FILED
12:00 MIDNIGHT
OCT 28 2002
DROP BOX
United States Bankruptcy Court
Albuquerque, New Mexico

UNITED STATES BANKRUPTCY COURT
DISTRICT OF NEW MEXICO

In re:

FURR'S SUPERMARKETS, INC.,
Debtor.

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

NOTICE OF DEADLINE TO OBJECT TO TRUSTEE'S MOTION TO APPROVE SETTLEMENT OF ADVERSARY PROCEEDING 02-1118-S

Yvette J. Gonzales, Chapter 7 Trustee (the "Trustee") hereby gives notice pursuant to Bankruptcy Rule 9019 that on October 28, 2002, she filed a Motion to Approve Settlement of Adversary Proceeding 02-1118-S (the "Motion"), asking Court approval of a settlement of the adversary proceeding captioned *Yvette J. Gonzales, Trustee v. Clairol, 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 Clairol, Inc. The Complaint filed in the Adversary Proceeding stated an amount sought of One Hundred Eleven Thousand Eight-Hundred Twenty-two Dollars and 55/100 ($111,822.55) plus any other avoidable amounts. The parties have agreed to settle the Adversary Proceeding by Clairol, Inc. paying Ninety-Four Thousand Three Hundred and Fifty Dollars and No/100 ($94,350.00) to the Trustee, subject to approval of the Court. If the Motion is approved, upon payment by Clairol, Inc. of the $94,350.00 to the Trustee, the Adversary Proceeding will be dismissed with prejudice.

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: October 29, 2002

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I hereby certify that on October 28, 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.

F:\Furrs\Preference\CLAIROL\MOTION\Notice of Deadline.wpd jg

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