

**UNITED STATES BANKRUPTCY COURT  
DISTRICT OF NEW MEXICO**

**In re:**

**FURR' S SUPERMARKETS, INC.**

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

**Debtor.**

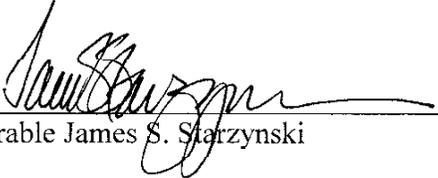
**ORDER**

THIS MATTER coming on for hearing on the Davis & Pierce, P.C. Allocation Statement and Excluded Fee Statements Entered Pursuant to Order Adopting Carve-Out Procedures, and the Objections filed thereto by Heller Financial, Inc. for itself, Bank of America, N.A. and Fleet Capital Corporation and on behalf of Metropolitan Life Insurance Company. The parties agreed to compromise and settle the claims of Davis & Pierce, PC to the Carve-Outs. A motion to approve such compromise and settlement having been filed on November 25, 2002, notice thereof having been given on November 27, 2002 as directed by order of the Court, and no objections to such motion having been filed within the objection deadline specified in the notice, which expired December 10, 2002;

IT IS HEREBY ORDERED:

1. The unpaid portion of the claim of Davis & Pierce, PC for inclusion in the Pre-Closing Carve-Out shall be and hereby is found to be \$50,000, reduced from the \$67,284.08 claimed.
2. The unpaid claim of Davis & Pierce, PC for inclusion in the Post-Closing Carve-Out shall be and hereby is found to be \$20,000, reduced from the \$32,811.96 claimed.

3. The amount of \$13,239.27 claimed for Post-Conversion services shall not be included in any Carve-Out.

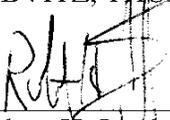
  
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Honorable James S. Starzynski

APPROVED:

MODRALL, SPERLING, ROEHL, HARRIS  
& SISK, P.A.

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DAVIS & PIERCE, PC

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I hereby certify that a true and correct copy  
of the foregoing was either electronically  
transmitted, faxed, delivered or mailed to  
the listed counsel and parties on:

DEC 18 2002

Mary B. Anderson