

**Emergency Motion for Entry of an Order Authorizing the Employment and Retention of Kurtzman Carson Consultants LLC as Notice, Claims and Balloting Agent for the Debtors (the “Claims Agent Retention Motion”).**

By the Claims Agent Retention Motion, the Debtors seek entry of an order authorizing and approving the retention and employment of Kurtzman Carson Consultants LLC (“KCC”) as the Debtors’ notice, claims and balloting agent. Because the Debtors have thousands of potential creditors, the Debtors maintain that the office of the Clerk of the Bankruptcy Court for the Southern District of Florida (the “Clerk’s Office”) is not best equipped to serve notice on the creditors and parties in interest and administer claims during the reorganization cases. The Debtors believe that the most effective and efficient manner of noticing creditors and parties in interest is for the Debtors to engage an independent third-party to act as the Debtors’ notice and claims agent. The Debtors assert that they may also require the services of an agent to administer voting pursuant to a plan of reorganization. Accordingly, the Debtors propose to employ KCC as notice, claims, and balloting agent, among other things, to assist the Debtors in distributing notices, as necessary, and to process other administrative information pertaining to the reorganization cases.

KCC will provide document management services and consultation services that include, among other things, preparation of a claims register and claims reports, preference analysis, contract and lease analysis, and dissemination of information services. KCC will provide all notice services for the Debtors. Pursuant to the Claims Agent Retention Motion, KCC will be compensated at the standard hourly rates in effect when services are rendered. KCC’s rates range from \$45 per hour to \$195 per hour. Prior to the Petition Date, the Debtors paid KCC a retainer of \$50,000, from which amount the payment of KCC’s invoices will be drawn. Subsequent payment of KCC’s invoices by the Debtors are intended to return the retainer to the original \$50,000 amount. The Debtors also request that the Bankruptcy Court recognize KCC’s fees as administrative in nature and, therefore, not subject to the standard fee application procedures for professionals in the chapter 11 cases.

***A final order approving the Claims Agent Retention Motion was entered on January 31, 2008.***