2010 AT 2:00 P.M.**

**DEBTORS' PROFESSIONALS**

2. Notice of Second Quarterly Fee Application Request of Pepper Hamilton LLP as Co-Counsel to the Debtors (Docket No. 695; filed April 14, 2010)

Related Documents:

- a. Fourth Interim Application of Pepper Hamilton LLP for Allowance of Compensation for Services Rendered and Reimbursement of Expenses Incurred as Counsel to the Debtors for the Period December 1, 2009 through December 31, 2009 (Docket No. 567; filed January 25, 2010)
- b. Certificate of No Objection (Docket No. 602; filed February 18, 2010)
- c. Fifth Interim Application of Pepper Hamilton LLP for Allowance of Compensation for Services Rendered and Reimbursement of Expenses Incurred as Counsel to the Debtors for the Period January 1, 2010 through January 31, 2010 (Docket No. 617; filed March 2, 2010)
- d. Certificate of No Objection (Docket No. 657; March 25, 2010)
- e. Sixth Interim Application of Pepper Hamilton LLP for Allowance of Compensation for Services Rendered and Reimbursement of Expenses Incurred as Counsel to the Debtors for the Period February 1, 2010 through February 28, 2010 (Docket No. 650; filed March 19, 2010)
- f. Certificate of No Objection (Docket No. 689; April 13, 2010)

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<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.

3. Notice of Amended Second Quarterly Fee Application Request of Nixon Peabody LLP as Co-Counsel to the Debtors (Docket No. 710; filed April 20, 2010)

Related Documents:

- a. Fourth Monthly Application of Nixon Peabody LLP, Counsel for the Debtors, for Allowance of Compensation for Services Rendered and Reimbursement of Expenses Incurred from December 1, 2009 through December 31, 2009 (Docket No. 555; filed February 5 , 2010)
  - b. Certificate of No Objection (Docket No. 585; filed February 9, 2010)
  - c. Fifth Monthly Application of Nixon Peabody LLP, Counsel for the Debtors, for Allowance of Compensation for Services Rendered and Reimbursement of Expenses Incurred from January 1, 2010 through January 31, 2010 (Docket No. 595; filed February 17, 2010)
  - d. Certificate of No Objection (Docket No. 635; filed March 12, 2010)
  - e. Sixth Monthly Application of Nixon Peabody LLP, Counsel for the Debtors, for Allowance of Compensation for Services Rendered and Reimbursement of Expenses Incurred from February 1, 2010 through February 28, 2010 (Docket No. 636; filed March 15, 2010)
  - f. Certificate of No Objection (Docket No. 677; filed April 7, 2010)
4. Notice of Second Quarterly Fee Application Request of CM&D Management Services LLC as Financial Advisors to the Debtors (Docket No. 693; filed April 14, 2010)

Related Documents:

- a. Fourth 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, 2009 through December 31, 2009 (Docket No. 534; filed January 11, 2010)
- b. Certificate of No Objection (Docket No. 577; filed February 3, 2010)
- c. Fifth 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 January 1, 2010 through January 31, 2010 (Docket No. 888; filed February 11, 2010)
- d. Certificate of No Objection (Docket No. 628; filed March 8, 2010)

- e. Sixth Monthly 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 February 1, 2010 through February 28, 2010 (Docket No. 631; filed March 10, 2010)
- f. Certificate of No Objection (Docket No. 673; filed April 6, 2010)

### **COMMITTEE'S PROFESSIONALS**

- 5. Notice of Second Interim Fee Application of Ashby & Geddes, P.A. for the Period of December 1, 2009 through February 28, 2010 (Docket No. 688; filed April 13, 2010)

#### Related Documents:

- a. Fourth Monthly Application of Ashby & Geddes, P.A. as Delaware Counsel to the Official Committee of Unsecured Creditors, for Allowance of Compensation for Services Rendered and Reimbursement of Expenses Incurred for the Period of December 1, 2009 through December 31, 2009 (Docket No. 572; filed January 26, 2010)
  - b. Certificate of No Objection (Docket No. 603; filed February 18, 2010)
  - c. Fifth Monthly Application of Ashby & Geddes, P.A. as Delaware Counsel to the Official Committee of Unsecured Creditors, for Allowance of Compensation for Services Rendered and Reimbursement of Expenses Incurred for the Period of January 1, 2010 through January 31, 2010 (Docket No. 610; filed February 23, 2010)
  - d. Certificate of No Objection (Docket No. 644; filed March 17, 2010)
  - e. Sixth Monthly Application of Ashby & Geddes, P.A. as Delaware Counsel to the Official Committee of Unsecured Creditors, for Allowance of Compensation for Services Rendered and Reimbursement of Expenses Incurred for the Period of February 1, 2010 through February 28, 2010 (Docket No. 645; filed March 17, 2010)
  - f. Certificate of No Objection (Docket No. 680; filed April 8, 2010)
- 6. Second Interim Fee Application of Jager Smith P.C. Compensation for Services Rendered and Reimbursement of Expenses as Counsel to the Unsecured Creditors for the Period of December 1, 2009 through February 28, 2010 (Docket No. 687; Filed April 13, 2010)

#### Related Documents:

- a. Fourth Monthly Application of Jager Smith P.C. for Compensation for Services Rendered and Reimbursement of Expenses as Counsel to the Official Committee of Unsecured Creditors for the Period from December 1, 2009 through December 31, 2009 (Docket No. 539; filed January 13, 2010)
  - b. Certificate of No Objection (Docket No. 578; filed February 4, 2010)
  - c. Fifth Monthly Application of Jager Smith P.C. for Compensation for Services Rendered and Reimbursement of Expenses as Counsel to the Official Committee of Unsecured Creditors for the Period from January 1, 2010 through January 31, 2010 (Docket No. 592; filed February 12, 2010)
  - d. Certificate of No Objection (Docket No. 627; filed March 8, 2010)
  - e. Sixth Monthly Application of Jager Smith P.C. for Compensation for Services Rendered and Reimbursement of Expenses as Counsel to the Official Committee of Unsecured Creditors for the Period from February 1, 2010 through February 18, 2010 (Docket No. 648; filed March 18, 2010)
  - f. Certificate of No Objection (Docket No. 682; filed April 9, 2010)
7. Second Interim Application of Deloitte Financial Advisory Services LLP, Financial Advisor for the Official Committee of Unsecured Creditors, for Compensation and Reimbursement of Expenses for the Period from December 1, 2009 through February 28, 2010 (Docket No. 692; April 14, 2010)

Related Documents:

- a. Third Monthly Fee Application of Deloitte Financial Advisory Services LLP, Financial Advisors to the Official Committee of Unsecured Creditors, for Compensation Incurred for the Period from December 1, 2009 through February 28, 2010 (Docket No. 691; April 14, 2010)
- b. Certificate of No Objection (Docket No. 732; filed May 6, 2010)