

UNITED STATES BANKRUPTCY COURT
DISTRICT OF NEW MEXICO

In re:

FURR'S SUPERMARKETS, INC.,

Debtor.

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

FILED
12:00 MIDNIGHT
JUN - 6 2003
DROP BOX
United States Bankruptcy Court
Albuquerque, New Mexico

**MOTION TO APPROVE PAYMENTS TO IRON MOUNTAIN FOR DOCUMENT
STORAGE**

Yvette J. Gonzales, the Chapter 7 Trustee (the "Trustee"), by counsel, hereby seeks approval for her past and future payments to Iron Mountain for storing certain estate documents, and in support hercol states:

1. On February 8, 2001 (the "Petition Date"), Furr's Supermarkets, Inc. (the "Debtor") filed a voluntary petition in this Court under Chapter 11 of the Bankruptcy Code. On December 19, 2001, this Court entered an order converting the chapter 11 case to a case under chapter 7.
2. On December 19, 2001, the United States Trustee appointed Yvette Gonzales as the Trustee for the Debtor's bankruptcy estate, in which capacity she continues to serve.
3. The Court has jurisdiction over this Motion pursuant to 28 U.S.C. §§ 157 and 1334. This matter is a core proceeding under 28 U.S.C. § 157(b)(2). Venue is proper pursuant to 28 U.S.C. §§ 1408 and 1409.
4. During the Chapter 11, Furr's entered into a certain Records Management and Service Agreement, a copy of which is attached (the "Agreement"). The Agreement provides that Iron Mountain will store certain boxes containing Furr's documents in exchange for

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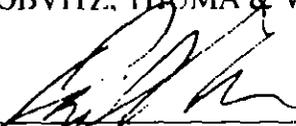
the payment of \$0.145 per cubic feet per month. Iron Mountain currently is storing approximately 4500 boxes. The month storage charge is approximately \$2,500.

5. After conversion of the case to Chapter 7, the Trustee has continued to pay the monthly storage charges to Iron Mountain.

6. The boxes of documents stored at Iron Mountain include information important to the estate and its creditors, and it is in the best interests of the estate to continue storing the documents at Iron Mountain and paying the monthly fee, until the estate is fully administered.

WHEREFORE, the Trustee requests that the Court approve her past and continued payments to Iron Mountain as set forth herein, and for all other just and proper relief.

JACOBVITZ, THUMA & WALKER, P.C.

By: 

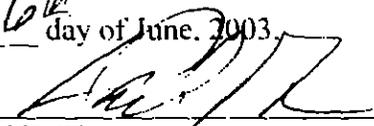
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Attorneys for Furr's Supermarkets, Inc.

This certifies that a copy of the foregoing Motion was served by mail on:

Ronald E. Andazola
P.O. Box 608
Albuquerque, New Mexico 87103

this 16th day of June, 2003.


David T. Thuma

SCHEDULE A

This Schedule A is made part of the Customer Agreement between Iron Mountain Information Management, Inc. and FURR'S SUPERMARKET.

Rates Effective: October 1, 2002
District Name: Albuquerque
District Number: 01341
Customer Name: FURR'S SUPERMARKET
Customer Number: NM418

STORAGE PRICING

Secure space for the storage of hard copy business records.

\$0.145 per cubic foot per month

Storage Minimum:

80% of storage volume as of the above effective date.

Storage charges will be billed monthly in advance.

MANAGEMENT SERVICES PRICING

Services during normal business hours, Monday through Friday
8:00 a.m. to 5:00 p.m., excluding holidays.

New Records—The receipt of additional customer records
resulting in an increase to the customer storage balance
(receiving and entry/accessions):

\$1.50 per cubic foot

Retrievals or Refiles—The temporary retrieval of records from,
or return to, storage:

Standard \$1.31 per cubic foot

Standard \$2.10 per file

Rush \$3.05 per cubic foot

Rush \$4.20 per file

Destruction—The preparation, documentation, and physical
destruction of records:

\$4.15 per cubic foot

\$3.31 per file

Permanent Withdrawal—The preparation, documentation, and permanent withdrawal of records:

\$4.15 per cubic foot
\$3.31 per file

Miscellaneous Services:

\$36.75 per labor hour

Service Minimum:

\$5.00 per transaction

Individual List/Data Entry—The data entry of carton or file descriptions:

\$0.25 per record

Interfiles—The filing of an item into an existing carton or file:

\$3.25 each

Management services will be billed monthly in arrears.

TRANSPORTATION PRICING

Delivery/Pickup

Next Day Delivery

\$9.45 per transportation visit, \$1.05 per cubic foot
Call by 3:00 p.m. for delivery next day by 5:00 p.m.

Half Day Delivery

\$18.90 per transportation visit, \$1.05 per cubic foot
Call by 10:00 a.m. for delivery same day by 5:00 p.m.
Call by 3:00 p.m. for delivery next day by 12:00 p.m.

Rush Delivery

\$37.80 per transportation visit, \$1.05 per cubic foot
Delivery within 3 hours of request.

After Hours/Weekends/Holidays

\$262.50 per transportation visit, \$1.05 per cubic foot
Delivery within 4 hours of request

Transportation charges will be billed monthly in arrears.

Service activity volumes substantially exceeding customer norms may result in overtime charges with customer authorization.

Pickups will be scheduled within 48 hours of receipt.

All other services, not specifically listed, will be charged at Iron Mountain's then current rates.