

**ORIGINAL**

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

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| <p>In re:</p> <p>CD LIQUIDATION CO., LLC f/k/a<br/>CYNERGY DATA, LLC, et al.,</p> <p style="text-align: center;">Debtors.</p> | <p>Chapter 11</p> <p>Case No. 09-13038 (KG)</p> <p>Substantively Consolidated</p> |
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**ORDER APPROVING AND SEALING SETTLEMENT AGREEMENT  
BY AND BETWEEN THE TRUSTEE AND THE TRIBUL PARTIES**

Upon consideration of the proposed Settlement Agreement (the "Settlement") attached under seal hereto as **Exhibit A** by and between the Trustee of the CD Liquidation Trust and Tribul LLC, Tribul Cash, LLC, and Second Source Funding LLC (together, the "Tribul Parties") in resolution of the Tribul Claims<sup>1</sup>; and after due consideration of the Settlement and appropriate documents related thereto; and upon the Court finding that it has jurisdiction over this matter; and upon the record and after due deliberation thereon; and the Court finding for cause under Federal Rule of Bankruptcy Procedure 2002(a)(3) that under the circumstances no further notice or hearing is necessary; and sufficient cause appearing therefor:

IT IS HEREBY ORDERED THAT:

1. The Settlement attached hereto as **Exhibit A** is approved.
2. The Settlement attached hereto as Exhibit A shall be kept segregated and under seal by the Clerk of Court and shall not be made publicly available pursuant to sections 105(a) and 107(b) of the Bankruptcy Code, Bankruptcy Rule 9018, and Local Rule 9018-1(b).
3. The Trustee is authorized to settle the Tribul Claims pursuant to and in accordance with the terms of the Settlement.

<sup>1</sup> Undefined capitalized terms used herein shall have the meanings given to them in the Settlement.



4. The Trustee, the Trust Parties, and all other persons or entities are authorized to take all necessary actions to effectuate the Settlement.

5. The Court shall retain jurisdiction to hear all matters arising from this Order or the Settlement.

Dated: **FEBRUARY**<sup>3</sup>, 2012  
Wilmington, DE

  
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THE HONORABLE KEVIN GROSS  
CHIEF UNITED STATES BANKRUPTCY JUDGE

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# **EXHIBIT A**

**SETTLEMENT AGREEMENT**  
**[FILED UNDER SEAL]**