

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 03-1132-M**

THIS MATTER came before the Court on the Chapter 7 Trustee's Motion to Approve Settlement of Adversary Proceeding 03-1132-M (CIT Group). The Court, being sufficiently advised, hereby FINDS:

1. The Chapter 7 Trustee's Motion to Approve Settlement of Adversary Proceeding 03-1132-M (the "Motion") was filed on August 27, 2003.

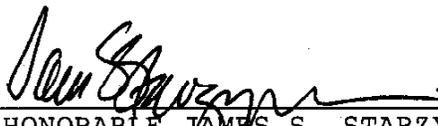
2. Notice of the filing of the Motion was mailed by first class United States mail, postage prepaid, on August 27, 2003, to all persons listed on the limited matrix as set forth in the original Notice filed herein, and was sufficient and proper in the circumstances. The deadline to file an objection expired on September 19, 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, CIT Group will pay the sum of Fifteen Thousand Dollars and no/100 (\$15,000.00) 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 03-1132-M is granted,

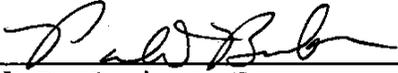
and the settlement of Adversary Proceeding 03-1132-M is approved as set forth in the Motion.



THE HONORABLE JAMES S. STARZYNSKI
UNITED STATES BANKRUPTCY JUDGE

Submitted by:

DAVIS & PIERCE, P.C.



Paul D. Barber, Esq.
PO Box 6
Albuquerque, NM 87103
(505) 243-6129

Approved:

SUTIN, THAYER & BROWNE
Approved via email 07/12/04 *TSB*
Gail Gottlieb, Esq.
Two Park Square, Suite 1000
6565 Americas Parkway NE
Albuquerque, NM 87110

Additional Parties Entitled to Notice:

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

F:\FURRS\REFERENCE EXPENSE\CIT Group\PLEADINGS\ORDER APPROVING COMPROMISE.wpd:jg

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:

JUL 14 2004

Mary B. Anderson