

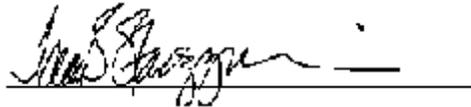
UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF NEW MEXICO

In re:
FURRS SUPERMARKETS, INC.
Debtor.

No. 11-01-10779 SA

**ORDER DENYING TGAAR'S CROSS-MOTION
FOR PARTIAL SUMMARY JUDGMENT (DOC. 1929)**

This matter is before the Court on the Cross-Motion for Summary Judgment (Doc. 1929) on Motion for Payment of Administrative Expenses filed by TGAAR Properties, Inc. d/b/a Westwood Village Shopping Center ("TGAAR") ("Motion") (doc. 1807). TGAAR is represented by Robert K. Whitt. The Chapter 7 Trustee is represented by Jacobvitz, Thuma & Walker, a Professional Corporation (David T. Thuma). For the reasons set forth in the Memorandum Opinion entered herewith, **IT IS ORDERED** that TGAAR's Cross Motion for Summary Judgment (Doc. 1929) is denied.



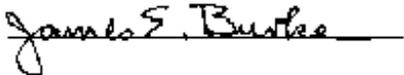
Honorable James S. Starzynski
United States Bankruptcy Judge

I hereby certify that on April 14, 2003, a true and correct copy of the foregoing was either electronically transmitted, faxed, delivered, or mailed to the listed counsel and parties.

Robert K. Whitt
505 N. Big Spring, Suite 402
Midland, TX 79701

David T. Thuma
500 Marquette NW Suite 650
Albuquerque, NM 87102

Office of the United States Trustee
PO Box 608
Albuquerque, NM 87103-0608

A handwritten signature in black ink, reading "James S. Burke", is written over a horizontal line.