

UNITED STATES BANKRUPTCY COURT
DISTRICT OF NEW MEXICO

In re:

FURR'S SUPERMARKETS, INC.,

No. 7-01-10779 SA
Chapter 7

Debtor.

**STIPULATED ORDER AUTHORIZING THE CLERK TO
RELEASE CLAIMS FILES TO THE TRUSTEE FOR COPYING**

This matter came before the Court on the stipulation of the Chapter 7 Trustee, Yvette J. Gonzales (the "Trustee"), and the United States Trustee. The Trustee represents to the Court:

(a) The Trustee wishes to begin the process of reviewing chapter 11 administrative claims in this case;

(b) The Trustee is informed that, at present, there are approximately 23 files in the Office of the Clerk of the Bankruptcy Court in Albuquerque (the "Clerk") containing chapter 11 administrative claims filed in this bankruptcy case (such files, and any additional files that may be created containing chapter 11 administrative claims, hereafter are called the "Administrative Claims Files"), in addition to files containing proofs of claim filed in this bankruptcy case (the "Proofs of Claim Files"). Administrative Claims Files and Proofs of Claim Files sometimes are collectively called "files;"

(c) The Clerk no longer provides a service where a third party can duplicate papers in the Clerk's files for parties in interest;

(d) It would be more efficient and less expensive for the estate, and less burdensome for the Clerk, to permit the Trustee to use a third party copy service to make copies of the Administrative Claims Files and Proofs of Claim Files; and

(e) The Trustee proposes to use Albuquerque Legal Services, a company that has performed extensive copying services for the Trustee's counsel over the years and has demonstrated its reliability, to copy the Administrative Claims Files, and to copy Proofs of Claim Files to the extent the Trustee requires copies of those files.

Having considered the requested relief, being sufficiently informed and advised, and finding that entry of this order is appropriate,

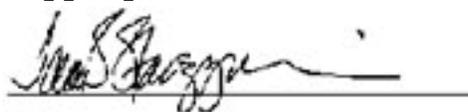
IT IS HEREBY ORDERED

1. The Clerk is authorized to check out to the Trustee any or all of the original Administrative Claims Files and original Proofs of Claims File, by turning such files over to a representative of Albuquerque Legal Services, which shall be the custodian of such files while in its possession, on the condition that each time files are checked out Albuquerque Legal Services executes a document in substantially the form attached hereto as Exhibit A. Albuquerque Legal Services will return to the Clerk any Administrative Claim Files and Proof of Claim

Files that are checked out within 48 hours after the files are checked out.

2. It is contemplated that Albuquerque Legal Services will check out files from time to time so that it checks out at one time only the files that it anticipates it can copy and return within 48 hours. If any file is checked out pursuant to this order, but the copying of the file is not completed within 48 hours, the file shall be returned to the Clerk within the 48-hour period, but may be checked out again to complete the copying. In addition, Albuquerque Legal Services will in any event return the files to the Clerk so that Albuquerque Legal Services does not retain any files over a weekend or legal holiday.

3. The files will be returned to the Clerk in the same condition and form that the files were in when checked out by Albuquerque Legal Services (e.g. not damaged or torn, and the papers in same order). If files are not so returned, the Court will enter any orders that are appropriate.



THE HONORABLE JAMES S. STARZYNSKI
UNITED STATES BANKRUPTCY JUDGE

Submitted by:
JACOBVITZ, THUMA & WALKER,
a Professional Corporation

By: submitted by e-mail_____

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APPROVED:

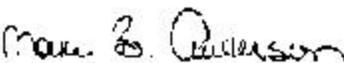
MAY E. MAY

U.S. Trustee

By: Approved by e-mail 9-17-04_____

Ronald E. Andazola
P.O. Box 608
Albuquerque, New Mexico 87103
(505) 248-6544
(505) 248-6558 (fax)

I hereby certify that on September 22, 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

**ACKNOWLEDGEMNT OF RECEIPT OF FILES
AND CONSENT TO COMPLY WITH ORDER**

The undersigned, on behalf of Albuquerque Legal Services, acknowledges (i) receipt of the files listed below from the Clerk of the United States Bankruptcy Court for the District of New Mexico (the "Clerk"); and (ii) that Albuquerque Legal Services has been provided with a copy of a Stipulated Order Authorizing The Clerk To Release Administrative Claims Files To The Trustee For Copying, filed September __, 2004 (the "Order"). Albuquerque Legal Services further agrees to comply with the terms of the Order.

On _____, at _____ o'clock am/pm (circle as applicable), the Clerk checked out to Albuquerque Legal Services the following files:

Note here any damage to the files at the time they were checked out:

OFFICE OF THE CLERK:

REPRESENTATIVE OF ALBUQUERQUE
LEGAL SERVICES:

Print name:

Print name:

EXHIBIT A