

UNITED STATES BANKRUPTCY COURT  
DISTRICT OF NEW MEXICO

In re:

FURR'S SUPERMARKETS, INC.,  
Debtor.

Case No. 7-01-10779 SA  
Chapter 7

**NOTICE OF DEADLINE TO OBJECT TO TRUSTEE'S MOTION TO APPROVE  
SETTLEMENT OF ADVERSARY PROCEEDING No. 03-1135 M**

Yvette J. Gonzales, Chapter 7 Trustee (the "Trustee") hereby gives notice pursuant to Bankruptcy Rule 9019 that on June 20, 2003 she filed a Motion to Approve Settlement of Adversary Proceeding No. 03-1135 M (the "Motion") (doc.#2129), asking Court approval of a settlement of the adversary proceeding captioned *Yvette J. Gonzales, Trustee v. Cummins Southwest* (the "Preference Action"), against the named defendant ("Preference Defendant"). In the Preference Action, the Trustee sought to recover, inter alia, \$17,958.56 from Preference Defendant. Preference Defendant has offered to pay the Trustee \$13,468.92 within 15 days of approval of the settlement in full satisfaction of all claims asserted in the Preference Action. If the Motion is approved and the settlement payment received, the Preference Action will be dismissed with prejudice, and the trustee will release any estate claim against Preference Defendant under 11 U.S.C. §547.

Any party who objects to the Motion must file its objection with the Clerk of the Bankruptcy Court, Federal Building and United States Courthouse, 421 Gold Ave. SW., Third Floor, Albuquerque, N.M. 87102 (or P.O. Box 546, Albuquerque, N.M. 87103), **within 20 days after the date of mailing of this notice, plus 3 days for service of this notice by mail, for a total of 23 days (or on or before July 21, 2003)**, and serve a copy of the objection on Thomas D. Walker (address given below). If any objections are timely filed, a hearing will be held on notice only to Mr. Walker and objecting parties. If no objections are timely filed, an order granting the Motion will be presented for entry without a hearing or further notice.

Date of Mailing: June 27, 2003

JACOBVITZ, THUMA & WALKER, P.C.

By: s/ filed electronically  
Thomas D. Walker  
500 Marquette N.W., Suite 650  
Albuquerque, N.M. 87102  
(505) 766-9272  
Attorneys for the Trustee

I hereby certify that on June 27, 2003, a copy of the foregoing Notice was mailed by first class United States mail, postage prepaid, to all persons listed on limited matrix, a copy of which is attached to the original of this Notice that will be filed with the Clerk of the Bankruptcy Court.

s/ filed electronically  
Thomas D. Walker