

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 02-1128-S**

THIS MATTER came before the Court on the Chapter 7 Trustee's Motion to Approve Settlement of Adversary Proceeding 02-1128-S (DPI Food Products Company). The Court, being sufficiently advised, hereby FINDS:

1. The Chapter 7 Trustee's Motion to Approve Settlement of Adversary Proceeding 02-1128-S (the "Motion") was filed on December 23, 2003.

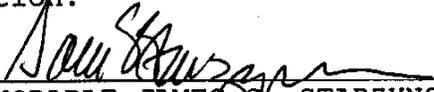
2. Notice of the filing of the Motion was mailed by first class United States mail, postage prepaid, on December 23, 2003, to all persons listed on the limited matrix as set forth in the original Notice filed herein, and was sufficient and proper in the circumstances. The deadline to file an objection expired on January 15, 2004, 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, DPI Food Products Company will pay the sum of Forty-Five Thousand, Seven Hundred Eleven

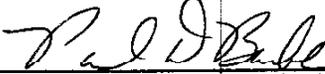
Dollars and no/100 (\$45,711.00) to the Chapter 7 Trustee and the Adversary Proceeding will be dismissed with prejudice.

IT IS THEREFORE ORDERED that the Chapter 7 Trustee's Motion to Approve Settlement of Adversary Proceeding 02-1128-S is granted, and the settlement of Adversary Proceeding 02-1128-S is approved as set forth in the Motion.



THE HONORABLE JAMES S. STARZYNSKI
UNITED STATES BANKRUPTCY JUDGE

Submitted by:
DAVIS & PIERCE, P.C.



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Approved:
JOHNSON & NELSON, P.C.

Approved By Facsimile 02/17/04

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Additional Parties Entitled to Notice:

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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:

FEB 20 2004

Mary B. Anderson