

UNITED STATES BANKRUPTCY COURT
DISTRICT OF NEW MEXICO

In re:

FURR'S SUPERMARKETS, INC.,

Debtor.

Case No. 7-01-10779 SA
Chapter 7

FILED
12:00 MIDNIGHT
OCT - 2 2002
DROP BOX
United States Bankruptcy Court
Albuquerque, New Mexico

RESPONSE TO NOTICE OF PRESENTMENT OF TO (sic) ORDER

Yvette J. Gonzales, the Chapter 7 Trustee (the "Trustee"), by counsel, hereby responds to the Notice of Presentment of to (sic) Order that was faxed to the Trustee's counsel on October 1, 2002, and states:

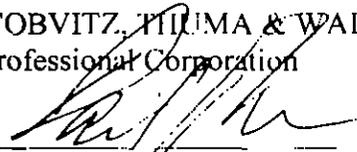
1. Neither the Trustee nor her counsel was contacted by the movant's counsel prior to receiving the notice of presentment hearing.

2. While the minutes for the final hearing held on January 16, 2002 indicate that Mr. Farrow was to submit a form of order within three weeks, to the Trustee's knowledge no such order has ever been circulated or submitted. It has now been more than eight months since the final hearing.

3. The Trustee requests a transcript of the hearing so that the Trustee can refresh her recollection about the terms of the settlement, which according to the Court's minutes were read into the record.

4. If this matter can be resolved prior to the scheduled presentment hearing, the Trustee will so notify the Court.

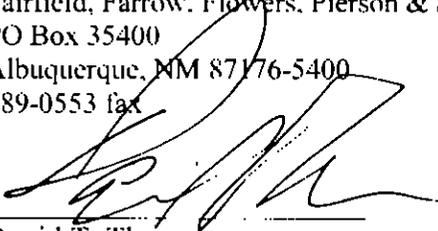
JACOBVITZ, THUMA & WALKER
A Professional Corporation

By: 
David T. Thuma
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Albuquerque, NM 87102
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Attorneys for the Trustee

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I hereby certify that on October 2, 2002,
a copy of the foregoing was served by facsimile
and mailed by first class United States mail,
postage prepaid, to:

John E. Farrow
Fairfield, Farrow, Flowers, Pierson & Strotz, P.C.
PO Box 35400
Albuquerque, NM 87176-5400
889-0553 fax



David T. Thuma