

UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF FLORIDA
WEST PALM BEACH DIVISION

In re:

Case No. 04-35435-SHF

eCom eCom.com, Inc.

Chapter 11 Proceedings

Debtor.

DEBTOR-IN-POSSESSION'S MOTION TO LIMIT NOTICE
(Expedited Hearing Requested for July 25, 2005 at 1:30 p.m.)

COMES NOW the Debtor, eCom eCom.com, Inc. ("Debtor") by and through its undersigned counsel, and moves the Court for the entry of an Order Limiting Notice by U.S. Mail in these proceedings, and in support thereof, states as follows:

JURISDICTION AND VENUE

1. This court has jurisdiction over this matter pursuant to 28 U.S.C. §§ 157 and 1334. Venue is proper under 28 U.S.C. §§ 1408 and 1409.
2. The basis for the relief requested herein is 11 U.S.C. § 105 and Rule 2002(m) and 9007, Fed.R.Bankr.P.

BACKGROUND

3. The Debtor is a Florida corporation and was publicly traded on the OTC/BB under the symbol "ECEC."
4. At one time, the Debtor was a holding company for ten (10) wholly-owned subsidiaries, which the Debtor subsequently resolved to spin-off under Securities and Exchange Commission ("SEC") Staff Bulletin 4.
5. For various reasons, the Debtor was unable to complete filings with the SEC and to finalize audits necessary in connection with the spin-offs.

6. Consequently, shareholders did not receive all shares which would have otherwise been issued in connection with the spin-offs and litigation was threatened.

7. On November 29, 2004, an involuntary petition was filed against the Debtor under Chapter 11.

8. On or about May 20, 2005, the Court entered an order for relief under Chapter 11.

9. By order of this Court dated June 6, 2005, the Debtor was authorized to retain undersigned counsel.

10. No trustee, examiner or statutory committee has been appointed in these proceedings.

RELIEF REQUESTED

11. As a publicly traded entity, the Debtor presently has approximately 4,600 shareholders. The outstanding shares are presently held by two different groups of shareholders: registered owners and beneficial owners (collectively the "Shareholders").

12. In order to minimize costs in these proceedings, the Debtor has filed Debtor-in-Possession's Motion for Authorization to: (I) Provide Electronic Service Upon Security Holders and (II) Utilize Executive Mail Service for Purposes of Coordinating and Effectuating Service contemporaneously with the instant motion (the "Service Motion").

13. Pursuant to the Service Motion, Debtor proposes to serve Shareholders in electronic format rather than by U.S. Mail, except as otherwise provided herein.

14. By this Motion the Debtor seeks to limit notice of the Service Motion. Specifically, the Debtor wishes to avoid serving the Service Motion on Shareholders due to the associated cost.

15. Rather, the Debtor proposes to serve a copy of the order granting the Service Motion which may be entered by the Court upon all Shareholders, on ten (10) days negative notice.

16. The final hearing on the Debtor's *Motion for Interim and Final Orders Authorizing the Debtor to Obtain Post-Petition Financing* (the "DIP Motion") is scheduled for July 25, 2005 at 1:30 p.m. The Debtor seeks to have this Motion heard on July 25, 2005 at 1:30 p.m.

17. Accordingly, the Debtor respectfully requests that this Court enter an Order Limiting Notice of the Motion and hearing by U.S. Mail to all parties other than the Shareholders.

WHEREFORE, the Debtor, respectfully requests that this Court grant the instant Motion, and enter an Order Limiting Notice of the Motion and hearing by U.S. Mail to all parties other than the Shareholders, as well as granting any and other relief this Court may deem just and proper.

RESPECTFULLY SUBMITTED this 20th day of July, 2005.

I HEREBY CERTIFY that I am admitted to the Bar of the United States District Court for the Southern District of Florida and I am in compliance with the additional qualifications to practice in this Court set forth in Local Rule 2090-1(A).

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CERTIFICATE OF SERVICE

I **HEREBY CERTIFY** that a true and correct copy of the foregoing Motion was served via U.S. Mail this 20th day of July, 2005, to all parties on the attached Service List.

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