

IN THE UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF NEW MEXICO

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

IN RE:

FURR'S SUPERMARKETS, INC.,)
a Delaware Corporation)
Tax I.D. No. 75-2364418 (Federal))
02-159595-0 (New Mexico))
)
Debtors,)
_____)

No. 11-01-10779-SA

**MOTION FOR CONTINUANCE OF HEARING
TO APPROVE SALE OF ASSETS SET FOR JUNE 29, 2001**

Premier Distributing Company, Inc., Southern Wine & Spirits of New Mexico, Inc., National Distributing Company, Inc., and New Mexico Beverage Company, Inc. ("Liquor Wholesalers") move the Court for an order continuing the hearing presently set for June 29, 2001 on the proposed sale of debtor's assets subsequent to auction and as ground state:

1. The auction is presently scheduled for June 27, 2001. As a result, bid amounts will not be known until after that date. It is impossible for Premier and other smaller secured creditors to evaluate the propriety or merit of any bids without additional time and at least a limited opportunity for discovery.

2. No evidence has been presented regarding the value of the debtor's assets. Under the circumstances, it is impossible for any meaningful evidence regarding the value of the debtor's assets to be developed prior to the hearing.

3. This transaction involves a number of local claims of a very substantial size. For many merchants in the community, the payments due are of great significance, even if they are not as large in amount as the payments owed to the primary lenders. It is impossible for

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smaller creditors such as Liquor Wholesalers to effectively evaluate the effect of this transaction on such short notice.

4. The limited notice violates procedural due process rights for those entities with specific liens and other legal rights attaching to the assets being sold.

WHEREFORE, Liquor Wholesalers request that the hearing on the Debtor's motion to approve the sale be postponed and rescheduled after Liquor Wholesalers have been allowed at least a limited opportunity for discovery and analysis.

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A Professional Corporation

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We hereby certify and verify under penalty of perjury that we have mailed a copy of the foregoing pleading to the following:

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on this 25 day of June, 2001.

SUTIN, THAYER & BROWNE
A Professional Corporation

By 