

UNITED STATES BANKRUPTCY COURT  
DISTRICT OF NEW MEXICO

In re:

FURR'S SUPERMARKETS, INC.,

Case No. 7-01-10779 SA  
Chapter 7

Debtor.

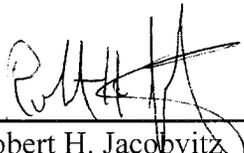
**TRUSTEE'S OBJECTION TO THE PEREZ  
MOTION FOR RELIEF FROM STAY**

Yvette J. Gonzales, Chapter 7 Trustee, by counsel, objects to the Motion for Relief From Stay (the "Motion") filed by Manuel Perez, Patricia Perez and Rosa Maria Soto (together the "Movants"), as follows:

1. The Movants filed a motion for relief from stay seeking to proceed with a pre-petition unsecured non-priority claim for personal injuries.
2. By the Motion, Movants seek to limit modification of the stay to recovery against the estate to the extent of insurance policy limits.
3. The Trustee does not object to the Motion if Movants limit their recovery against the Trustee and estate to collection of insurance proceeds, if any, with the stay to remain in effect with respect to any recovery from the Trustee or estate from any assets of the estate other than any insurance proceeds, with such insurance proceeds to be payable only by a person or entity other than the Trustee.
4. If modification of the stay is not limited, as set forth above, cause does not exist to modify the stay, and the stay should not be modified.

WHEREFORE, the Trustee requests entry of an order on the Motion consistent with this objection.

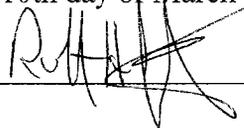
JACOBVITZ THUMA & WALKER  
A Professional Corporation

By:   
Robert H. Jacobvitz  
David T. Thuma  
500 Marquette N.W., Suite 650  
Albuquerque, New Mexico 87102  
(505) 766-9272  
(505) 766-9287 (fax)

This certifies that a copy of the forgoing was mailed to:

Sam J. Legate  
Scherr, Legate & Ehrlich, PLLC  
109 N. Oregon, 12<sup>th</sup> Floor  
El Paso, Texas 79901

this 10th day of March 2003.

  
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