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. 03-1180 M (GONZALES V. BUYPASS)

Yvette J. Gonzales, Chapter 7 Trustee (the "Trustee") hereby gives notice pursuant to Bankruptcy Rule 9019 that on September 23, 2003 she filed a Motion to Approve Settlement of Adversary Proceeding No. 03-1180 M (the "Motion"), requesting Court approval of a settlement of the adversary proceeding captioned *Yvette J. Gonzales, Trustee v. Buypass* (the "Adversary Proceeding"), against the named defendant n/k/a Concord Payment Services, Inc. and/or Concord EFS, Inc. ("Defendant"). In the Adversary Proceeding, the Trustee sought to avoid $77,180.98 in alleged preferential payments made to Defendant. Defendant and Trustee have agreed, without admission or acknowledgment of liability by either side, and subject to Court approval, to settle the Adversary Proceeding for the Settlement Amount of $22,300.00. If the Motion is approved, and upon the receipt by the Trustee of the Settlement Amount, the Adversary Proceeding will be dismissed with prejudice, and the trustee will release any claims the Debtor's estate may have against Defendant under 11 U.S.C. §§547, 549 and 550.

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 October 17, 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, Defendant's counsel 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: September 24, 2003

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I hereby certify that on September 24, 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.

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