

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 03-1094-S**

THIS MATTER came before the Court on the Chapter 7 Trustee's Amended Motion to Approve Settlement of Adversary Proceeding 03-1094-S (McCormick & Schilling, Inc.) The Court, being sufficiently advised, hereby FINDS:

1. The Chapter 7 Trustee's Motion to Approve Settlement of Adversary Proceeding 03-1094-S (the "Motion") was filed on March 11, 2003.

2. Notice of the filing of the Motion was mailed by first class United States mail, postage prepaid, on March 11, 2003, 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 April 3, 2003, which includes three days for service by mail. No objections to the Motion were filed.

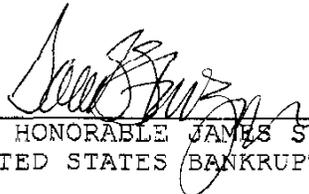
3. The Settlement should be approved.

4. Pursuant to the terms of the Settlement, the parties have agreed that McCormick & Co., Inc. is the proper party defendant, and that the Court has jurisdiction over McCormick & Co., Inc.

5. Upon entry of this Order, McCormick & Co., Inc. will pay the sum of Four Thousand One Hundred Dollars and no/100 (\$4,100.00)

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 03-1094-S is granted, and the settlement of Adversary Proceeding 03-1094-S is approved as set forth in the Motion.

  
THE HONORABLE JAMES S. STARZYNSKI  
UNITED STATES BANKRUPTCY JUDGE

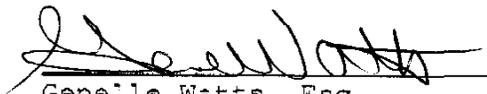
Submitted by:

DAVIS & PIERCE, P.C.

  
Chris W. Pierce, Esq.  
PO Box 6  
Albuquerque, NM 87103  
(505) 243-6129

Approved:

MCCORMICK & CO., INC.

  
Genelle Watts, Esq.  
18 Loveton Circle  
Sparks, Maryland 21152  
(410)771-7716

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:

JUN 27 2003

Mary B. Anderson

Additional Parties Entitled to Notice:

Ronald E. Andazola, Esq.  
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Albuquerque, NM 87103

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