UNITED STATES BANKRUPTCY COURT	PROOF OF CLAIM	
Name of Debtor: Cynergy Data, LLC	Case Number 09-13038	
NOTE: This form should not be used to make a claim for an administrative expense arising after the commencement of administrative expense may be filed pursuant to 11 U.S.C. § 503.	of the case. A re	quest for payment of an
Name of Creditor (the person or other entity to whom the debtor owes money or property): A Close Finish LTD	claim ame	box to indicate that this nds a previously filed
Name and address where notices should be sent:	claim.	
A Close Finish LTD 167 N. 9th St., Brooklyn, NY 11211	Court Claim (If known)	Number:
Telephone number: (917) 207-7632	Filed on:	
Name and address where payment should be sent (if different from above):	anyone els relating to	box if you are aware that se has filed a proof of claim your claim. Attach copy of giving particulars.
Telephone number:		s box if you are the debtor in this case.
1. Amount of Claim as of Date Case Filed: \$ 3,668.00		f Claim Entitled to
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.	any porti one of th	nder 11 U.S.C. §507(a). If on of your claim falls in e following categories, box and state the
If all or part of your claim is entitled to priority, complete item 5.	amount.	
☐ Check this box if claim includes interest or other charges in addition to the principal amount of claim. Attach itemized statement of interest or charges.		riority of the claim.
2. Basis for Claim: Services performed		support obligations under §507(a)(1)(A) or (a)(1)(B).
(See instruction #2 on reverse side.) 3. Last four digits of any number by which creditor identifies debtor: 8677		laries, or commissions (up
3a. Debtor may have scheduled account as: (See instruction #3a on reverse side.) 4. Secured Claim (See instruction #4 on reverse side.)		0*) earned within 180 days ing of the bankruptcy r cessation of the debtor's whichever is earlier – 11
Check the appropriate box if your claim is secured by a lien on property or a right of setoff and provide the requested information.		ons to an employee benefit
Nature of property or right of setoff: Real Estate Motor Vehicle Other Describe:	1	U.S.C. §507 (a)(5). 125* of deposits toward
Value of Property;\$ Annual Interest Rate%		lease, or rental of property s for personal, family, or use – 11 U.S.C. §507
Amount of arrearage and other charges as of time case filed included in secured claim,	(a)(7).	1 use 11 0.0.c. 9507
if any: \$Basis for perfection:	☐ Taxes or p	enalties owed to
Amount of Secured Claim: \$ Amount Unsecured: \$	governmental units – 11 U.S.C. §507 (a)(8).	
6. Credits: The amount of all payments on this claim has been credited for the purpose of making this proof of claim.		pecify applicable paragraph .C. §507 (a)().
7. 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.)	1	at entitled to priority:
DO NOT SEND ORIGINAL DOCUMENTS. ATTACHED DOCUMENTS MAY BE DESTROYED AFTER SCANNING.	4/1/10 and ev	e subject to adjustment on very 3 years thereafter with
If the documents are not available, please explain:	respect to ca the date of a	ses commenced on or after ljustment.
Date: 12/01/2009 Signature: The person filing this claim must sign it. Sign and print name and title, if any, of the content of the person authorized to file this claim and state address and telephone number if different from a datases above. Attack content of the person authorized to file this claim and state address and telephone number if different from the person authorized to file this claim and state address and telephone number if different from the person authorized to file this claim and state address and telephone number if different from the person authorized to file this claim and state address and telephone number if different from the person authorized to file this claim and state address and telephone number if different from the person authorized to file this claim and state address and telephone number if different from the person authorized to file this claim and state address and telephone number if different from the person authorized to file this claim and state address and telephone number if different from the person authorized to file this claim and state address and telephone number if different from the person authorized to file this claim and state address and telephone number if different from the person authorized to file this claim and state address and telephone number if different from the person authorized to file this claim and state address and telephone number if different from the person authorized to file this claim and the person authorized to file this claim are address and the person authorized to file this claim are address and the person authorized to file this claim are address and the person authorized to file this claim are address and the person authorize	creditor or	RECEIVED
address above. Attach copy of power of anomey, if Iny. Andrew Morris, Vice President, A Close Finish LTD		DEC 07 2009
Panalty for presenting froudulant claim: Fine of un 6 \$500 000 or marisonment for un to 5 years or both	1811SMIR	THANCARSTING INSUITANTS

Summary of documents

December 1, 2009

TO:

Kurtzman Carson Consultants

FROM:

Andrew Morris, Vice President

A Close Finish LTD

RE:

Claim on debt of Cynergy Data LLC

I was engaged as Owner's Representative for the construction of Cynergy Data's L.I.C. offices. Jesus Garza of MODO Design brought me into the project and approved my early work. Then Andre Blythe, Senior VP of operations, took over and I worked at his direction and sent all my invoices to him.

I am attaching the following to support my claim:

- 1) Jesus Garzas acceptance of my initial verbal quotation of an rate of \$100 per hour
- 2) My initial proposal in a Word document emailed to Jesus Garza
- 3) Jesus Garza's email acceptance of the proposal
- 4) A repeat of the proposal emailed to Andre Blythe
- 5) Andre Blythe's email acceptance
- 6) 10 invoices that were paid by Cynergy
- 7) 1 invoice that was not paid by Cynergy

From: "MODO" < MODODESIGNLLC@aol.com>

Subject: RE: Cynergy proposal

Date: May 6, 2008 11:18:32 PM EDT

To: "'Andrew Morris" <drubob@ix.netcom.com>

Andrew,

You fees have been approved.

I will try to put together a meeting for Monday at 3pm with the Engineering team.

I will be in touch with you via email this week.

Jesus Garza principal **modo** design Ilc. 21 w 106th street 1D new york, ny 10025 212 665 7589

From: Andrew Morris [mailto:drubob@ix.netcom.com]

Sent: Tuesday, May 06, 2008 2:51 PM

To: mododesignllc@aol.com

Subject: Fwd: Cynergy proposal

Andrew Morris 917-207-7632 cell 718-841-7650 fax

Begin forwarded message:

From: Andrew Morris < drubob@ix.netcom.com>

Date: May 6, 2008 1:49:27 PM EDT

To: Jesus Garza < igarza@andrewfranz.com>

Subject: Cynergy proposal

Hello Jesus,

You will find attached a proposal to act as owner's representative for the Cynergy project. If the basic outline is acceptable, I'd like to meet as soon as possible to discuss this so I can get a feel for the amount of involvement the project would require of me. Obviously I would need the budgets I saw at the meeting at Cynergy's office as well as the engineer's budget you based your spreadsheet on.

If you or Mr. Paladini would like to speak to any of my recent clients, please let me know and I can put you in touch with them.

Thanks for the opportunity to look at this work.

Andrew Morris 917-207-7632 cell 718-841-7650 fax

May 6, 2008

modo design, llc. 21 West 106th Street - Suite 1D New York, NY 10025

Attn: Jesus Garza

RE: Owner's Representative proposal

Cynergy Data Interior Renovation 30-00 47th Avenue, 9th floor, LIC, NY

Dear Mr. Garza:

Per your request the following is a proposal to act as owner's representative for the renovation noted above.

As Owner's Representative, I would provide the following services:

- -Thorough review of Contract Documents
- -Meet with contractors who are budgeting the project
- -Suggest other contractors to budget the project if required
- -Coordinate questions and answers with the Designer, contractors, the engineers, and the Owner to assist in clarifying (understanding) the scope of the proposals.
- -Review proposed budgets from the contractors with the goal of recommending one to the Owner
- -Work with the designer, the engineers, the contractor and the owner to reduce the financial scope of the project before construction starts.
- -After Construction begins, I would be available to track the project as needed. If this proposal is accepted, we could discuss the amount of involvement the Owner would require.

My hourly rate for this work is \$100 per hour.

If the above is acceptable to you and the Owner I would like to meet to discuss a schedule for the work.

Very Truly Yours,

Andrew Morris

From: Andrew Morris <drubob@ix.netcom.com>

Subject: Proposal from henceforth

Date: June 23, 2008 4:06:03 PM EDT

To: Andre Blythe <andreb@cynergydata.com>

Cc: Trish Newman <trishn@cynergydata.com>, MODO Design

<mododesignllc@aol.com>

▶ 1 Attachment, 22.0 KB

Per your request Andre

Talk to you at 5

Andrew Morris 917-207-7632 cell 718-841-7650 fax



Cynergy Ow...doc (22.0 KB)



		7
Mem	Oran	dum
TATCTL	Orari	MULL

June 23, 2008

FROM: Andrew Morris

TO: Marcelo Paladini

RE: Pre-Construction Services - Reduced Scope (20,000 sq. ft.) evaluation

As Owner's Representative, I will provide the following services:

- -Thorough review of revised Contract Documents
- -Meet with contractors if necessary
- -Coordinate questions and answers with the Designer, contractors, the engineers, and the Owner to assist in clarifying (understanding) the scope of the proposals.
- -Review proposed budgets from the contractors with the goal of recommending one to the Owner
- -Work with the designer, the engineers, the contractor and the owner to reduce the financial scope of the project before construction starts.
- -After Construction begins, I would be available to track the project as needed. If this proposal is accepted, we could discuss the amount of involvement the Owner would require.

My hourly rate for this work is \$100 per hour.

Signature below indicates agreement of the above Proposal at the rate indicated. At this time I project approximately 40 to 50 hours of pre-construction work remaining until contractor budgets are received and we as a team evaluate the pricing in order to select a contractor.

	Data
Owner	Date

From: "Andre Blythe" <andreb@cynergydata.com>

Subject: RE: Proposal from henceforth

Date: June 23, 2008 5:53:38 PM EDT

To: "Andrew Morris" <drubob@ix.netcom.com>

Cc: "Trish Newman" <trishn@cynergydata.com>, "MODO Design"

<mododesignllc@aol.com>

Approved

----Original Message-----

From: Andrew Morris [mailto:drubob@ix.netcom.com]

Sent: Monday, June 23, 2008 4:06 PM

To: Andre Blythe

Cc: Trish Newman; MODO Design Subject: Proposal from henceforth

Per your request Andre

Talk to you at 5

Andrew Morris 917-207-7632 cell 718-841-7650 fax

167 North Ninth St. Brooklyn, NY 11211

Invoice

Date	Invoice #
5/27/2008	10-104

Bill To

cynergydata
45 W. 36th St. - 6th floor
New York, NY 10018

P.O. No.	Terms	Project
		LIC project

Date	Item	Description	Qty	Rate	Amount
5/14/2008	3	Meeting w/ Jesus, Andre, engineers	2.5	100.00	250.00
5/16/2008	3	Phone calls, emails and meeting at site with Jesus	4.5	100.00	450.00
5/17/2008	3	Review of lease	3	100.00	300.00
5/19/2008	3	Emails/phones calls	2	100.00	200.00
5/21/2008	3	Review landlord memo, meeting with Jesus to plan schedule, conference call	7	100.00	700.00
5/22/2008	3	Block out preliminary schedule, phone calls and conference call	2.5	100.00	250.00
	1		Total		\$2,150.00

Payments/Credits	\$-2,150.00
Balance Due	\$0.00

Phone #	
917-207-7632	

167 North Ninth St. Brooklyn, NY 11211

Invoice

Date	Invoice #
6/18/2008	10-106

Bill To
cynergydata
45 W. 36th St. - 6th floor
New York, NY 10018

P.O. No.	Terms	Project

Date	Item	Description	Qty	Rate	Amount
5/30/2008	3	Week ending 5/30, organizing paperwork for bids, meet Alba Construction at site 5/28, meet Chilmark Builders at site 5/29	8	100.00	800.00
6/6/2008	3	Week ending 6/6, plan review for first estimate, receive Alba proposal w/o HVAC, conference call re implications	10	100.00	1,000.00
6/13/2008	3	Week ending 6/13, received Alba proposal, budget prep, met Alba with Jesus, conference at	21	85.00	1,785.00
6/18/2008	3	cynergy, calls, emails, started revised budget Hours ending 6/18, complete budgeting for 6/18 meeting including contacting Thorsen, the building, Fire alarm and IT vendors, and final prep of 20,000 sf Budget w/ conference on 6/18	16	85.00	1,360.00

Total \$4,945.00

Payments/Credits \$-4,945.00

Balance Due \$0.00

Phone #	
917-207-7632	

167 North Ninth St. Brooklyn, NY 11211

Invoice

Date	Invoice #
7/20/2008	10-111

Bill To

cynergydata
45 W. 36th St. - 6th floor
New York, NY 10018

P.O. No.	Terms	Project	

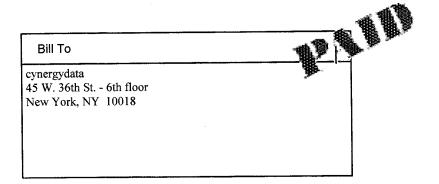
Date	ltem	Description	Qty	Rate	Amount
7/18/2008	3	Construction Consulting - follow up with pricing June 23 - July 20	9.5	100.00	950.00
			Total	nts/Credits	\$950.00
			<u> </u>	ce Due	\$-950.00 \$0.00

Phone #	
917-207-7632	

167 North Ninth St. Brooklyn, NY 11211

Invoice

Date	Invoice #
8/24/2008	10-115



P.O. No.	Terms	Project	
		LIC	

Date	Item	Description	Qty	Rate	Amount
7/26/2008 8/2/2008 8/9/2008 8/16/2008 8/23/2008	3 3 3 3 3 3	Construction Consulting - week of 7/21 Construction Consulting - week of 7/28 Construction Consulting - week of 8/4 Construction Consulting - week of 8/11 Construction Consulting - week of 8/28	12 15 7 13 7.5	100.00 100.00 100.00 100.00	700.00 1,300.00
			Total		\$5,450.00

Payments/Credits \$-5,450.00

Balance Due \$0.00

Phone #

917-207-7632

167 North Ninth St. Brooklyn, NY 11211

Invoice

\$0.00

Date	Invoice.#
10/6/2008	10-121

Bill To cynergydata 45 W. 36th St. - 6th floor New York, NY 10018

P.O. No.	Terms	Project

Balance Due

Date	Item	Description	Qty	Rate	Amount
9/5/2008 9/13/2008 9/20/2008 9/27/2008 9/30/2008 9/30/2008 9/30/2008	3 3 3 3 3 20 20	Construction Consultingweek of 9/1 Construction Consultingweek of 9/7 Construction Consultingweek of 9/13 Construction Consultingweek of 9/20 Construction Consultingweek of 9/27 Travelsubway trips Traveltaxi rides	8 6 9 9 3 8 1	100.00 100.00 100.00 100.00 100.00 2.00 15.00	800.00 600.00 900.00 900.00 300.00 16.00 15.00
			Total		\$3,531.00
			Paymen	ts/Credits	\$-3,531.00

<u> </u>
Phone #
917-207-7632

167 North Ninth St. Brooklyn, NY 11211

Invoice

Date	Invoice #
11/3/2008	10-124

Bill To

cynergydata
45 W. 36th St. - 6th floor
New York, NY 10018

P.O. No.	Terms	Project		

Balance Due

\$0.00

Date	Item	Description	Qty	Rate	Amount
10/3/2008 10/10/2008 10/17/2008 10/19/2008 10/31/2008 10/31/2008 10/31/2008	3 3 3 3 20 20	Construction ConsultingOct. 1-3 Construction ConsultingOct. 6-10 Construction ConsultingOct. 13-17 Construction ConsultingOct. 19-24 Construction ConsultingOct. 27-31 TravelMTA Taxi/car service	7 9 14 9 11 8 3	100.00 100.00 100.00 100.00 2.00 15.00	700.00 900.00 1,400.00 900.00 1,100.00 16.00
			Total		\$5,061.00
			Paymen	ts/Credits	\$-5,061.00

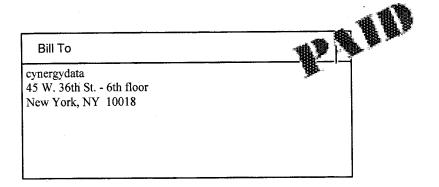
Phone #	
917-207-7632	

167 North Ninth St. Brooklyn, NY 11211

Invoice

\$0.00

Date	Invoice #
12/10/2008	10-129



P.O. No.	Terms	Project
		LIC Owner's Rep

Balance Due

Date	Item	Description	Qty	Rate	Amount
11/9/2008	3	Construction Consulting Nov 1-8	8	100.00	800.00
11/14/2008	3	Construction Consulting Nov 10-14	6.5	100.00	650.00
11/22/2008	3	Construction Consulting Nov 17-20	8	100.00	800.00
11/29/2008	3	Construction Consulting Nov 24-30	2	100.00	200.00
11/30/2008	4	Travel Expenses - MTA	4	2.00	8.00
11/30/2008	4	Travel Expenses - car service	2	15.00	30.00
	•		Total		\$2,488.00
			Paymen	ts/Credits	\$-2,488.00

Phon	ie #
917-207	7-7632

167 North Ninth St. Brooklyn, NY 11211

Invoice

Date	Invoice #
1/16/2009	11-121

Bill To
cynergydata
45 W. 36th St. - 6th floor
New York, NY 10018

P.O. No.	Terms	Project		

Date	Item	Description	Qty	Rate	Amount
12/6/2008 12/12/2008 12/19/2008 12/31/2008 12/31/2009 12/31/2008 12/22/2008	3 3 3 4 4 4	Owner's Representation 12/1 - 12/6 Owner's Representation 12/8 - 12/12 Owner's Representation 12/15 - 12/19 Owner's Representation 12/20 - 12/31 Travel Expenses bus Travel Expenses car service Travel Expenses parking lot	12 13 5 3 3 1	100.00 100.00 100.00 2.00 15.00 10.00	1,200.00 1,300.00 500.00 300.00 6.00 45.00 10.00
	J	l , , , , , , , , , , , , , , , , , , ,			<u> </u>

lotai	\$3,361.00
Payments/Credits	\$-3,361.00
Balance Due	\$0.00

Phone #	
917-207-7632	

167 North Ninth St. Brooklyn, NY 11211

Invoice

Date	Invoice #
3/1/2009	11-123

_	
Bill To	19
cynergydata 45 W. 36th St 6th floor New York, NY 10018	

P.O. No. Terms		Project	
		LIC	

Date	Item	Description	Qty	Rate	Amount
1/31/2009 2/28/2009 1/31/2009 1/31/2009 2/28/2009 2/28/2009	3 3 20 20 20 20 20	Construction Consulting - Owner's representation Construction Consulting - Owner's representation Travel - car service Travel - bus Travel - car service Travel - bus	39 45 4 5 4	100.00 100.00 15.00 2.00 15.00 2.00	3,900.00 4,500.00 60.00 8.00 75.00 8.00
	1	<u> </u>	Total		\$8,551.00

Payments/Credits \$-8,551.00

Balance Due \$0.00

Phone #	
917-207-7632	

167 North Ninth St. Brooklyn, NY 11211

Invoice

Date	Invoice #
4/14/2009	11-126

Bill To
cynergydata
45 W. 36th St. - 6th floor
New York, NY 10018

P.O. No.	Terms	Project	
		LIC	

Date	Item	Description	Qty	Rate	Amount
3/31/2009	3	Construction Consulting - Client representation	25	100.00	2,500.00
4/14/2009	3	March hours Construction Consulting - Client representation	8	100.00	800.00
		April hours	_	15.00	75.00
4/14/2009	4	Travel Expenses - car service	5 8	2.00	16.00
4/14/2009	4	Travel Expenses - public transportation	8	10.00	10.00
3/10/2009	7	Fedex			
			Total		\$3,401.00

Payments/Credits \$3,401.00

Balance Due \$0.00

Phone #	
917-207-7632	

167 North Ninth St. Brooklyn, NY 11211

Invoice

Date	Invoice #
6/10/2009	11-128

Bill To	
cynergydata 45 W. 36th St 6th floor New York, NY 10018	

	P.O. No.	Terms	Project
ĺ			

Date	Item	Description	Qty	Rate	Amount
6/2/2009	3	Construction Consulting - final consulting hours for LIC project 4/15 - 6/2/09	36	100.00	3,600.00
6/2/2009 6/2/2009	4	Car service Travel Expenses - bus	4	15.00 2.00	60.00 8.00
·					
			Total		\$3,668.00

Payments/Credits \$0.00

Balance Due \$3,668.00

Phone #	
917-207-7632	