

UNITED STATES BANKRUPTCY COURT  
DISTRICT OF NEW MEXICO

FILED  
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In re FURR'S SUPERMARKETS, INC.,

Case No. 01-10979-MSB: 21

Chapter 11  
U.S. BANKRUPTCY COURT  
ALBUQUERQUE, N.M.

Debtor.

**NOTICE OF FINAL HEARING ON MOTION FOR ORDER  
DIRECTING IMMEDIATE PAYMENT OF ACCRUED  
POST-PETITION HEALTH AND WELFARE BENEFITS**

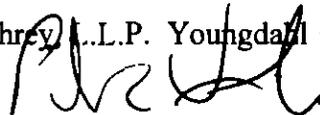
On September 13, 2001, New Mexico United Food and Commercial Workers' Unions and Employers' Health and Welfare Trust Fund (the "Fund") filed a Motion and Memorandum Requiring Payment of Accrued Post-Petition Health and Welfare Benefits (the "Motion"). The Motion requests that the Court enter an order directing Furr's Supermarkets, Inc. (the "Debtor") to immediately pay to the Fund a contribution of approximately \$700,000 that was due in September 2001 based on hours worked by certain employees of the Debtor in August 2001. The Motion further requests that the Court authorize and require such payment to be made from the cash collateral of the Debtor's secured lenders, to the extent such lenders refuse to consent to the payment.

A preliminary hearing on the Motion was held on October 4, 2001, before the Honorable James S. Starzynski, United States Bankruptcy Judge.

A final hearing on the Motion has been scheduled for **1:30 p.m. MDT on Tuesday, October 16, 2001**, before the Honorable James S. Starzynski in his courtroom at the Federal Building and United States Courthouse, 421 Gold Avenue SW, Second Floor, Albuquerque, New Mexico. If you wish to oppose the Motion, you or your counsel should appear and be heard at that time.

Date of Fax: October 9, 2001

Provost \* Umphrey, L.L.P. Youngdahl \* Sadin, P.C.

By: 

Pilar Vaile (NM Bar # 12526)

9621 Fourth Street N.W.

Albuquerque, New Mexico 87114

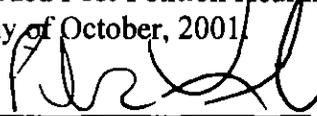
Telephone: (505) 792-8500

**Attorneys for New Mexico United Food and  
Commercial Workers' Union and Employers'  
Health and Welfare Trust Fund**

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## CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing Notice of Final Hearing on Motion for Order Directing Immediate Payment of Accrued Post-Petition Health and Welfare, was served on the following via facsimile on this 9th day of October, 2001.



Pilar Vaile (NM Bar # 12526)  
Provost \* Umphrey, L.L.P. Youngdahl \* Sadin, P.C.  
9621 Fourth Street N.W.  
Albuquerque, New Mexico 87114  
Telephone: (505) 792-8500

Mark L. Metz (WI Bar # 1001791)  
Reinhart, Bocrner, Van Deuren, Norris &  
Rieselbach, S.C.  
1000 North Water Street, Suite 2100  
P.O. Box 514000  
Milwaukee, WI 53203-3400  
Telephone: (414) 298-1000

**Attorneys for New Mexico United Food and  
Commercial Workers' Union and Employers'  
Health and Welfare Trust Fund**

Robert H. Jacobvitz/David Thuma 766-9287  
William P. Davis 247-3185  
David Heller (312) 993-9767  
Ronald Silverman-MetLife (212) 752-5378  
(860) 240-2800

Dan Behles 242-2836  
Paul Fish 848-1882  
Ron Andazola-U.S. Trustee 248-6558  
Jennie Behles 243-7262  
Don Harris 841-6315  
Jared Steele (202) 326-4112  
Gail Gottlieb 888-6565  
Michael Cadigan 830-2385  
Robert Feuille (915) 546-8333  
Michael Reed (512) 454-1881  
David Aelvoet (210) 226-4308  
Kimberly Middlebrooks 247-0758

Jim Jacobson 346-1370  
Carlos Miranda (915) 545-4433  
William J. Arland 768-7395  
David Thomas 883-7395  
Duncan Scott 246-8682  
Dean Gramlich (312) 984-7700  
John Farrow 889-0553  
Joe Johnson 764-5480  
Dave Giddens 271-4848  
Jonathon Linker (212) 848-7179  
Michael D. Four 323-655-4488  
Lee Peifer 266-1915