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UNITED STATES BANKRUPTCY COURT  
DISTRICT OF NEW MEXICO

In re:

FURR'S SUPERMARKETS, INC.,  
Debtor.

Case No. 7-01-10779-SA  
Chapter 7

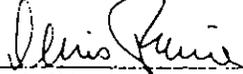
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COURT  
DISTRICT OF  
NEW MEXICO  
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ALBUQUERQUE, NM

NOTICE OF DEADLINE TO OBJECT TO TRUSTEE'S MOTION  
TO APPROVE SETTLEMENT OF ADVERSARY PROCEEDING 02-1108-S

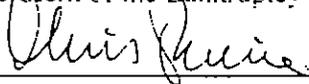
Yvette J. Gonzales, Chapter 7 Trustee (the "Trustee") hereby gives notice pursuant to Bankruptcy Rule 9019 that on August 2, 2002, she filed a Motion to Approve Settlement of Adversary Proceeding 02-1108-S (the "Motion"), asking Court approval of a settlement of the adversary proceeding captioned *Yvette J. Gonzales, Trustee v. Peyton Meats, Inc.* (the "Adversary Proceeding"). In the Adversary Proceeding, the Trustee sought under 11 U.S.C. §547 to recover all avoidable preferential transfers made by Furr's Supermarkets, Inc. to Peyton Meats, Inc. The Amended Complaint filed in the Adversary Proceeding stated an amount sought of Seventy-Six Thousand Four Hundred Eighty-Nine Dollars and 25/100 (\$76,489.25), plus any other avoidable amounts. The parties have agreed to settle the Adversary Proceeding by Peyton Meats, Inc. paying Sixty-Five Thousand Dollars and No/100 (\$65,000.00) to the Trustee, subject to approval of the Court. If the Motion is approved, the Adversary Proceeding will be dismissed with prejudice. The Trustee is informed that Peyton Meats, Inc. is a division/trade name under which John Morell & Co. operates. The Trustee and counsel for John Morell & Co./Peyton Meats, Inc. have agreed that, to the extent necessary, this settlement shall apply with equal effect to John Morell & Co.

Any party who objects to the Motion must file its objection with the Clerk of the Bankruptcy Court, Federal Building and United States Courthouse, 421 Gold Avenue S.W., Third Floor, Albuquerque, New Mexico 87102 (or Post Office Box 546, Albuquerque, New Mexico 87103) **within twenty (20) days after the date of mailing of this Notice, plus three (3) days for service of this Notice by mail, for a total of twenty-three (23) days (or on or before September 16, 2002)**, and serve a copy of the Objection on Chris W. Pierce, Esq. (address given below). If any objections are timely filed, a hearing will be held on notice to Mr. Pierce and objecting parties. If no objections are timely filed, an Order granting the Motion will be presented for entry without a hearing or further notice.

Date of Mailing: August <sup>23</sup>22, 2002

DAVIS & PIERCE, P.C.  
  
Chris W. Pierce, Esq.  
Post Office Box 6  
Albuquerque, New Mexico 87103  
(505) 243-6129

<sup>23</sup>I hereby certify that on August 22, 2002, a copy of the foregoing Notice was mailed by First Class United States mail, postage prepaid, to all persons listed on the limited matrix, a copy of which is attached to the original of this Notice that will be filed with the Clerk of the Bankruptcy Court.

  
Chris W. Pierce, Esq.

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