

UNITED STATES BANKRUPTCY COURT
DISTRICT OF NEW MEXICO

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U.S. BANKRUPTCY COURT
ALBUQUERQUE, NM

In re:

FURR'S SUPERMARKETS, INC.,

No. 11-01-10779-SA

Debtor.

**OFFICIAL COMMITTEE OF UNSECURED CREDITORS' MOTION TO
EMPLOY ATTORNEYS (LOCAL COUNSEL)**

The Official Committee of Unsecured Creditors of Furr's Supermarkets, Inc. (hereinafter "UCC") requests Court approval of the Official Committee of Unsecured Creditors' employment of Davis & Pierce, P.C. (William F. Davis, Esq. and Chris W. Pierce, Esq.) ("Attorneys") as local counsel to represent the UCC as its Attorneys in this bankruptcy case, in all matters and proceedings in this bankruptcy case and all other matters in which UCC requires counsel.

In support of this Motion, the UCC states:

1. On February 8, 2001, Debtor filed a voluntary petition for relief under Chapter 11 of the Bankruptcy Code.
2. The UCC wishes to employ Attorneys as its local counsel in this bankruptcy case and in all other matters in which the UCC requires local counsel. Attorneys are well qualified to represent the UCC in this case.
3. In general, the professional services Attorneys are to render as local counsel are as follows:
 - a. To represent and to render legal advice to the UCC and its counsel, Pepper Hamilton, LLP regarding all aspects of this bankruptcy case, including, without limitation, any issues related to the continued operation of Debtor's business, meetings of creditors, claims

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objections, adversary proceedings, plan confirmation and all hearings before this Court;

b. To prepare on behalf of the UCC in conjunction with Pepper Hamilton LLP necessary answers, motions, applications, orders, reports and other legal papers;

c. To perform any other legal services for the UCC as deemed appropriate.

4. Attorneys represent a small farming and vineyard client named New Mexico Vineyards, Inc. which sells green chile to Mr. Jerry Zackek of Villa Red New Mexico Chile, Inc. He in turn, sells the chile to El Encanto, Inc. dba Bueno Foods, who then sells the chile to Debtor.

~~El Encanto, Inc. is a member of the UCC. Attorneys believe this does not form the basis of a conflict,~~

conflict, or potential conflict of interest in this matter. Prior to the formation of the UCC, Attorneys represented Kraft Foods and Nestle, USA at the hearing on the First Day Orders. To the best of the

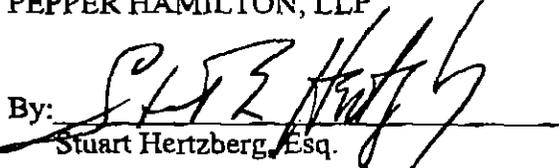
detailed statement showing services performed by Attorneys and compensation received.

7. The UCC further requests that the approval of the employment of Attorneys be made retroactive to the date of filing of the Petition

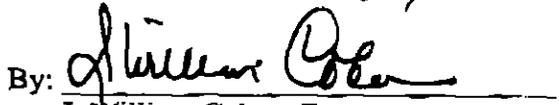
WHEREFORE, the Official Committee of Unsecured Creditors of Furr's Supermarkets, Inc. requests that the Court enter an order authorizing the employment of Attorneys as Local Counsel as set out above.

Unsecured Creditors Committee

PEPPER HAMILTON, LLP

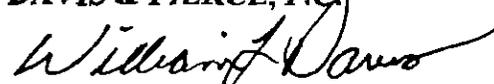
By: 

Stuart Hertzberg, Esq.

By: 

I. William Cohen, Esq.

DAVIS & PIERCE, P.C.



William F. Davis, Esq.

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I certify that on February 20, 2001, I mailed a copy of this document to:

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