

02 May 16 May 0. 23 STERLING SOFTWARE, INC. \*\*\* Opposition No. 124,123 Opposer, In the matter of: | 1700||| 1800|| 1800|| 1801|| 1801|| 1801|| 1801|| 1801|| 1801|| 1801|| 1801|| 1801|| 1801|| 1801|| 1801|| 1 Application Serial No. 76/117,043 VS. Mark: COOLLINK BROADCAST 05-03-2002 U.S. Patent & TMOfc/TM Mail Rcpt Dt. #74 **NETWORK** COOL PARTNERS, INC. Filed on August 25, 2000 Applicant. Published in the Official Gazette on May 22, 2001

### MOTION TO SUSPEND

Applicant moves to suspend the above-referenced opposition proceeding in accordance with TBMP §510.03. Applicant filed a voluntary petition for bankruptcy under Chapter 7 on January 22, 2002. Thus, under 11 U.S.C. §362 the above-referenced opposition proceeding should be stayed as of January 22, 2002.

Accompanying this Motion is a copy of Applicant's Petition for Bankruptcy.

Respectfully submitted on this 30th day of April, 2002.

Robin A. Brooks

MUNSCH HARDT KOPF & HARR, P.C.

1445 Ross Avenue, Suite 4000

Dallas, Texas 75202 Office: (214) 855-7585 Fax: (214) 855-7584

ATTORNEY FOR APPLICANT COOL PARTNERS, L.L.C.



FORM B1 United States Bankruptcy C Northern District of Texas, Dal	ourt las Division	Voluntary Petition
Name of debtor ( if individual, enter Last, First, Middle:) Cool Partners, Inc.	Name of Joint Debtor (Spouse) (Last, First, Midd	
All Other Names used by the Debtor in the last 6 years (include married, maiden, and trade names):  Coollink Broadcast Network; Coollink; CLBN; Cool Partners, LLC	All Other Names used by the Joint Debtor in the (include married, maiden, and trade names):	last 6 years
Soc. Sec./Tax I.D. No. (if more than one, state all): 75-2883709; 75-2783843	Soc. Sec./Tax I.D. No. (if more than one, state all):	
Street Address of Debtor: (No. & Street, City, State and Zip Code): 6780 Abrams Road Suite 103; PMB 126 Dallas, TX 75231	Street Address of Joint Debtor: (No. & Street, Cit	y, State and Zip Code):
County of Residence or of the Principle Place of Business: Dallas  Mailing Address of Debtor (if different from street address):	County of Residence or of the Principle Place of Business:	
Location of Principal Assets of Business Debtor (if different from addresses listed above): SandStream Networ U-Haul Tollway #741027, 1501 N. Dallas Parkway, Plane	Mailing Address of Joint Debtor (if different from s ks Inc., 1955 Lakeway Dr., Ste. 230, Lewisville, b, TX 75093, Units 1000, 1057, 1301, 1326, 1328 ling the Debtor (Check Applicable Boxe	TX 75057 AND 3, 2046, 2325 & 2327
Venue (Check any applicable box)  ■ Debtor has been domiciled or has had a residence, principal place of bu longer part of such 180 days than in any other District.  □ There is a bankruptcy case concerning debtor's affiliate, general partner	siness, or principal assets in this District for 180 days immediate	
Type of Debtor (Check all boxes that apply)  Individual(s) Railroad  Corporation Stockbroker  Partnership Commodity Broker  Other	Chapter or Section of Bankruptcy the Petition Is Filed (Che Chapter 7	Code Under Which lock one box)  Chapter 13
Nature of Debts (Check one box)  Consumer/Non-Business  Business  Chapter 11 Small Business (check all boxes that apply)  Debtor is a small business as defined in 11 U.S.C. § 101  Debtor is and elects to be considered a small business under 11 U.S.C. § 1121(e) (Optional)	Filing Fee (Check of Full Filing fee attached  Filing fee to be paid in installments. (Applicable Must attach signed application for the court's continuous attach signed attached at the court is a signed at th	to individuals only). sideration  ENKRUPTCY COURT
Statistical/Administrative Information (Estimates only)  Debtor estimates that funds will be available for distribution to unsecured of Debtor estimates that, after any exempt property is excluded and administra available for distribution to unsecured creditors.	Case # 02-30446 HCA Chapter 7	# 030136410 - BR 12:35 PM, January 22, 2002 Code Qty Amoun
I-15 16-49 50-99 Estimated Number of Creditors * (See Attached)	Trustee: Robert Yaquinto Debtor(s):	07 1 \$200.0
Stimated Assets 50 to \$50,001 to \$100,001 to \$500,001 to \$1,000,001 to \$10,000,001 to \$500, 550,000 \$100,000 \$500,000 \$1,000,000 \$10 million \$50 million \$100	First Meeting of Creditors	ATTORNEY
stimated Debts	11:20 AM, February 22, 2002	TOTAL PAID. \$200 0



Voluntary Petition: (This page must be completed and filed in every case)	Name of Debtor(s): Cool Partners, Inc.	FORM B1, Page 2
Prior Bankruptcy Case Filed Within Las	t 6 Years (If more than one, attach addition	onal sheet)
Location Where Filed: N/A	Case Number:	Date Filed:
Pending Bankruptcy Case Filed by any Spouse, Partner of	r Affiliate of this Debtor (If more tha	n one, attach additional sheet )
Name of Debtor:	Case Number:	Date Filed:
N/A		Date Fried.
District:	Relationship:	Judge:
Signa	itures	
Signature(s) of Debtor(s) (Individual/Joint)  I dectare under penalty of perjury that the information provided in this petition is true and correct.  (If petitioner is an individual whose debts are primarily consumer debts and has chosen to file under chapter 7) I am aware that I may proceed under chapter 7, 11, 12 or 13 of title 11, United States Code, understand the relief available under each such chapter, and choose to proceed under chapter 7.  I request relief in accordance with the chapter of title II, United States Code, specified in this petition.  X  Signature of Debtor  X  Signature of Joint Debtor  Telephone Number (If not represented by attorney)  Date	Signature of Debtor (C I declare under penalty of perjury that the istrue and correct, and that I have been sof the debtor has been authorized  The debtor requests relief in accordance States Code, specified in this petition.  X Signature of Authorized Individual  X Richard Millman Printed Name of Authorized Individual  President Title of Authorized Individual  Date January 4, 2002	e information provided in this petition authorized to file this petition on behalf
Signature of Attorney  Signature of Attorney for Debtor(s)  Joe E. Marshall, Esq. TBN 1303110  Printed Name of Attorney for Debtor(s)  Munsch Hardt Kopf & Harr, P.C.  Firm Name  4000 Fountain Place, 1445 Ross Avenue  Address  Dallas, Texas 75202-2790  (214) 855-7500  Telephone Number  January//, 2002  Date	Signature of Non-Attor  I certify that I am a bankruptcy petition p that I prepared this document for compen debtor with a copy of this document.  Printed Name of Bankruptcy Petition Prep Social Security Number  Address  Names and Social Security numbers of all in preparing this document:	reparer as defined in 11 U.S.C. §110, sation, and that I have provided the
Exhibit A  (To be completed if debtor is required to file periodic reports (e.g., forms 10K and 10Q) with the Securities and Exchange Commission pursuant to Section 13 or 15(d) of the Securities Exchange Act of 1934 and is requesting relief under chapter 11)  Exhibit A is attached and made a part of this petition.  Exhibit B  (To be completed if debtor is an individual whose debts are primarily consumer debts) (the attorney for the petitioner named in the foregoing petition, declare that I have informed the petitioner that [he or she] may proceed under chapter 7, 11, 12, or 13 of title 11, United States Code, and have explained the relief available under each such chapter.  (Signature of Attorney for Debtor(s)	If more than one person prepared this Additional sheets conforming to the seach person.  X Signature of Bankruptcy Preparer  Date  A bankruptcy petition preparer's failure to 11 and the Federal Rules of Bankruptcy Primprisonment or both 11 U.S.C. §110; 18	comply with the provisions of title



\* Debtor was previously in the business of providing, among other things, ISP services (Internet dial-up service) to residential and commercial customers. Debtor's ISP services were provided to its customers on a twelve month pre-paid basis. As part of the sale of its ISP division to Earthlink Services, Inc. in November, 2000, ISP customers may have claims based on the Debtor's failure to fulfill its pre-paid service obligations. The maximum obligation owed to any one ISP customer was \$75. There were approximately 17,500 ISP customers on the date of the division sale. As of this date, only a nominal number of rebate claims have been made.

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### **CERTIFICATE OF SERVICE**

I hereby certify that a true and correct copy of the foregoing document has been served on Opposer's counsel on April 30, 2002, by depositing same with the United States Postal Service for delivery by Certified Mail, Return Receipt Requested, addressed as follows:

Anita Nesser BAKER BOTTS, L.L.P. 2001 Ross Avenue, Suite 1000 Dallas, Texas 75201-2980

Robin A. Brooks

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