The Debtor has listed your claim as Disputed on Schedule F as a General Unsecured claim

Claim #400 Date Filed: 2/26/2010

B 10 (Custom Form 10) (04/09)

UNITED STATES BANKRUPTCY COURT DISTRICT OF DELAWARE

PROOF OF CLAIM

Indicate the Debtor against which you assert a claim by checking the appropriate box below. (**Check only one Debtor per claim form.**)

X Cynergy Data, LLC – (Case No. 09-13038) ☐ Cynergy Data Holdings, Inc. – (Case No. 09-13039) ☐ Cynergy Prosperity Plus, LLC – (Case No. 09-13040)

Name of Creditor (the person or other entity to whom the debtor owes money or property):

BACK TO THE CARIBBEAN US

Name and address where notices should be sent: Name ID: 8535897 Pack No. 176

BACK TO THE CARIBBEAN US
7590 SW 37TH CT
DAVIE, FL 33314

Telephone No. 954-980-7677

☐ Check this box to indicate that this claim amends a previously filed claim.

Court Claim Number: _____
(*if known*)

Filed on: _____

Name and address where payment should be sent (if different from above):

Telephone No.

☐ Check box if you are aware that anyone else has filed a proof of claim relating to your claim. Attach copy of statement giving particulars.

☐ Check this box if you are the debtor or trustee in this case.

1. Amount of Claim as of Date Case Filed: $ 21,269.09

If all or part of your claim is secured, complete item 4 below; however, if all of your claim is unsecured, do not complete item 4.

If all or part of your claim is entitled to priority, complete item 5.

☐ Check this box if claim includes interest or other charges in addition to the principal amount of the claim. Attach itemized statement of all interest or charges

2. Basis for Claim: monies held for goods sold
(See instruction #3a on reverse side.)

3. Last four digits of any number by which creditor identifies debtor: 4103

3a. Debtor may have scheduled account as: _____
(See instruction #3a on reverse side.)

3b. Creditor Tax ID #

4. Secured Claim (See instruction #4 on reverse side.)
Check the appropriate box if your claim is secured by a lien on property or a right of setoff and provide the requested information.

Nature of property or right of setoff: ☐ Real Estate ☐ Motor Vehicle ☐ Other
Describe:

Value of Property: $_____ **Annual Interest Rate:** _____**%**

Amount of arrearage and other charges as of time case filed included in secured claim, if any: $_____ **Basis for Perfection:** _____

Amount of Secured Claim: $_____ **Amount Unsecured: $**_____

6. Section 503(b)(9) Claim Amount: _____

☐ Check this box if your claim is for the value of goods received by the debtor within 20 days before the date of commencement of the case (11 U.S.C. §503(b)(9)). Include the amount of such claim in the space for "Section 503(b)(9) Claim Amount" above.

7. Credits: The amount of all payments on this claim has been credited for the purpose of making this proof of claim.

8. Documents: Attach redacted copies of any documents that support the claim, such as promissory notes, purchase orders, invoices, itemized statements of running accounts, contracts, judgments, mortgages and security agreements. You may also attach a summary. Attach redacted copies of documents providing evidence of perfection of a security interest. You may also attach a summary. (*See instruction 7 and definition of "redacted" on reverse side.*)

DO NOT SEND ORIGINAL DOCUMENTS. ATTACHED DOCUMENT MAY BE DESTROYED AFTER SCANNING.

If the documents are not available, please explain:

Date: 2/22/10

Signature: The person filing this claim must sign it. Sign and print name and title, if any, of the creditor or other person authorized to file this claim and state address and telephone number if different from the notice address above. Attach copy of power of attorney, if any.

5. Amount of claim Entitled to Priority under 11 U.S.C. § 507(a). If any portion of your claim falls in one of the following categories, check the box and state the amount.

Specify the priority of the claim.

☐ Domestic support obligations under 11 U.S.C. § 507(a)(1)(A) or (a)(1)(B).

☐ Wages, salaries, or commission (up to $10,950*) earned within 180 days before filing of the bankruptcy petition or cessation of the debtor's business, which ever is earlier -- 11 U.S.C. § 507(a)(4).

☐ Contributions to an employee benefit plan -- 11 U.S.C. § 507(a)(5).

☐ Up to $2,425* of deposits toward purchase, lease, or rental of property or services for personal, family, or household use -- 11 U.S.C. § 507(a)(7).

☐ Taxes or penalties owed to governmental units -- 11 U.S.C. § 507(a)(8).

☐ Other -- Specify applicable paragraph of 11 U.S.C. § 507(a)(___).

Amount entitled to priority:

$_____

** Amounts are subject to adjustment on 4/1/10 and every 3 years thereafter with response to cases commenced on or after the date of adjustment.*

RECEIVED
FEB 26 2010
KURTZMAN CARSON CONSULTANTS

Penalty for presenting fraudulent claim: Fine of up to $500,000 or imprisonment for up to 5 years, or both. 18 U.S.C. §§ 152 and 3571.

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Schedule 1 to the Cure Notice

Executory Contracts with Proposed Cure Amounts*

*Any Cure Amount relating to an Assumed Contract, pursuant to which the Debtors are required to fund a reserve account, shall be deposited in accordance with the terms of such Assumed Contract.

Name	Address	Cure Amount
AMERICAN NATIONAL COUNSELING SERVICES	73 BLUE DR 6 LYNCHBURG VA 24502	$ 8.80
AMERICAN PAYMENT SERVICE	110 AVE H SUITE 200 MARBLE FALLS TX 78654	$ -
AMERICAN PAYMENT SYSTEMS	754 THE ALAMEDA 3302 SAN JOSE CA 95126	$ -
AMERICAN STANDARD FINANCE COM	401 N MILAS ST 0 SANTA BARBARA CA 93101	$ 32,491.80
AMERICAN STANDARD ONLINE COM	401 N MILPAS ST 0 SANTA BARBARA CA 93101	$ 36,603.30
AMERICAN TECHNOLOGY PROCESSING	105 WOODCROFT COURT 0 NEW BERN NC 28562	$ -
AMERICAS CHOICE READERS SERVICE	350 E STREET 0 SANTA ROSA CA 95404	$ 93,262.47
AMERICAS NETWORK INC	2285 OAK RD SUITE B SNELLVILLE GA 30078	$ -
AMERIMERCHANT	475 PARK AVENUE SOUTH 15TH. FLOOR NEW YORK NY 10016	$ -
AmeriMerchant LLC	450 Park Avenue South, 11th Floor, New York, NY 10016	$ -
AMHERST CAPITAL FUNDING, LLC	1600 AMHERST 0 BEVERLY HILLS MI 48025	$ -
AMSAV 888 7110032*V	1135 TERMINAL WAY STE 203 RENO NV 89502	$ 1,896.23
ANCHOR DOOR	606 E MAIN AVE SUITE C-4 PUYALLUP WA 98371	$ 2,943.06
ANCHOR HOME SEARCH	401 N MILPAS ST 0 SANTA BARBARA CA 93103	$ 58,012.76
ANCHOR HOUSE FINANCIAL	401 N MILPAS STREET SUITE E SANTA BARBARA CA 93103	$ 60,542.30
ANDREA MILLER FOUNDATION	PO BOX 163 0 EXCELSIOR MN 55331	$ 73.00
ANDRES JEWELRY REPAIR	4008 83RD ST 0 ELMHURST NY 11373	$ 257.63
ANGOLO IMPORT INC	6740 NW 114TH AVE STE 704 DORAL FL 33178	$ 4,905.90
ANGOLO IMPORT INC	6740 NW 114TH AVE STE 704 DORAL FL 33178	$ 902.82
ANTI-AGING PLUS	405 RIVER GLEN TRACE 0 ATLANTA GA 30328	$ 1,522.53
ANTONIO SMITH	925 MAIN STREET 0 STONE MOUNTAIN GA 30083	$ -
ANYTIME FITNESS CENTER	943 AMORETI STREET 0 LANDER WY 82520	$ 0.03
APIDRINE COM	1350 DRAPER PARKWAY 0 DRAPER UT 84020	$ 62.06
ARENAS BPS CORP./BPS SERVICE	7211 AUSTIN ST 283 FOREST HILLS NY 11375	$ -
ARGENTINA FLAT	1110 BRICKELL AVE SUITE 504 MIAMI FL 33131	$ 18,246.04
ARRECIFES ADVERTISING	PO BOX 452639 0 MIAMI FL 33245	$ 3,164.45
ART 4 GIVING	326 STARLING ROAD 0 MILL VALLEY CA 94941	$ 1.50
Arthur J. Jarrett, III	46 William St Apt 2, Worcester MA 01609	$ -
ARTIS FURNITURE CO	2830 100TH ST 0 URBANDALE IA 50322	$ 42,959.56
ARTISTIQUE DIVERSIFIED	PO BOX 465 0 LAVERNIA TX 78121	$ 9,548.75
ASCENTIAL BIOSCIENCE LLC	489 W WASHINGTON #40 0 SEQUIM WA 98382	$ 29,329.62
Aschettino, Stephen	128 Split Oak Drive, East Norwich, NY 11732	$ 27,156.25
ASCII SERVICES	2665 HOMECREST AVE 5F BROOKLYN NY 11235	$ -
AT&T WIRELESS-995010985 / CINGULAR	AT&T MOBILITY PO BOX 6463 CAROL STREAM, IL 60197-6463	$ 21,093.48
AT&T WIRELESS-995020647 / CINGULAR	AT&T MOBILITY P.O. BOX 6463 CAROL STREAM, IL 60197-6463	$ -
AT&T-052 433 5665 001	AT&T PO BOX 9001310 LOUISVILLE, KY 40290-1310	$ -
AT&T-059 308 2664 001	AT&T PO BOX 9001310 LOUISVILLE, KY 40290-1310	$ -
AT&T-678 556-0081 001 1884.	AT&T P.O. BOX 105262 ATLANTA, GA 30348-5262	$ -
AT&T-820921284	AT&T MOBILITY PO BOX 6463 CAROL STREAM, IL 60197-6463	$ -
AT&T-832514844	AT&T MOBILITY PO BOX 6463 CAROL STREAM, IL 60197-6463	$ 420.58
ATLAS MERCHANT SERVICES LLC	3761 VENTURE DRIVE SUITE 235 DULUTH GA 30097	$ -
ATM ALLIANCE CORP	3690 E. HWY 290 BUILDING B1-B2 DRIPPING SPRINGS TX 78620	$ -
AUCTIONMEN 8009313092	15550 LIGHTWAVE DR STE 300 CLEARWATER FL 33760	$ 5,258.60
Authorize.net	915 South 500 East, Suite 200, American Fork, Utah 84003	$ -
Authur Janett	New - never been paid - No 1099 on file	$ -
AUTO STAR MEMBERSHIP	3109 KNOX SUITE 716 DALLAS TX 75205	$ 1,144.02
AUTOMATED MARKETING SYSTEMS LLC	PMR 105 108 S 4TH STREET 0 CABOT AR 72023	$ 666.33
AUTOMOTIVE WARRANTY SOLUTIONS	260 SW NATURA AVE 0 DEARFIELD BEACH FL 33441	$ 8,336.63
AUTOSUPPORT 8004624804	15476 NW 77TH COURT SUITE 323 MIAIM LAKES FL 33016	$ 0.20
AVALON RIVERVIEW NORTH	AVALON RIVERVIEW NORTH - BOX NY018 SABRE BUSINESS PARK 2901 SABRE ST. STE 100 VIRGI	$ 2,970.00
AVILA STONE	501 SOUTH AVE 0 DONNA TX 78537	$ 578.32
AXCESS BANKCARD, LLC	16230 S 37TH WAY 0 PHOENIX AZ 85048	$ -
AXIOM MERCHANT SERVICES	278 HEMINGWAY DR 0 OLDSMAR FL 34677	$ -
AXIS MERCHANT GROUP	500 AIRPORT BLVD STE 405 BURLINGAME CA 94010	$ -
B AND G HOLDINGS	112-01 75TH AVE #2 FORST HILLS NY 11375	$ -
B AND T WHOLESALE	PO BOX 702016 0 DALLAS TX 75370	$ 8,097.10
B C FUNDING, LLC	280 ROUTE 109 2E FARMINGDALE NY 11735	$ -
B.C. Funding, LLC	3111 N University Drive, Suite 800, Coral Springs, FL 33065	$ -
BACK TO THE CARIBBEAN	7590 SW 37TH CT 0 DAVIE FL 33314	$ 40,998.70
BACK TO THE CARIBBEAN	7590 SW 37TH CT 0 DAVIE FL 33314	$ 39,317.30
BACK TO THE CARIBBEAN US	7590 SOUTHWEST 37TH COURT 0 DAVIE FL 33314	$ 19,409.83
BANCARD PAYMENT SYSTEMS	820 N GLENVILLE DR 0 RICHARDSON TX 75081	$ -
BANCTEK SOLUTIONS	1660 WYNKOOP ST SUITE 1100 DENVER CO 80202	$ 15,109.18
BANKCARD ALLIANCE	55 TRUMBULL ST UNIT 1207 HARTFORD CT 6103	$ -
BANKCARD CONSULTANTS	PO BOX 1277 0 MARY ESTHER FL 32569	$ -
BANKCARD LIBERTY	3625 DEL AMO BLVD SUITE 395 TORRANCE CA 90503	$ -
BANKCARD PROCESSING SERVICES	137 1/2 MAYNARD STREET 0 GLENDALE CA 91205	$ -
BANKCARD USA	1130 ATLANTIC AVENUE 0 CAMDEN NJ 8104	$ -
BARR SECURITY AND CAFE PREPAY	5042 GROVELAND TERRACE 0 NAPLES FL 34119	$ 40,864.12
BDI	1091 SOUTH CIMARRON SUITE A4 LAS VEGAS NV 89145	$ 66,560.20
BDS	50 EAST 100 SOUTH 300 ST GEORGE UT 84770	$ 40,694.33
BE	5900 HOLLIS STREET SUITE R2 EMERYVILLE CA 94608	$ 10,597.78
BE	5900 HOLLIS STREET SUITE R2 EMERYVILLE CA 94608	$ 3,912.60
BE	5900 HOLLIS STREET SUITE R2 EMERYVILLE CA 94608	$ 314.77
BEE JEWELS INC	606 S. HILL ST SUITE 902 LOS ANGELES CA 90014	$ 36,357.68
BELLACLEAR	10955 WESTMOOR DR FL 4 0 WESTMINSTER CO 80021	$ 14,039.22
BELLANUE BEAUTY	12328 VENICE BLVD 0 LOS ANGELES CA 90066	$ 601.41
BELLANUE BEAUTY	2550 E DESERT INN RD STE 999 LAS VEGAS NV 89121	$ 267.52
BENEFIT ADVANTAGE	450 SW 12TH AVENUE 0 DEERFIELD BEACH FL 33442	$ 12,140.66
BENEFIT ADVANTAGE	7311 ANNAPOLIS LANE 0 PARKLAND FL 33067	$ 11,851.46
BENEFIT SOLUTIONS CENTER INC	600 LOUIS DRIVE 202A WARMINSTER PA 18974	$ -
BENEFITS MARKETING ALLIANCE	3109 KNOX SUITE 716 DALLAS TX 75205	$ 4,356.65
BENEFITS MARKETING ALLIANCE	3109 KNOX SUITE 716 DALLAS TX 75205	$ 85.99
BERRYSLIM 866 674 3960	1152 MAE ST PMB 226 0 HUMMELSTOWN PA 17036	$ 25,203.03
BEST VALUE LOCATOR	P.O. BOX 3590 0 JOHNSON CITY TN 37602	$ 3,678.32
BETTER BILLING SOLUTIONS	10501 CEDAR LAKE RD STE 515 0 MINNETONKA MN 55305	$ 4,618.04

As of 9/17/

Subj: **RE: Reserves**
Date: 2/25/2010 2:08:59 PM Eastern Standard Time
From:
To:
CC:
Received from Internet:

Ross,

Below is the updated reserve amounts as of today. Please let me know if there is anything else you need.

MID	DBA	RESERVE AMOUNT
3899000000959872'	BACK TO THE CARIBBEAN	$59,617.60
3899000000714103 '	BACK TO THE CARIBBEAN US	$21,269.09
3899000000347102 '	BACK TO THE CARIBBEAN	$43,105.20

Best Regards,
Danielle
Danielle Ludwig
Compliance Manager

ePay

3025 S. Parker Rd. #610 Aurora, CO 80014
Office (303) 872-1300 Fax (303) 872-1399
Toll Free (877) 872-1333
dludwig@epaydata.com

From: ROSSF8690@cs.com [mailto:ROSSF8690@cs.com]
Sent: Thursday, February 25, 2010 12:04 PM
To: Danielle Ludwig
Cc: Whitney Giuffra
Subject: Reserves