

UNITED STATES BANKRUPTCY COURT
DISTRICT OF NEW MEXICO

In re:

FURR'S SUPERMARKETS, INC.,

Case No. 7-01-10779-SA

Chapter 7

Debtor.

**ORDER ON SECOND INTERIM FEE APPLICATION OF WALTER R. DOYLE,
EXPERT WITNESS FOR THE CHAPTER 7 TRUSTEE**

This matter came before the Court upon the Second Interim Fee Application of Walter R. Doyle, filed February 13, 2004 (docket # 2318) (the "Fee Application"), and the limited objection thereto filed by the Office of the United States Trustee on March 11, 2004 (the "Limited Objection"), and the Court, having reviewed the Fee Application and the Limited Objection, and noting that the Limited Objection has been resolved as set forth below, FINDS:

A. On February 23, 2004, notice was given of the Fee Application, specifying a period of 20 days (plus 3 days based on service of the notice by mail, for a total of 23 days) to object thereto, in accordance with the Bankruptcy Code and Bankruptcy Rules 2002(a)(6) and 9006(f), to all persons on the official limited mailing matrix maintained by the Clerk of the Bankruptcy Court in connection with this case;

B. The notice was sufficient in the particular circumstances;

C. The objection deadline specified in the notice expired on March 11, 2004, with no objections to the Fee Application having been filed except for the Limited Objection;

D. On August 4, 2004, Walter R. Doyle ("Doyle") submitted a revised billing statement for the period covered by the Fee Application (the "Revised Billing Statement");

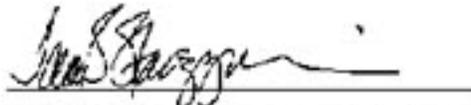
E. On consideration of the Revised Billing Statement, the United States Trustee withdrew the Limited Objection to the Fee Application;

F. The compensation sought in the Fee Application is reasonable compensation for actual and necessary services that benefited the estate, and should be allowed;

G. Entry of this order is appropriate under Bankruptcy Code §§330(a), 331, 503(b)(2) and 507(a)(1).

IT IS, THEREFORE, ORDERED that Doyle is allowed, as a priority, Chapter 7 administrative expense under Bankruptcy Code §§503(b)(2) and 507(a)(1), compensation in the amount of \$11,570.50 consisting of \$10,850 for professional fees, \$710.50 for gross receipts tax and \$10.00 for expenses. The Trustee is authorized to pay to Doyle the unpaid balance of the approved compensation.

IT IS FURTHER ORDERED that the Revised Billing Statement shall supercede the fee bill statements that were attached to the Fee Application.



THE HONORABLE JAMES S. STARZYNSKI
UNITED STATES BANKRUPTCY JUDGE

Submitted by:
JACOBVITZ, THUMA & WALKER, P.C.

By: Submitted by e-mail

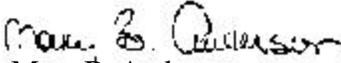
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I hereby certify that on August 9, 2004, a true and correct copy of the foregoing was either electronically transmitted, faxed, delivered, or mailed to the listed counsel and parties.


Mary B. Anderson