

**UNITED STATES BANKRUPTCY COURT
DISTRICT OF NEW MEXICO**

In re:
FURR'S SUPERMARKETS, INC.

Debtor,

No. 11 01-10779 SA

APPLICATION FOR ALLOWANCE OF ADMINISTRATIVE TAX CLAIM

COMES NOW the New Mexico Department of Labor (NMDOL), by and through its attorney, Rebecca E. Wardlaw, and requests the Court approve its administrative claim for taxes, interest and penalties plus costs of prosecuting the administrative claim, incurred during the pending bankruptcy proceeding, showing the Court as grounds therefore:

1. The Chapter 11 bankruptcy was filed 2/8/01.
2. NMDOL hereby submits an administrative claim in the amount of \$11,500.00 for post-petition taxes, interest and penalties for NMDOL tax account number 15-9028-1 through September 30, 2001. This is an estimated amount; the wage report has not been filed.

3. Presently due:

Taxes	\$11,500.00
Interest	\$ 0.00
Penalty (late report)	\$ 5 0.00
Penalty (late pay, 5%)	\$ 575.100
Postage & copying (for prosecution of claim)	\$ 129.50

TOTAL	\$12,254.50
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4. The Court should allow this claim as a reasonable and necessary administrative expense.
5. Interest continues to accrue at 1% per month or 12% per annum after the date of this claim.
6. The Court should allow this claim as an on-going or continuing claim should any additional quarters come due and become statutorily delinquent during the life of this proceeding. Interest accrues at 1% per month or 12% per annum on the delinquent taxes.

WHEREFORE, NMDOL requests the Court allow NMDOL an administrative expense in the amounts of \$12,254.50 taxes, penalties, postage and handling, plus accruing interest, and such other relief as the Court deems proper.

NEW MEXICO DEPARTMENT OF LABOR,
EMPLOYMENT SECURITY DIVISION
Office of the General Counsel

By: Filed electronically 10/15/01
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CERTIFICATE OF SERVICE

I hereby certify that on the 15th day of October, 2001, a true copy of the foregoing was mailed to the following attorneys and parties pro se:

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