

IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE NORTHERN DISTRICT OF GEORGIA  
ATLANTA DIVISION

IN RE:	:	CHAPTER 7
	:	
MAXXIS GROUP, INC.,	:	
MAXXIS 2000, INC.,	:	CASE NO. 03-77243 through
MAXXIS NUTRITIONALS, INC.,	:	CASE NO. 03-77245 and CASE NO.
MAXXIS RESOURCE AND	:	03-77247 through 03-77248
DEVELOPMENT, INC.,	:	(Jointly Administered under
MAXXIS COMMUNICATIONS, INC.,	:	Case No. 03-77243)
	:	
Debtors.	:	JUDGE DIEHL

**ORDER AND NOTICE OF BAR DATE FOR FILING REQUESTS FOR  
ALLOWANCE AND PAYMENT OF ADMINISTRATIVE EXPENSES**

**TO: ALL PARTIES ASSERTING AGAINST MAXXIS GROUP, INC. OR ONE OF ITS  
AFFILIATED DEBTOR ENTITIES A RIGHT TO PAYMENT OF  
ADMINISTRATIVE EXPENSES THAT AROSE ON OR AFTER DECEMBER 15,  
2003 TO AND THROUGH JANUARY 19, 2006**

**PLEASE TAKE NOTICE** that S. Gregory Hays, Chapter 7 Trustee for the above-captioned Debtors (the "Trustee"), has moved for an Order establishing a bar date for the filing of requests for allowance and payment of an administrative expense, as defined in 11 U.S.C. § 503(b) and entitled to priority under 11 U.S.C. § 507(a)(1), incurred in one or more of these cases on or after December 15, 2003 and on or before January 19, 2006 ("Administrative Expense"). Upon consideration of the representations contained in the Motion and the facts and circumstances of these cases, the Court finds that it is appropriate that a bar order issue with respect to the filing of requests for allowance and payment of Administrative Expenses. Accordingly, it is hereby

**ORDERED AND NOTICE IS HEREBY GIVEN** that APRIL 14, 2006 (the "Bar Date") is hereby fixed as the last day on which any person or entity holding a claim against Maxxis Group, Inc., Maxxis 2000, Inc., Maxxis Nutritionals, Inc., Maxxis Resource and Development, Inc., or Maxxis Communications, Inc. for allowance and payment of an Administrative Expense, for which no request for allowance and payment has previously been filed with the Court, may timely file with the Clerk a request for allowance and payment of such expense claim, except that the requirement to file a request for allowance and payment of an Administrative Expense on or before the Bar Date **does not apply** to the United States Trustee, the Trustee and any professionals employed by the Trustee, or those entities whose Administrative Expenses have been previously allowed by a final order of the Court. An Administrative Expense may include claims against the Debtor that arose during the stated period of time, based on a contract, a tort (including personal injury), or an obligation imposed by statute.

To assert a right to allowance and payment of an Administrative Expense, claimants are encouraged to use the form of Request for Allowance and Payment of Chapter 11 Administrative Expense attached as Exhibit "A" hereto. The address of the Clerk for filing such a request is:

Clerk, United States Bankruptcy Court  
Room 1340, Richard B. Russell Federal Building  
75 Spring Street, SW  
Atlanta, Georgia 30303

with a copy mailed to the Trustee:

S. Gregory Hays  
Hays Financial Consulting, LLC  
3343 Peachtree Road, Suite 750  
Atlanta, GA 30326

**A REQUEST FOR ALLOWANCE AND PAYMENT OF AN ADMINISTRATIVE EXPENSE WILL BE DEEMED TIMELY FILED ONLY IF ACTUALLY RECEIVED BY THE CLERK NO LATER THAN THE BAR DATE. IF YOU MAIL YOUR REQUEST, MAKE SURE THAT YOU DO SO FAR ENOUGH BEFORE THE BAR DATE TO INSURE ITS DELIVERY TO THE CLERK BY THE BAR DATE.**

**CLAIMANTS WHO HAVE ALREADY FILED AN ADMINISTRATIVE EXPENSE REQUEST ARE NOT REQUIRED BY THIS ORDER TO FILE ANOTHER.**

**A PERSON OR ENTITY WHO IS REQUIRED TO FILE A REQUEST FOR ALLOWANCE AND PAYMENT OF AN ADMINISTRATIVE EXPENSE AND FAILS TO DO SO BY THE BAR DATE WILL BE FOREVER BARRED FROM SEEKING PAYMENT OF SUCH ADMINISTRATIVE EXPENSE FROM DEBTORS, THEIR PROPERTY OR BANKRUPTCY ESTATE.**

Counsel for the Trustee is directed to serve a copy of this Order, including the attached Request for Allowance and Payment of Chapter 11 Administrative Expense, on each person or entity that, to the best of the Trustee's knowledge, holds or may hold an Administrative Expense, Debtor, Debtor's counsel, and the United States Trustee.

**IT IS SO ORDERED**, this 27<sup>th</sup> day of February, 2006.

  
\_\_\_\_\_  
MARY GRACE DIEHL  
UNITED STATES BANKRUPTCY JUDGE

(Signatures continued on following page)

**Prepared and presented by:**

LAMBERTH, CIFELLI, STOKES  
& STOUT, P.A.

Special Counsel for the Trustee

By: /s/ A. Alexander Teel

A. Alexander Teel

Georgia Bar No. 701490

3343 Peachtree Road, NE, Suite 550

Atlanta, GA 30326-1022

**Copies to be distributed to:**

A. Alexander Teel, Lamberth, Cifelli, Stokes & Stout, P.A., 3343 Peachtree Road, NE, Suite 550,  
Atlanta, GA 30326-1022

S. Gregory Hays, Hays Financial Consulting, LLC, 3343 Peachtree Road, NE, Suite 750, Atlanta,  
GA 30326

United States Trustee, 362 U.S. Courthouse, 75 Spring Street, SW, Atlanta, GA 30303

J. Robert Williamson, Scroggins & Williamson, 127 Peachtree Street NE, Suite 1500, Atlanta,  
GA 30303

EXHIBIT "A"

IN THE UNITED STATES BANKRUPTCY COURT  
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ATLANTA DIVISION

IN RE:	:	CHAPTER 7
	:	
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DEVELOPMENT, INC.,	:	(Jointly Administered under
MAXXIS COMMUNICATIONS, INC.,	:	Case No. 03-77243)
	:	
Debtors.	:	JUDGE DIEHL

**REQUEST FOR ALLOWANCE AND PAYMENT OF  
CHAPTER 11 ADMINISTRATIVE EXPENSE**

The undersigned holder of a claim for allowance and payment of an administrative expense, as defined by 11 U.S.C. § 503(b), and entitled to priority under 11 U.S.C. § 507(a)(1), incurred in this case on or after December 15, 2003, and on or before January 19, 2006 ("Administrative Expense"), states as follows:

1. The undersigned is entitled to payment of an Administrative Expense in the amount of \$ \_\_\_\_\_ that was incurred in the following case: (put an X in the appropriate blank)

- Maxxis Group, Inc., Case No. 03-77243;
- Maxxis 2000, Inc., Case No. 03-77244;
- Maxxis Nutritionals, Inc., Case No. 03-77245;
- Maxxis Resource and Development, Inc., Case No. 03-77247; or
- Maxxis Communications, Inc., Case No. 03-77248

2. The consideration for this debt (or ground for this liability) owed by the Debtor is as follows:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

3. The Administrative Expense is entitled to administrative priority under 11 U.S.C. § 503(b) because:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

4. The copy of the writing on which the Administrative Expense is founded, if any, is attached hereto or cannot be attached for the reason set forth in the statement attached hereto.

5. The amount of all payments on the Administrative Expense have been credited and deducted for the purpose of making this request.

6. The undersigned is aware that under 18 U.S.C. §§ 152 and 3571, the penalty for presenting a fraudulent claim in a bankruptcy case includes a fine of up to \$500,000 or imprisonment for up to five years, or both.

**WHEREFORE**, the undersigned requests that the Court allow an Administrative Expense in the amount of \$ \_\_\_\_\_ to the undersigned, to be paid in accordance with the priorities set forth in the Bankruptcy Code and according to the availability of funds with which to pay such expense.

Dated: \_\_\_\_\_, 2006.

Name of Claimant: \_\_\_\_\_

Signed: \_\_\_\_\_

[If Appropriate] By: \_\_\_\_\_

As: \_\_\_\_\_

Address: \_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

Telephone: (    ) \_\_\_\_\_

\_\_\_\_\_