

UNITED STATES BANKRUPTCY COURT  
DISTRICT OF NEW MEXICO

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U.S. BANKRUPTCY COURT  
ALBUQUERQUE, N.M.

In re:

FURR'S SUPERMARKETS, INC.,

Debtor.

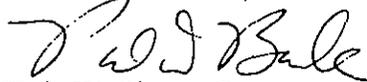
Case No. 7-01-10779-SA  
Chapter 7

**NOTICE OF PRESENTMENT OF ORDER APPROVING  
SETTLEMENT OF ADVERSARY PROCEEDING 03-1131-M  
(Rubbar Door, Division of Eckel Industries, Inc.)**

Yvette Gonzales, Trustee, by and through her attorneys, Davis & Pierce, P.C. (Chris W. Pierce, Esq. and Paul D. Barber, Esq.), hereby gives notice that Yvette Gonzales, Trustee will present the Order attached hereto as Exhibit "A" for entry before the Honorable James S. Starzynski, Judge of the United States Bankruptcy Court on the 14<sup>th</sup> day of September, 2004, at the hour of 10:00 a.m. The attached Order is an order approving the Settlement of Adversary Proceeding 03-1131-M (Rubbar Door, Division of Eckel Industries, Inc.). The attached form of Order was prepared by Davis & Pierce, P.C., and electronically mailed for approval on August 16, 2004 to Richard W. Bland, II, Esq. Counsel for Rubbar Door (Division of Eckel Industries, Inc.) has not approved the form of Order.

Respectfully submitted,

DAVIS & PIERCE, P.C.



Chris W. Pierce, Esq.

Paul D. Barber, Esq.

Post Office Box 6

Albuquerque, New Mexico 87103

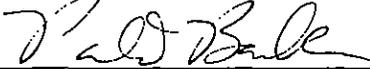
(505) 243-6129

2502

NOTICE OF PRESENTMENT HEARING

I hereby certify that a true and correct copy of the foregoing was served on counsel and parties as indicated below this 7<sup>th</sup> day of September, 2004.

Richard W. Bland, II., Esq.  
110 Pleasant Street  
Marlborough, MA 01752



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Paul D. Barber, Esq.

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NOTICE OF PRESENTMENT HEARING

UNITED STATES BANKRUPTCY COURT  
DISTRICT OF NEW MEXICO

In re:

FJRR'S SUPERMARKETS, INC.,  
Debtor.

Case No. 7-01-10779-SA  
Chapter 7

ORDER APPROVING SETTLEMENT OF  
ADVERSARY PROCEEDING 03-1131-M

**THIS MATTER** came before the Court on the Chapter 7

Trustee's Motion to Approve Settlement of Adversary Proceeding 03-1131-M (Rubbar Door (Division of Eckel Industries, Inc.) The Court, being sufficiently advised, hereby FINDS:

1. The Chapter 7 Trustee's Motion to Approve Settlement of Adversary Proceeding 03-1131-M (the "Motion") was filed on July 13, 2004.

2. Notice of the filing of the Motion was mailed by first class United States mail, postage prepaid, on July 13, 2004, 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 August 5, 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, Rubbar Door (Division of Eckel Industries, Inc.) will pay the sum of Eight Thousand Five Hundred Twenty Three and 67/100 dollars (\$8,523.67) 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 03-1131-M is granted, and the settlement of Adversary Proceeding 03-1131-M is approved as set forth in the Motion.

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THE HONORABLE JAMES S. STARZYNSKI  
UNITED STATES BANKRUPTCY JUDGE

Submitted by:

DAVIS & PIERCE, P.C.

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

Approved:

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Richard W. Bland, II., Esq.  
Attorney for Defendant  
110 Pleasant Street  
Marlborough, MA 01752  
(508) 620-1591

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