

UNITED STATES BANKRUPTCY COURT
DISTRICT OF NEW MEXICO

In re:

FURR'S SUPERMARKETS, INC.,
Debtor.

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

ORDER APPROVING SETTLEMENT OF ADVERSARY PROCEEDING 02-1116-S

THIS MATTER came before the Court on the Chapter 7 Trustee's Motion to Approve Settlement of Adversary Proceeding 02-1116-S (Wells Dairy, Inc.). The Court, being sufficiently advised, hereby FINDS:

1. The Chapter 7 Trustee's Motion to Approve Settlement of Adversary Proceeding 02-1116-S (the "Motion") was filed on December 17, 2002.

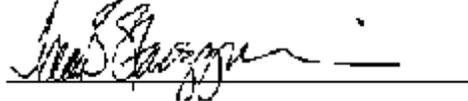
2. Notice of the filing of the Motion was mailed by first class United States mail, postage prepaid, on December 17, 2002, to all persons listed on the limited matrix as set forth in the original Notice filed herein, and was sufficient and proper in the circumstances. The deadline to file an objection expired on January 9, 2003, which includes three days for service by mail. No objections to the Motion were filed.

3. The Settlement should be approved.

4. Upon entry of this Order, Wells Dairy, Inc. will pay the sum of \$180,616.81 to the Chapter 7 Trustee and the Adversary Proceeding will be dismissed with prejudice.

IT IS THEREFORE ORDERED that the Chapter 7 Trustee's Motion

to Approve Settlement of Adversary Proceeding 02-1116-S is granted, and the settlement of Adversary Proceeding 02-1116-S is approved as set forth in the Motion.



THE HONORABLE JAMES S. STARZYNSKI
UNITED STATES BANKRUPTCY JUDGE

Submitted by:
DAVIS & PIERCE, P.C.
/s/ submitted by email 1-21-03
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Approved:

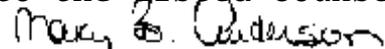
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approved by email 1-21-03
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Additional Parties Entitled to Notice:

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I hereby certify that on January 22, 2003, a true and correct copy of the foregoing was either electronically transmitted, faxed, delivered, or mailed to the listed counsel and parties.


Mary B. Anderson
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