

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 02-1258-S  
(Gonzales v. Eastman Kodak Company)**

THIS MATTER came before the Court on the Chapter 7 Trustee's Motion to Approve Settlement of Adversary Proceeding 02-1258-S (Eastman Kodak Company). The Court, being sufficiently advised, hereby FINDS:

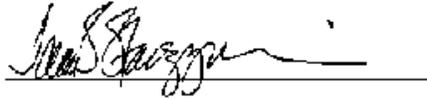
1. The Chapter 7 Trustee's Motion to Approve Settlement of Adversary Proceeding 02-1258-S (the "Motion") was filed on November 13, 2003.

2. Notice of the filing of the Motion was mailed by first class United States mail, postage prepaid, on November 13, 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 December 6, 2003, which includes three days for service by mail. No objections to the Motion were filed.

3. The Settlement should be approved.

4. Upon entry of this Order, Eastman Kodak Company will pay the sum of Ten Thousand Dollars and no/100 (\$10,000.00) 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 02-1258-S is granted, and the settlement of Adversary Proceeding 02-1258-S is approved as set forth in the Motion.



THE HONORABLE JAMES S. STARZYNSKI  
UNITED STATES BANKRUPTCY JUDGE

Submitted by:  
DAVIS & PIERCE, P.C.  
/s/ submitted by email\_12/16/03  
Chris W. Pierce, Esq.  
PO Box 6  
Albuquerque, NM 87103  
(505) 243-6129

Approved:

MILLER, STRATVERT & TORGERSON, P.A.  
Telephonically approved 12/16/03  
Bradley D. Tepper, Esq.  
Michael C. Ross, Esq.  
PO Box 25687  
Albuquerque, NM 87125  
(505) 842-1950

Additional Parties Entitled to Notice:

Ronald E. Andazola, Esq.  
PO Box 608  
Albuquerque, NM 87103

David T. Thuma, Esq.  
Jacobvitz, Thuma & Walker  
500 Marquette NW, Suite 650  
Albuquerque, NM 87102

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 December 19, 2003.

