

UNITED STATES BANKRUPTCY COURT
DISTRICT OF NEW MEXICO

In re:
FURR'S SUPERMARKETS, INC.,
Debtor.

Case No. 7-01-10779-SA

**THIRD INTERIM APPLICATION BY DAVIS & PIERCE, P.C.,
ATTORNEYS FOR CHAPTER 7 TRUSTEE, FOR ALLOWANCE AND PAYMENT OF
COMPENSATION FOR THE PERIOD OF JANUARY 1, 2004 TO AUGUST 31, 2004**

The law firm of Davis & Pierce, P.C. ("Attorneys"), Counsel for the Chapter 7 Trustee, submits this third interim application for allowance and payment of compensation pursuant to Bankruptcy Code §§330 and 503(b)(2).

1. Third Application Period; Amount of Compensation Sought. In this Third Application, Attorneys seek allowance and payment of compensation for services rendered and costs incurred between January 1, 2004 through August 31, 2004 (the "Third Application Period"), as itemized on the attached Exhibit "A" ("Billing Recap") and supporting billing statements, all of which are incorporated herein by reference. The requested attorney's fees, costs and taxes for the Third Application Period are summarized as follows:

a.	Attorney and Paralegal Fees:	\$300,787.30
b.	Expenses:	\$ 11,432.48
c.	Tax:	<u>\$ 17,642.70</u>
	Total:	\$329,862.48

Less payments received: (\$219,634.98)

Total Amount Due: \$ 110,227.50

2. Recoveries to date: As of the date of the filing of this Third Application, Attorneys have resolved 86 adversary proceedings out of 112 filed, and have recovered a total of **\$4,631,816.03** for the estate. In addition, another **\$1,327,007.64** in settlements have been agreed to but not yet fully paid, due to the waiting period for objections, completion of payment plans

and other factors. Therefore, through the end of the Third Application Period, Attorneys have reached settlements totaling **\$5,958,813.67**.

As of the date of the filing of this Third Application, Attorneys have represented the Trustee in 112 adversary proceedings. Of that number, 58 have been settled in favor of the estate, the Court has awarded judgment on the merits in the one case that has gone to trial, two default judgments have been entered, 26 have been dismissed without recovery, and 25 are pending. In addition, Attorneys resolved certain additional claims without the necessity of filing an adversary proceeding, either by agreement on payment after demand, or after a determination that no amounts were owed.

During the Third Application Period, the Trustee collected **\$368,837.95** from settlements which were concluded by Attorneys during the Third Application Period. In addition, during the Third Application Period, Attorneys negotiated another **\$1,185,299.24** in settlements which have been agreed to but not yet fully paid

3. General Description of Services Rendered on Behalf of the Chapter 7 Trustee. As set more fully in Exhibit “A” and the supporting billing statements, in general, Attorneys’ services rendered for the Chapter 7 Trustee during the Third Application Period have included, among other things:

- A. Pre-Petition Preferential Transfer and Fraudulent Transfer Claims: Litigation, including discovery, and settlement negotiations with regard to claims asserted in adversary proceedings as set forth above.
- B. Post-Petition Pre-Paid and Account Receivable Claims: Litigation, including discovery, and settlement negotiations with regard to claims, most of which were asserted in adversary proceedings as set forth above.
- C. Approximately 4 new post-petition cases were filed during the Third Application Period.
- D. Various case management and related administrative services.

D. Matters relating to Attorneys' Second Fee Application.

4. Time Charged for Multiple Attorneys and Allocation of Responsibility. During the Third Application Period, Attorneys worked a total of 1833.7 hours of attorney time and 145.6 hours of legal assistant time for professional services rendered on behalf of the Chapter 7 Trustee. As shown on the Billing Recap, Exhibit A, p. 11, Attorneys "no charged" a total of \$6,988.00 in the Third Application Period. In billing and charging for services provided by multiple attorneys and allocating responsibility, the Attorneys attempted to minimize duplication of effort and overlap of responsibilities.

5. Prior Application Periods: Amount of Compensation Allowed and Paid.

(a) First Application Period. On August 18, 2003, the Court entered its "Amended Order Approving First Interim Application By Attorneys for the Trustee for Allowance and Payment of Compensation for the Period February 2002 To April 30, 2003," in which Attorneys were awarded \$354,541.61 for attorney's fees, services, expenses and taxes. This amount has been paid, and no balance remains due and owing.

(b) Second Application Period. On April 15, 2004, the Court entered its "Order Approving Second Interim Application by Attorneys for Chapter 7 Trustee for Allowance and Payment of Compensation for the Period of May 1, 2003 to December 31, 2003." in which Attorneys were awarded \$556,646.05 in compensation for attorney's fees, services, expenses and taxes. This amount has been paid, and no balance remains due and owing.

6. Commencement of the Bankruptcy Case. On February 8, 2001, the Debtor filed a voluntary petition for relief under Chapter 11 of the Bankruptcy Code. An order for relief on the petition was entered the same date as a matter of course. On December 19, 2001, the Debtor converted the case to a Chapter 7 case, and the Trustee was appointed.

7. Trustee's Employment of Davis & Pierce, P.C. ("Attorneys"). On December 21, 2002, the Trustee filed its Motion to Employ Davis & Pierce, P.C. as her counsel. On July 3, 2002, the Court entered the Order Granting Trustee's Motion to Employ Davis & Pierce, P.C. as Counsel for the Trustee (the "D&P Employment Order"), approving the Trustee's employment of Attorneys effective as of the Conversion Date. The Trustee was authorized to pay Attorneys up to and including 75% of fees, and up to and including 100% of reimbursable costs and applicable gross receipts tax, subject to ultimate approval of the paid compensation.

8. Services Rendered Were Actual and Necessary; Fees Charged are Reasonable. Following its employment by the Chapter 7 Trustee, Attorneys have represented the Trustee since her appointment. The services rendered and the costs and expenses incurred by Attorneys on behalf of the Chapter 7 Trustee during the Third Application Period, for which compensation is sought, were actual and necessary. The amount charged for fees is reasonable based on the nature, extent and value of the services and the amount of time spent providing the services.

9. Itemization of Fees and Costs and Description of Services Rendered. The services provided by Attorneys in the Third Application Period are set forth in detail on the Billing Recap, Exhibit "A." Copies of the original supporting billing statements will be available for inspection by any interested party on the Court's ACE filing system. Copies of expense receipts are available for reproduction upon request. The billing statements itemize all charges for professional services, reimbursable costs and expenses and gross receipts tax; set out the hourly rates for each attorney and legal assistant employed by Attorneys who rendered services to the Chapter 7 Trustee; separately describe the services rendered and hours worked by each individual each day for each specific task performed during the Third Application Period, and itemize all expense charges. A summary of the total hours and total charges per individual is set

forth on the Billing Recap, Exhibit A at p. 11. The accounting of services, costs and expenses as set out in the billing statements and Billing Recap is true and correct to the best of Attorneys' knowledge, information and belief.

10. Billing Rates, Time Billed and Rates for Other Charges. During the Third Application Period, the billing rates charged for attorneys and legal assistants were charged at Attorneys' normal and customary billing rates, or less, charged to clients other than the Trustee, as shown on the attached Billing Recap, Exhibit "A" at p. 11.

Attorneys, in accordance with Attorneys' customary billing practices, also charged for costs and expenses, including \$0.25 per page for in-house photocopying, \$0.25 per mile for hand deliveries, \$1.00 per page for telecopies (outgoing only), and actual out-of-pocket expenses for other expenses such as travel and meals while traveling, hotels, taxis, tips, deposition transcripts, computer aided legal research, postage, long distance telephone and overnight mail.

11. Other Factors. Attorneys also support this Third Fee Application with discussion of various other factors, as follows:

(a) Expertise and experience in the area of bankruptcy of the Attorneys rendering services to the Chapter 7 Trustee. The Attorneys have extensive expertise and experience in Chapter 11 bankruptcies, and enjoy a respected reputation in the legal community for their work in both bankruptcy matters and in general commercial litigation. Mr. Davis has a Certificate of Specialization from the New Mexico Board of Legal Specialization in Bankruptcy (Business) Law and a Masters in Business Administration. Mr. Pierce has a Certificate of Specialization from the New Mexico Board of Legal Specialization in Bankruptcy (Consumer) Law.

(b) Method used to compute time charges. Applicant billed hourly for its

services for representation of client at normal, set, hourly rates for each attorney and timekeeper in the firm. The number of hours and hourly rates for each timekeeper who worked on representation of the client in this proceeding are itemized in this application. The billing statements reflect contemporaneous time entries which set forth the services performed, the dates on which such services were performed, the identity of the individual performing the work, and the time spent in tenth of one hour increments.

(c) Relative billing rates of Attorneys for in-court and out-of-court hours. The Attorneys bill the same rates for in-court and out-of-court hours. Travel time is billed at the normal hourly rate times $\frac{1}{2}$; Attorneys use travel time for review of pleadings, files and preparation for hearings or meetings. Layover time between flights is not billed unless specific legal work is being performed during the layover.

(d) Difficulty of case dealt with by Attorneys. This case is large, complex and difficult. Representation of the Trustee has made substantial demands upon the time and skills of Attorneys. Attorneys have turned away other work, and narrowed the firm's client base, to have adequate time to represent the Trustee. In addition to the actual prosecution of a large number of adversary proceedings, Attorneys' representation of the Trustee also involves significant amounts of case management, scheduling and monitoring time. It has also been necessary for Attorneys to retrieve and review bank records and other source documents from Furr's records warehouse at the Iron Mountain facility in Albuquerque.

(e) Results Achieved and Benefit of the Results to the Estate. Also as set forth in Paragraph 2 above, Attorneys have succeeded in obtaining a total of \$4,631,816.03 for the estate, in addition to another \$1,327,007.64 in settlements which have been agreed to but not yet fully paid, for a total settlement amount (through the Third Application Period) of

\$5,958,813.67.

12. Services Rendered Solely for the Chapter 7 Trustee; No Fee Sharing Arrangement.

All professional services for which allowance and payment of compensation is requested were performed by Attorneys for the Chapter 7 Trustee and not on behalf of the debtor or any other committee or person. Attorneys have not shared or agreed to share any compensation received or to be received by it for services rendered in or in connection with this case with any person except with employees of Attorneys in the ordinary course of business.

WHEREFORE, Attorneys respectfully request that the Court allow, for the Third Application Period, as a priority, administrative expense, the following:

a.	Attorney and Paralegal Fees:	\$300,787.30
b.	Expenses:	\$ 11,432.48
c.	Tax:	<u>\$ 17,642.70</u>
	Total:	\$329,862.48

Attorneys further request that the Court approve the prior payments of **\$219,634.98** and authorize the Trustee to pay Attorneys the entire unpaid balance of \$110,227.50 for the Third Application Period.

Respectfully submitted:

DAVIS & PIERCE, P.C.
/s/ filed electronically 9/27/04
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The undersigned hereby certifies that a true and accurate copy of the foregoing was mailed to the following parties as indicated below this 27th day of September, 2004.

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FURRS SUPERMARKETS, INC.

DAVIS & PIERCE, P.C.

THIRD APPLICATION FOR FEES FOR THE PERIOD:

JANUARY 2004 THOUGH AUGUST 2004

POST-CONVERSION BILLING RECAP

INVOICE DATE	100% FEES	75% FEES	TAX ON FEES	TAX ON 75% OF FEES	75% TOTAL FEES & TAX	100% OF COSTS	AUTH. FOR PAYMENT	PAYMENT RECEIVED	BALANCE	HOLDBACK	TOTAL OWING
									OWING THIRD PERIOD	25% OF FEES & TAX	
JAN. 2004	53,011.80	39,758.85	3,081.32	2,310.99	42,069.84	1,035.49	43,105.33	41,313.39	1,791.94	14,023.28	15,815.22
FEB. 2004	44,011.50	33,008.63	2,558.18	1,918.63	34,927.26	715.42	35,642.68	32,269.51	3,373.17	11,642.42	15,015.59
MAR. 2004	51,581.00	38,685.75	2,998.16	2,248.62	40,934.37	2,111.37	43,045.74	41,794.11	1,251.63	13,644.79	14,896.42
APR. 2004	32,996.50	24,747.38	1,917.92	1,438.44	26,185.82	2,528.69	28,714.51	28,415.03	299.48	8,728.61	9,028.09
MAY 2004	19,735.00	14,801.25	1,147.10	860.32	15,661.57	415.73	16,077.30	15,905.91	171.39	5,220.52	5,391.91
JUN. 2004	35,681.50	26,761.13	2,073.99	1,555.49	28,316.62	1,263.79	29,580.41	29,051.87	528.54	9,438.87	9,967.41
JUL. 2004	38,338.00	28,753.50	2,324.22	1,743.17	30,496.67	1,272.99	31,769.66	30,885.16	884.50	10,165.56	11,050.06
AUG. 2004	25,432.00	19,074.00	1,541.81	1,156.35	20,230.35	2,089.00	22,319.35	0.00	22,319.35	6,743.45	29,062.80
TOTALS	\$300,787.30	\$225,590.49	\$17,642.70	\$13,232.01	\$238,822.49	\$11,432.48	\$250,254.98	\$219,634.98	\$30,619.99	\$79,607.50	\$110,227.50

TOTAL AMOUNT OWING OF ALL FEES & TAX \$110,227.50

Amount billed for Fees	\$300,787.30	Bal. Owing	
Amount billed for Taxes	\$17,642.70	3rd. Period:	
Amount billed for Expenses	<u>\$11,432.48</u>	Fees & Tax	\$8,033.99
Total Amount Billed this Fee Application	\$329,862.48	Costs	<u>\$770.52</u>
			<u>\$8,804.51</u>
Less: Payments in Fee App. Period	<u>(\$219,634.98)</u>		
Amount Remaining to be Paid	<u>\$110,227.50</u>		

FURRS SUPERMARKETS, INC.

DAVIS & PIERCE, P.C.

THIRD APPLICATION FOR FEES FOR THE PERIOD:

JANUARY 2004 TO AUGUST 2004

BILLING SUMMARY

BY MATTER

CATEGORY	MATTER	Total Services	Total Tax	Total Costs	Total Amt. Billed	Total Payments	Unpaid Balance	Total Hours
1	Preference Action Administration	19,484.30	1,134.93	7,916.58	28,535.81	21,120.14	7,415.67	133.6
2	Preference Action Allied Supply Co.	1,040.00	60.46	4.50	1,104.96	829.84	275.11	6.2
3	Preference Action American Promotional	2,580.00	149.97	495.19	3,225.16	2,542.66	682.50	15.4
4	Preference Action Anderson News	5,968.00	347.79	0.00	6,315.79	4,668.72	1,647.07	35.2
5	Preference Action Azar Nut Company	4,719.00	278.29	0.00	4,997.29	3,409.27	1,588.02	31.0
6	Preference Action Bunzl USA	11,339.00	670.16	0.00	12,009.16	5,505.97	6,503.19	71.7
7	Preference Action C&H Sugar	1,350.00	78.63	0.00	1,428.63	1,071.34	357.29	9.4
8	Preference Action Campbell Sales Co.	442.00	26.08	0.00	468.08	350.77	117.31	2.6
9	Preference Action BMK (Berton)	0.00	0.00	0.00	0.00	0.00	0.00	0.0
10	Preference Action Coca Cola - Deming	745.00	43.69	0.00	788.69	523.78	264.91	5.7
11	Preference Action Coca Cola - Enterprises	33,296.00	1,960.79	3.83	35,260.62	25,726.73	9,533.89	213.9
12	Preference Action Coca Cola - Phoenix	105.00	6.10	0.00	111.10	83.33	27.77	0.7
13	Preference Action Coca Cola - Santa Fe	3,884.00	232.59	0.00	4,116.59	2,708.55	1,408.04	25.8
14	Preference Action Dean Foods, Inc.(Creamland)	19,400.00	1,146.49	0.00	20,546.49	13,615.68	6,930.81	124.2
15	Preference Action DPI Food Products	1,125.00	65.39	0.00	1,190.39	894.78	295.61	6.9
16	Preference Action Flowers - El Paso	34.00	1.98	0.00	35.98	26.98	9.00	0.2
17	Preference Action Food Marketing Group	5,355.00	316.17	0.00	5,671.17	3,993.36	1,677.81	32.7
18	Preference Action Gerber Products Co.	685.00	39.82	0.00	724.82	543.61	181.21	4.1
19	Preference Action HJ Heinz	8,020.00	467.54	0.00	8,487.54	6,256.70	2,230.84	50.4
20	Preference Action Holiday Candy	606.00	35.22	0.00	641.22	480.92	160.30	5.0
21	Preference Action Hormel Foods	255.00	14.82	0.00	269.82	202.36	67.46	1.7
22	Preference Action Ingram Entertainment	19,109.00	1,113.00	744.95	20,966.95	15,398.66	5,568.29	115.3
23	Preference Action Jimmy Dean Foods	963.00	55.98	0.00	1,018.98	764.23	254.75	6.3
24	Preference Action Kelloggs Frozen	34.00	1.98	0.00	35.98	26.98	9.00	0.2
25	Preference Action M&M Mars	1,988.00	116.83	0.00	2,104.83	1,361.80	743.03	12.4
26	Preference Action Mead Johnson Formula	68.00	3.95	0.00	71.95	53.96	17.99	0.4
27	Preference Action Minute Maid	3,275.50	190.39	0.00	3,465.89	2,599.42	866.47	20.3
28	Preference Action Mission Foods	615.50	35.77	0.00	651.27	488.46	162.81	3.8
29	Preference Action Morey's Seafood	289.00	16.80	0.00	305.80	229.35	76.45	1.9
30	Preference Action Reddy Ice Corp.	610.50	35.86	0.00	646.36	363.07	283.29	4.0
31	Preference Action Royal/Juarez Distrib.	3,099.00	184.15	0.00	3,283.15	2,003.42	1,279.73	23.3
32	Preference Action S.C. Johnson & Co.	68.00	3.95	0.00	71.95	53.96	17.99	0.4
33	Preference Action Santa Fe Tortilla Co.	595.50	34.61	0.00	630.11	472.59	157.52	4.1
34	Preference Action Seven Up/RC Bottling	5,286.00	307.27	0.00	5,593.27	4,194.93	1,398.34	34.0
35	Preference Action Topco	1,285.50	74.72	0.00	1,360.22	1,020.17	340.05	7.6
36	Preference Action Tree of Life Southwest	1,997.00	116.08	0.00	2,113.08	1,584.80	528.28	15.2
37	Preference Action Unilever Home & Personal	3,339.50	195.96	0.00	3,535.46	2,569.26	966.20	22.4
38	Preference Action Wisconsin's Finest	370.00	21.50	0.00	391.50	293.63	97.87	2.2

FURRS SUPERMARKETS, INC.

DAVIS & PIERCE, P.C.

THIRD APPLICATION FOR FEES FOR THE PERIOD:

JANUARY 2004 TO AUGUST 2004

BILLING SUMMARY

BY MATTER

CATEGORY	MATTER	Total Services	Total Tax	Total Costs	Total Amt. Billed	Total Payments	Unpaid Balance	Total Hours
1	Preference Exp. Advo, Inc.	3,335.00	193.86	0.00	3,528.86	2,646.63	882.23	21.7
2	Preference Exp. Brinks Incorporated	1,212.00	70.45	0.00	1,282.45	961.84	320.61	8.0
3	Preference Exp. Charles L. Henry	15,489.00	901.09	319.19	16,709.28	12,584.17	4,125.11	100.3
4	Preference Exp. CIT Group	1,366.00	81.63	0.00	1,447.63	652.33	795.30	8.3
5	Preference Exp. Coremark	425.00	24.70	0.00	449.70	337.27	112.43	2.5
6	Preference Exp. Customcraft Fixtures	1,846.00	108.45	0.00	1,954.45	1,262.61	691.84	13.0
7	Preference Exp. Edison Source	255.00	14.82	0.00	269.82	202.36	67.46	1.7
8	Preference Exp. El Paso Times	761.00	44.23	0.00	805.23	603.93	201.30	4.9
9	Preference Exp. GE Capital Business	5.00	0.29	0.00	5.29	3.97	1.32	0.1
10	Preference Exp. GE Capital Corp.	1,271.00	73.88	0.00	1,344.88	1,008.66	336.22	7.5
11	Preference Exp. Hewlett Packard	1,471.00	86.33	0.00	1,557.33	1,095.95	461.38	10.1
12	Preference Exp. Hubert Co.	1,669.00	98.49	0.00	1,767.49	895.97	871.52	11.5
13	Preference Exp. HW Singleton Co. Inc.	1,556.00	90.45	0.00	1,646.45	1,234.83	411.62	10.8
14	Preference Exp. Impact Events	3,994.00	234.85	0.00	4,228.85	3,129.14	1,099.71	25.8
15	Preference Exp. Jan Friederich	6,364.00	369.90	9.45	6,743.35	5,059.88	1,683.47	39.0
16	Preference Exp. JLS Security Patrol	2,312.00	134.39	0.00	2,446.39	1,834.79	611.60	15.5
17	Preference Exp. Netcom Management Gr.	102.00	5.93	0.00	107.93	80.94	26.99	0.6
18	Preference Exp. NM State Fair	2,676.00	161.48	0.00	2,837.48	265.06	2,572.42	17.4
19	Preference Exp. Network Architects	485.00	28.20	209.72	722.92	594.61	128.31	3.7
20	Preference Exp. PDX, Inc.	34.00	1.98	0.00	35.98	26.98	9.00	0.2
21	Preference Exp. Productive Data	1,740.00	101.13	0.00	1,841.13	1,380.86	460.27	11.2
22	Preference Exp. Qualex	710.00	41.28	0.00	751.28	563.45	187.83	4.6
23	Preference Exp. Qwest	761.00	44.24	0.00	805.24	603.92	201.32	4.7
24	Preference Exp. Richardson & Richardson	4,144.00	241.33	286.55	4,671.88	3,480.76	1,191.12	26.1
25	Preference Exp. Rubbair Door	1,149.00	68.49	0.00	1,217.49	520.60	696.89	9.3
26	Preference Exp. Santa Fe New Mexican	486.00	28.26	0.00	514.26	385.68	128.58	3.2
27	Preference Exp. SAS Institute	819.00	47.60	0.00	866.60	649.96	216.64	5.5
28	Preference Exp. Sitrick & Co.	9,350.00	544.48	1,140.59	11,035.07	7,763.79	3,271.28	56.4
29	Preference Exp. Specs Refrigeration	5,246.00	306.44	0.00	5,552.44	3,960.82	1,591.62	32.2
30	Preference Exp. Stamps on Consignment	7,181.00	428.89	301.63	7,911.52	4,812.92	3,098.60	45.1
31	Preference Exp. Tom Dahlen	1,801.00	104.69	0.00	1,905.69	1,429.26	476.43	11.3
32	Preference Exp. Total Control Information	3,129.00	183.71	0.00	3,312.71	2,216.51	1,096.20	21.9
33	Preference Exp. Tote Cart Company	3,127.50	182.50	0.00	3,310.00	2,397.04	912.96	22.1
34	Preference Exp. Windward	4,430.00	257.50	0.00	4,687.50	3,515.61	1,171.89	27.6

FURRS SUPERMARKETS, INC.

DAVIS & PIERCE, P.C.

THIRD APPLICATION FOR FEES FOR THE PERIOD:

JANUARY 2004 TO AUGUST 2004

BILLING SUMMARY

BY MATTER

	CATEGORY	MATTER	Total Services	Total Tax	Total Costs	Total Amt. Billed	Total Payments	Unpaid Balance	Total Hours
1	Prepaid & A/R Claims	Administration - Prepays	13,626.50	803.81	0.00	14,430.31	9,290.21	5,140.10	94.8
2	Prepaid & A/R Claims	Administration - A/R Claims	4,767.50	285.60	0.00	5,053.10	1,126.11	3,926.99	32.0
3	Prepaid & A/R Claims	Aurora Foods - Frozen	120.00	6.98	0.00	126.98	95.24	31.74	0.8
4	Prepaid & A/R Claims	Best Foods	646.00	38.11	0.00	684.11	453.14	230.97	4.2
5	Prepaid & A/R Claims	Coca Cola - Durango	571.00	33.20	0.00	604.20	453.15	151.05	4.1
6	Prepaid & A/R Claims	Coca Cola - Santa Fe	952.50	56.96	0.00	1,009.46	577.35	432.11	7.2
7	Prepaid & A/R Claims	Eastman Kodak	521.00	30.28	0.00	551.28	413.46	137.82	3.1
8	Prepaid & A/R Claims	International Home Food	435.00	25.29	0.00	460.29	345.22	115.07	2.9
9	Prepaid & A/R Claims	Jimmy Dean	537.00	31.21	0.00	568.21	426.16	142.05	3.5
10	Prepaid & A/R Claims	Kellogg	51.00	2.96	0.00	53.96	40.47	13.49	0.3
11	Prepaid & A/R Claims	Lipton	1,641.00	96.16	0.00	1,737.16	1,254.68	482.48	10.4
12	Prepaid & A/R Claims	McNeil Consumer Healthcare	1,360.00	80.67	0.00	1,440.67	920.58	520.09	9.8
13	Prepaid & A/R Claims	Mead Johnson	484.50	28.25	0.00	512.75	384.50	128.25	3.2
14	Prepaid & A/R Claims	Minute Maid	1,537.00	89.33	0.00	1,626.33	1,219.75	406.58	11.9
15	Prepaid & A/R Claims	Natural Wealth Vitamins	505.00	29.79	0.00	534.79	361.09	173.70	3.6
16	Prepaid & A/R Claims	Peyton Meats	1,156.00	68.57	0.00	1,224.57	629.72	594.85	8.4
17	Prepaid & A/R Claims	Playtex (Woolite)	547.50	31.82	0.00	579.32	434.50	144.82	3.8
18	Prepaid & A/R Claims	Pompeian Inc	1,140.00	67.68	0.00	1,207.68	785.66	422.02	7.6
19	Prepaid & A/R Claims	Quaker Oats	736.00	43.68	0.00	779.68	516.64	263.04	4.8
20	Prepaid & A/R Claims	Quaker Pasta Roni Rice	105.00	6.10	0.00	111.10	83.33	27.77	0.7
21	Prepaid & A/R Claims	Ross Laboratories	1,008.50	60.07	0.00	1,068.57	681.30	387.27	6.8
22	Prepaid & A/R Claims	S.C. Johnson	908.00	54.05	0.00	962.05	601.54	360.51	6.0
23	Prepaid & A/R Claims	Seven Up / RC	897.50	52.44	0.00	949.94	712.26	237.68	5.7
24	Prepaid & A/R Claims	Shamrock Farms	60.00	3.49	0.00	63.49	47.62	15.87	0.4
25	Prepaid & A/R Claims	Tropicana (Adv. & Billback)	466.00	27.70	0.00	493.70	369.82	123.88	3.0
26	Prepaid & A/R Claims	Unilever	660.00	39.08	0.00	699.08	523.77	175.31	4.4
27	Prepaid & A/R Claims	WhiteHall Robbin	1,185.00	71.13	0.00	1,256.13	690.43	565.70	7.9
1	Chapter 7	Administration	170.00	10.22	0.00	180.22	0.00	180.22	3.0
2	Chapter 7	Fee & Employment Applications	9,866.00	576.45	0.30	10,442.75	0.00	10,442.75	91.0
		TOTALS	300,787.30	17,642.70	11,432.48	329,862.48	219,634.98	110,227.50	1,979.3

FURRS SUPERMARKETS, INC.

DAVIS & PIERCE, P.C.

THIRD APPLICATION FOR FEES FOR THE PERIOD:

JANUARY 2004 TO AUGUST 2004

SUMMARY OF SERVICES

BY MATTER

CATEGORY	MATTER	JAN. 2004	FEB. 2004	MAR. 2004	APR. 2004	MAY 2004	JUN. 2004	JUL. 2004	AUG. 2004	Total Services
1	Preference Action Administration	5,136.80	5,771.00	2,678.50	2,001.50	375.00	2,566.00	413.00	542.50	19,484.30
2	Preference Action Allied Supply Co.	357.00	130.00	315.00	102.00	51.00	85.00	0.00	0.00	1,040.00
3	Preference Action American Promotional	0.00	34.00	2,104.00	238.00	204.00	0.00	0.00	0.00	2,580.00
4	Preference Action Anderson News	1,074.00	3,298.00	1,137.00	0.00	0.00	102.00	272.00	85.00	5,968.00
5	Preference Action Azar Nut Company	268.00	336.00	215.00	703.00	313.00	1,284.00	1,177.00	423.00	4,719.00
6	Preference Action Bunzl USA	2,239.00	1,045.00	1,505.00	1,388.00	238.00	489.00	34.00	4,401.00	11,339.00
7	Preference Action C&H Sugar	538.00	34.00	217.00	68.00	238.00	187.00	68.00	0.00	1,350.00
8	Preference Action Campbell Sales Co.	289.00	0.00	0.00	0.00	0.00	0.00	153.00	0.00	442.00
9	Preference Action BMK (Berton)	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
10	Preference Action Coca Cola - Deming	60.00	0.00	119.00	200.00	153.00	60.00	68.00	85.00	745.00
11	Preference Action Coca Cola - Enterprises	1,280.00	647.00	2,403.00	4,859.00	2,816.00	11,108.00	9,305.00	878.00	33,296.00
12	Preference Action Coca Cola - Phoenix	0.00	0.00	0.00	105.00	0.00	0.00	0.00	0.00	105.00
13	Preference Action Coca Cola - Santa Fe	0.00	30.00	252.00	174.00	211.00	480.00	2,266.00	471.00	3,884.00
14	Preference Action Dean Foods, Inc.(Creamland)	5,113.00	1,343.00	1,305.00	1,342.00	1,481.00	1,264.00	5,309.00	2,243.00	19,400.00
15	Preference Action DPI Food Products	119.00	1,006.00	0.00	0.00	0.00	0.00	0.00	0.00	1,125.00
16	Preference Action Flowers - El Paso	34.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	34.00
17	Preference Action Food Marketing Group	96.00	166.00	452.00	459.00	633.00	1,586.00	1,640.00	323.00	5,355.00
18	Preference Action Gerber Products Co.	128.00	0.00	268.00	289.00	0.00	0.00	0.00	0.00	685.00
19	Preference Action HJ Heinz	392.00	996.00	2,774.00	2,065.00	828.00	421.00	408.00	136.00	8,020.00
20	Preference Action Holiday Candy	0.00	0.00	419.00	68.00	119.00	0.00	0.00	0.00	606.00
21	Preference Action Hormel Foods	68.00	0.00	153.00	34.00	0.00	0.00	0.00	0.00	255.00
22	Preference Action Ingram Entertainment	6,861.00	2,379.00	5,438.00	442.00	2,663.00	410.00	272.00	644.00	19,109.00
23	Preference Action Jimmy Dean Foods	165.00	210.00	225.00	169.00	0.00	194.00	0.00	0.00	963.00
24	Preference Action Kelloggs Frozen	34.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	34.00
25	Preference Action M&M Mars	0.00	102.00	510.00	476.00	34.00	357.00	237.00	272.00	1,988.00
26	Preference Action Mead Johnson Formula	68.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	68.00
27	Preference Action Minute Maid	334.00	114.50	25.00	2,625.00	102.00	75.00	0.00	0.00	3,275.50
28	Preference Action Mission Foods	169.00	59.50	319.00	68.00	0.00	0.00	0.00	0.00	615.50
29	Preference Action Morey's Seafood	136.00	0.00	153.00	0.00	0.00	0.00	0.00	0.00	289.00
30	Preference Action Reddy Ice Corp.	195.00	67.50	127.00	68.00	0.00	0.00	0.00	153.00	610.50
31	Preference Action Royal/Juarez Distrib.	409.00	63.50	287.00	284.00	332.50	115.00	1,033.50	574.50	3,099.00
32	Preference Action S.C. Johnson & Co.	68.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	68.00
33	Preference Action Santa Fe Tortilla Co.	303.00	139.50	85.00	68.00	0.00	0.00	0.00	0.00	595.50
34	Preference Action Seven Up/RC Bottling	440.00	1,501.00	2,839.00	183.00	204.00	119.00	0.00	0.00	5,286.00
35	Preference Action Topco	1,115.50	85.00	85.00	0.00	0.00	0.00	0.00	0.00	1,285.50
36	Preference Action Tree of Life Southwest	237.00	105.50	934.50	550.00	0.00	170.00	0.00	0.00	1,997.00
37	Preference Action Unilever Home & Personal	75.00	180.00	1,176.50	298.50	0.00	862.50	645.00	102.00	3,339.50
38	Preference Action Wisconsin's Finest	0.00	51.00	81.00	153.00	0.00	85.00	0.00	0.00	370.00

FURRS SUPERMARKETS, INC.

DAVIS & PIERCE, P.C.

THIRD APPLICATION FOR FEES FOR THE PERIOD:

JANUARY 2004 TO AUGUST 2004

SUMMARY OF SERVICES

BY MATTER

CATEGORY	MATTER	JAN. 2004	FEB. 2004	MAR. 2004	APR. 2004	MAY 2004	JUN. 2004	JUL. 2004	AUG. 2004	Total Services
1	Preference Exp. Advo, Inc.	2,160.00	221.00	353.00	170.00	312.00	119.00	0.00	0.00	3,335.00
2	Preference Exp. Brinks Incorporated	60.00	289.00	349.00	229.00	255.00	30.00	0.00	0.00	1,212.00
3	Preference Exp. Charles L. Henry	2,051.00	1,233.00	4,153.00	2,255.00	5,321.00	153.00	289.00	34.00	15,489.00
4	Preference Exp. CIT Group	68.00	102.00	0.00	0.00	0.00	306.00	346.00	544.00	1,366.00
5	Preference Exp. Coremark	51.00	0.00	0.00	204.00	0.00	170.00	0.00	0.00	425.00
6	Preference Exp. Customcraft Fixtures	539.00	111.00	350.00	170.00	211.00	0.00	210.00	255.00	1,846.00
7	Preference Exp. Edison Source	68.00	0.00	153.00	34.00	0.00	0.00	0.00	0.00	255.00
8	Preference Exp. El Paso Times	240.00	166.00	355.00	0.00	0.00	0.00	0.00	0.00	761.00
9	Preference Exp. GE Capital Business	0.00	5.00	0.00	0.00	0.00	0.00	0.00	0.00	5.00
10	Preference Exp. GE Capital Corp.	0.00	1,271.00	0.00	0.00	0.00	0.00	0.00	0.00	1,271.00
11	Preference Exp. Hewlett Packard	152.00	134.00	372.00	413.00	0.00	75.00	235.00	90.00	1,471.00
12	Preference Exp. Hubert Co.	612.00	64.00	34.00	0.00	102.00	266.00	51.00	540.00	1,669.00
13	Preference Exp. HW Singleton Co. Inc.	710.00	221.00	336.00	136.00	0.00	153.00	0.00	0.00	1,556.00
14	Preference Exp. Impact Events	60.00	507.00	624.00	581.00	349.00	795.00	1,027.00	51.00	3,994.00
15	Preference Exp. Jan Friederich	2,547.00	2,089.00	1,271.00	457.00	0.00	0.00	0.00	0.00	6,364.00
16	Preference Exp. JLS Security Patrol	1,964.00	314.00	0.00	34.00	0.00	0.00	0.00	0.00	2,312.00
17	Preference Exp. Netcom Management Gr.	0.00	68.00	34.00	0.00	0.00	0.00	0.00	0.00	102.00
18	Preference Exp. NM State Fair	34.00	0.00	0.00	0.00	0.00	266.00	34.00	2,342.00	2,676.00
19	Preference Exp. Network Architects	186.00	231.00	34.00	34.00	0.00	0.00	0.00	0.00	485.00
20	Preference Exp. PDX, Inc.	34.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	34.00
21	Preference Exp. Productive Data	241.00	181.00	899.00	79.00	238.00	102.00	0.00	0.00	1,740.00
22	Preference Exp. Qualex	333.00	231.00	146.00	0.00	0.00	0.00	0.00	0.00	710.00
23	Preference Exp. Qwest	256.00	34.00	403.00	34.00	34.00	0.00	0.00	0.00	761.00
24	Preference Exp. Richardson & Richardson	465.50	2,476.50	442.00	144.00	223.50	205.50	68.00	119.00	4,144.00
25	Preference Exp. Rubbair Door	470.00	0.00	0.00	0.00	0.00	0.00	186.00	493.00	1,149.00
26	Preference Exp. Santa Fe New Mexican	220.00	37.50	194.50	34.00	0.00	0.00	0.00	0.00	486.00
27	Preference Exp. SAS Institute	190.50	223.50	30.00	245.00	130.00	0.00	0.00	0.00	819.00
28	Preference Exp. Sitrick & Co.	1,728.00	1,358.00	5,038.00	263.00	374.00	181.00	51.00	357.00	9,350.00
29	Preference Exp. Specs Refrigeration	1,662.00	1,494.00	51.00	1,139.00	0.00	289.00	356.00	255.00	5,246.00
30	Preference Exp. Stamps on Consignment	0.00	0.00	0.00	255.00	85.00	2,238.00	3,430.00	1,173.00	7,181.00
31	Preference Exp. Tom Dahlen	440.00	918.00	360.00	83.00	0.00	0.00	0.00	0.00	1,801.00
32	Preference Exp. Total Control Information	87.50	562.50	203.50	597.50	325.50	621.50	395.00	336.00	3,129.00
33	Preference Exp. Tote Cart Company	246.00	65.00	109.00	314.00	325.50	1,788.00	170.00	110.00	3,127.50
34	Preference Exp. Windward	1,047.00	3,042.00	190.00	151.00	0.00	0.00	0.00	0.00	4,430.00

FURRS SUPERMARKETS, INC.

DAVIS & PIERCE, P.C.

THIRD APPLICATION FOR FEES FOR THE PERIOD:

JANUARY 2004 TO AUGUST 2004

SUMMARY OF SERVICES

BY MATTER

CATEGORY	MATTER	JAN. 2004	FEB. 2004	MAR. 2004	APR. 2004	MAY 2004	JUN. 2004	JUL. 2004	AUG. 2004	Total Services
1	Prepaid & A/R Claims Administration - Prepays	513.50	448.50	2,605.50	3,155.00	0.00	2,190.00	2,791.00	1,923.00	13,626.50
2	Prepaid & A/R Claims Administration - A/R Claims	183.00	595.00	187.00	170.00	119.00	120.00	45.00	3,348.50	4,767.50
3	Prepaid & A/R Claims Aurora Foods - Frozen	60.00	0.00	60.00	0.00	0.00	0.00	0.00	0.00	120.00
4	Prepaid & A/R Claims Best Foods	0.00	0.00	211.00	0.00	0.00	210.00	150.00	75.00	646.00
5	Prepaid & A/R Claims Coca Cola - Durango	135.00	55.00	381.00	0.00	0.00	0.00	0.00	0.00	571.00
6	Prepaid & A/R Claims Coca Cola - Santa Fe	135.00	30.00	0.00	0.00	0.00	150.00	412.50	225.00	952.50
7	Prepaid & A/R Claims Eastman Kodak	153.00	117.00	217.00	34.00	0.00	0.00	0.00	0.00	521.00
8	Prepaid & A/R Claims International Home Food	135.00	0.00	60.00	0.00	0.00	240.00	0.00	0.00	435.00
9	Prepaid & A/R Claims Jimmy Dean	105.00	30.00	402.00	0.00	0.00	0.00	0.00	0.00	537.00
10	Prepaid & A/R Claims Kellogg	0.00	51.00	0.00	0.00	0.00	0.00	0.00	0.00	51.00
11	Prepaid & A/R Claims Lipton	51.00	198.50	173.50	286.00	59.00	558.00	255.00	60.00	1,641.00
12	Prepaid & A/R Claims McNeil Consumer Healthcare	135.00	30.00	275.00	90.00	30.00	150.00	450.00	200.00	1,360.00
13	Prepaid & A/R Claims Mead Johnson	203.00	30.00	124.00	0.00	0.00	90.00	37.50	0.00	484.50
14	Prepaid & A/R Claims Minute Maid	186.00	0.00	51.00	1,300.00	0.00	0.00	0.00	0.00	1,537.00
15	Prepaid & A/R Claims Natural Wealth Vitamins	135.00	30.00	75.00	0.00	0.00	90.00	125.00	50.00	505.00
16	Prepaid & A/R Claims Peyton Meats	186.00	30.00	45.00	0.00	0.00	345.00	187.50	362.50	1,156.00
17	Prepaid & A/R Claims Playtex (Woolite)	135.00	142.50	30.00	0.00	0.00	240.00	0.00	0.00	547.50
18	Prepaid & A/R Claims Pompeian Inc	135.00	30.00	120.00	15.00	30.00	240.00	420.00	150.00	1,140.00
19	Prepaid & A/R Claims Quaker Oats	135.00	30.00	60.00	0.00	0.00	150.00	276.00	85.00	736.00
20	Prepaid & A/R Claims Quaker Pasta Roni Rice	105.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	105.00
21	Prepaid & A/R Claims Ross Laboratories	135.00	30.00	168.50	0.00	0.00	90.00	435.00	150.00	1,008.50
22	Prepaid & A/R Claims S.C. Johnson	203.00	30.00	75.00	0.00	0.00	90.00	360.00	150.00	908.00
23	Prepaid & A/R Claims Seven Up / RC	401.50	272.00	85.00	34.00	0.00	0.00	105.00	0.00	897.50
24	Prepaid & A/R Claims Shamrock Farms	60.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	60.00
25	Prepaid & A/R Claims Tropicana (Adv. & Billback)	135.00	0.00	85.00	0.00	0.00	0.00	246.00	0.00	466.00
26	Prepaid & A/R Claims Unilever	135.00	0.00	45.00	0.00	0.00	195.00	285.00	0.00	660.00
27	Prepaid & A/R Claims WhiteHall Robbin	135.00	30.00	30.00	0.00	0.00	90.00	585.00	315.00	1,185.00
1	Chapter 7 Administration	0.00	34.00	0.00	0.00	0.00	0.00	0.00	136.00	170.00
2	Chapter 7 Fee & Employment Applications	2,258.00	4,225.00	930.00	377.00	216.00	666.00	1,024.00	170.00	9,866.00
	TOTALS	53,011.80	44,011.50	51,581.00	32,996.50	19,735.00	35,681.50	38,338.00	25,432.00	300,787.30

FURRS SUPERMARKETS, INC.

DAVIS & PIERCE, P.C.

THIRD APPLICATION FOR FEES FOR THE PERIOD:

JANUARY 2004 TO AUGUST 2004

SUMMARY OF HOURS BILLED

BY MATTER

CATEGORY	MATTER	WFD	CWP	CMT	MCG	ADG	PDB	JG	RB	KW	LH	DK	Total Hours
1	Preference Action Administration	0.9	38.8	22.2	11.2	43.7	2.1	0.7	0.9	0.2		12.9	133.6
2	Preference Action Allied Supply Co.		5.5	0.2		0.5							6.2
3	Preference Action American Promotional		14.0	1.0	0.4								15.4
4	Preference Action Anderson News		1.9			0.8	32.5						35.2
5	Preference Action Azar Nut Company		20.7	7.0				1.3	2.0				31.0
6	Preference Action Bunzl USA		42.2	2.3		24.6		2.6					71.7
7	Preference Action C&H Sugar		7.0	0.4				2.0					9.4
8	Preference Action Campbell Sales Co.						2.6						2.6
9	Preference Action BMK (Berton)												0.0
10	Preference Action Coca Cola - Deming		3.0	0.6		0.4		1.7					5.7
11	Preference Action Coca Cola - Enterprises	1.5	74.8	2.7	0.4	131.3		1.2	2.0				213.9
12	Preference Action Coca Cola - Phoenix					0.7							0.7
13	Preference Action Coca Cola - Santa Fe		3.2	9.1		13.0		0.5					25.8
14	Preference Action Dean Foods, Inc.(Creamland)		48.5	2.9		70.8		1.6		0.4			124.2
15	Preference Action DPI Food Products		0.2				6.3			0.4			6.9
16	Preference Action Flowers - El Paso		0.2										0.2
17	Preference Action Food Marketing Group		22.5	10.2									32.7
18	Preference Action Gerber Products Co.		3.5	0.6									4.1
19	Preference Action HJ Heinz		34.0	0.4		13.8		2.2					50.4
20	Preference Action Holiday Candy		2.8	0.2				2.0					5.0
21	Preference Action Hormel Foods		1.3	0.2			0.2						1.7
22	Preference Action Ingram Entertainment	0.7	0.8	0.3		0.4	109.0		0.5	3.6			115.3
23	Preference Action Jimmy Dean Foods		0.9	5.4									6.3
24	Preference Action Kelloggs Frozen		0.2										0.2
25	Preference Action M&M Mars		0.7				10.7	1.0					12.4
26	Preference Action Mead Johnson Formula		0.4										0.4
27	Preference Action Minute Maid		14.4	3.6	2.3								20.3
28	Preference Action Mission Foods		2.9	0.4	0.5								3.8
29	Preference Action Morey's Seafood		1.7	0.2									1.9
30	Preference Action Reddy Ice Corp.		2.9	0.4	0.7								4.0
31	Preference Action Royal/Juarez Distrib.		5.7	0.2	16.6			0.3	0.5				23.3
32	Preference Action S.C. Johnson & Co.		0.4										0.4
33	Preference Action Santa Fe Tortilla Co.		2.9	0.2	0.7			0.3					4.1
34	Preference Action Seven Up/RC Bottling	0.9	21.0	0.6		8.8		2.7					34.0
35	Preference Action Topco	0.8	6.3		0.5								7.6
36	Preference Action Tree of Life Southwest		7.6	0.4	4.4	0.3		2.5					15.2
37	Preference Action Unilever Home & Personal		3.6	15.1	3.7								22.4
38	Preference Action Wisconsin's Finest		2.0	0.2									2.2

FURRS SUPERMARKETS, INC.

DAVIS & PIERCE, P.C.

THIRD APPLICATION FOR FEES FOR THE PERIOD:

JANUARY 2004 TO AUGUST 2004

SUMMARY OF HOURS BILLED

BY MATTER

	CATEGORY	MATTER	WFD	CWP	CMT	MCG	ADG	PDB	JG	RB	KW	LH	DK	Total Hours
1	Preference Exp.	Advo, Inc.	0.3	13.4	6.0				2.0					21.7
2	Preference Exp.	Brinks Incorporated		0.6	7.4									8.0
3	Preference Exp.	Charles L. Henry	0.9	37.9	2.7		55.3		3.5					100.3
4	Preference Exp.	CIT Group		0.9				6.9					0.5	8.3
5	Preference Exp.	Coremark		2.5										2.5
6	Preference Exp.	Customcraft Fixtures		7.3	3.2				2.5					13.0
7	Preference Exp.	Edison Source		1.3	0.2			0.2						1.7
8	Preference Exp.	El Paso Times		1.3	3.6									4.9
9	Preference Exp.	GE Capital Business									0.1			0.1
10	Preference Exp.	GE Capital Corp.			0.2			7.3						7.5
11	Preference Exp.	Hewlett Packard		1.8	7.5				0.8					10.1
12	Preference Exp.	Hubert Co.			0.5			8.7	0.3			2.0		11.5
13	Preference Exp.	HW Singleton Co. Inc.		8.3	0.2				2.3					10.8
14	Preference Exp.	Impact Events		7.7	16.9	1.2								25.8
15	Preference Exp.	Jan Friederich		0.9			0.1	35.8			2.2			39.0
16	Preference Exp.	JLS Security Patrol		4.6			10.9							15.5
17	Preference Exp.	Netcom Management Gr.		0.6										0.6
18	Preference Exp.	NM State Fair			1.1			14.0	0.3			2.0		17.4
19	Preference Exp.	Network Architects		0.2				2.3			1.2			3.7
20	Preference Exp.	PDX, Inc.		0.2										0.2
21	Preference Exp.	Productive Data		8.0	0.2		2.0		1.0					11.2
22	Preference Exp.	Qualex						4.0			0.6			4.6
23	Preference Exp.	Qwest		2.8	1.9									4.7
24	Preference Exp.	Richardson & Richardson		21.7	0.7	2.2			1.5					26.1
25	Preference Exp.	Rubbair Door						5.7	1.0		2.6			9.3
26	Preference Exp.	Santa Fe New Mexican		1.8	0.2	1.2								3.2
27	Preference Exp.	SAS Institute		2.2	1.3	2.0								5.5
28	Preference Exp.	Sitrick & Co.		0.5	0.5			53.5		0.5	1.4			56.4
29	Preference Exp.	Specs Refrigeration						30.3	1.0		0.9			32.2
30	Preference Exp.	Stamps on Consignment		29.8			12.9	0.5	1.9					45.1
31	Preference Exp.	Tom Dahlen		0.5				9.8			1.0			11.3
32	Preference Exp.	Total Control Information	0.2	12.8	0.5	5.6			2.3	0.5				21.9
33	Preference Exp.	Tote Cart Company		8.5	0.8	12.3				0.5				22.1
34	Preference Exp.	Windward		0.2			1.1	24.3			2.0			27.6

FURRS SUPERMARKETS, INC.

DAVIS & PIERCE, P.C.

THIRD APPLICATION FOR FEES FOR THE PERIOD:

JANUARY 2004 TO AUGUST 2004

SUMMARY OF HOURS BILLED

BY MATTER

	CATEGORY	MATTER	WFD	CWP	CMT	MCG	ADG	PDB	JG	RB	KW	LH	DK	Total Hours
1	Prepaid & A/R Claims	Administration - Prepaids		12.2	47.2	33.5	1.9							94.8
2	Prepaid & A/R Claims	Administration - A/R Claims		7.5	17.2	7.3								32.0
3	Prepaid & A/R Claims	Aurora Foods - Frozen			0.8									0.8
4	Prepaid & A/R Claims	Best Foods		0.8	3.4									4.2
5	Prepaid & A/R Claims	Coca Cola - Durango		0.3	3.3					0.5				4.1
6	Prepaid & A/R Claims	Coca Cola - Santa Fe			2.1	5.1								7.2
7	Prepaid & A/R Claims	Eastman Kodak		2.8			0.3							3.1
8	Prepaid & A/R Claims	International Home Food			2.9									2.9
9	Prepaid & A/R Claims	Jimmy Dean		0.6	2.9									3.5
10	Prepaid & A/R Claims	Kellogg		0.3										0.3
11	Prepaid & A/R Claims	Lipton		6.8	1.4	2.2								10.4
12	Prepaid & A/R Claims	McNeil Consumer Healthcare		1.0	3.6	5.2								9.8
13	Prepaid & A/R Claims	Mead Johnson		0.6	2.3	0.3								3.2
14	Prepaid & A/R Claims	Minute Maid		0.6	0.9	10.4								11.9
15	Prepaid & A/R Claims	Natural Wealth Vitamins			2.2	1.4								3.6
16	Prepaid & A/R Claims	Peyton Meats		0.3	3.7	4.4								8.4
17	Prepaid & A/R Claims	Playtex (Woolite)			2.9	0.9								3.8
18	Prepaid & A/R Claims	Pompeian Inc			7.6									7.6
19	Prepaid & A/R Claims	Quaker Oats		0.8	4.0									4.8
20	Prepaid & A/R Claims	Quaker Pasta Roni Rice			0.7									0.7
21	Prepaid & A/R Claims	Ross Laboratories		0.3	5.8	0.7								6.8
22	Prepaid & A/R Claims	S.C. Johnson		0.4	5.6									6.0
23	Prepaid & A/R Claims	Seven Up / RC		2.5	2.9	0.3								5.7
24	Prepaid & A/R Claims	Shamrock Farms			0.4									0.4
25	Prepaid & A/R Claims	Tropicana (Adv. & Billback)		0.8	2.2									3.0
26	Prepaid & A/R Claims	Unilever			4.4									4.4
27	Prepaid & A/R Claims	WhiteHall Robbin			7.9									7.9
1	Chapter 7	Administration	1.0	1.2				0.8						3.0
2	Chapter 7	Fee & Employment Applications	4.2	18.7	7.4				1.5				59.2	91.0
TOTALS			11.4	635.3	288.30	137.6	393.6	367.5	44.5	7.9	16.6	4.0	72.6	1,979.3

FURRS SUPERMARKETS, INC.

DAVIS & PIERCE, P.C.

THIRD APPLICATION FOR FEES FOR THE PERIOD:

JANUARY 2004 TO AUGUST 2004

SUMMARY OF HOURS BILLED

BY MATTER

CATEGORY	MATTER	WFD	CWP	CMT	MCG	ADG	PDB	JG	RB	KW	LH	DK	Total Hours
	TOTALS	11.4	635.3	288.30	137.6	393.6	367.5	44.5	7.9	16.6	4.0	72.6	1,979.3

ATTORNEY & TIMEKEEPER RATES:

INITIALS	NAME, POSITION	HOURLY RATE	HOURS BILLED	TOTAL BILLED
WFD	WILLIAM F. DAVIS , SHAREHOLDER	190.00	11.4	2,166.00
CWP	CHRIS W. PIERCE, SHAREHOLDER	170.00	635.3	107,999.30
CMT	CYNTHIA M. TESSMAN, ASSOCIATE	150.00	288.3	43,245.00
ADG	ANNE D. GOODMAN, ASSOCIATE	170.00	137.6	23,392.00
MCG	MARISOL C. GARCIA, ASSOCIATE	150.00	393.6	59,040.00
PDB	PAUL D. BARBER, ASSOCIATE	170.00	367.5	62,475.00
	SUB-TOTAL ATTORNEY TIME/FEES		1833.7	298,317.30
JG	JINA GARCIA, PARALEGAL	50.00	44.5	2,225.00
RB	RENE BACA, PARALEGAL	50.00	7.9	395.00
NM	KIMBERLEE WHITE, PARALEGAL	50.00	16.6	830.00
	LESLIE HUGGINS, PARALEGAL	50.00	4.0	200.00
AC	DIANE KAZIMIROFF, PARALEGAL	80.00	72.6	5,808.00
KW	SUB-TOTAL PARALEGAL TIME/FEES		145.6	9,458.00
DK				
	TOTAL HOURS/AMOUNT BILLED		1,979.3	307,775.30
	LESS: ADJUSTMENT FOR TIME BILLED @ \$0.00/HR			(6,988.00)
	TOTAL AMOUNT BILLED			300,787.30