

UNITED STATES BANKRUPTCY COURT
DISTRICT OF NEW MEXICO

FILED
01 OCT 18 AM 10:02
U.S. BANKRUPTCY COURT
ALBUQUERQUE, N.M.

In re:

FURR'S SUPERMARKETS, INC.,

Case No. 11-01-10779-SA
Chapter 11

Debtor.

NOTICE OF DEPOSITION

TO: STEPHEN L. MORTENSON
c/o DAVID THUMA, ESQ.
Jacobvitz, Thuma & Walker, P.C.
500 Marquette Ave. NW, Suite 650
Albuquerque, NM 87102

PLEASE TAKE NOTICE that in accordance with Federal Rules of Civil Procedure 26, 27, 30 and 34, and Bankruptcy Rules 7027 and 9014, United Food and Commercial Workers Union Local 540 and United Food and Commercial Workers Union Local No. 1564 of New Mexico ("Locals") will take the deposition of Stephen L. Mortenson in connection with the Local's Motion for Order Allowing and Requiring Immediate Payment of Administrative Expenses.

The deposition will be taken on October 25, 2001, before a Notary Public or any other officer authorized by law to administer oaths at the Law Offices of K. Lee Peifer, located at 108 Wellesley Drive SE, Albuquerque, NM 87106, at 10:00 AM and will continue from day to day until completed.

PLEASE TAKE FURTHER NOTICE that the documents requested in Schedule A attached hereto must be produced to the undersigned at the time of the deposition.

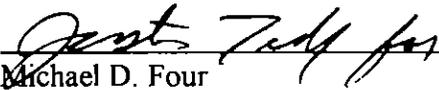
PLEASE TAKE FURTHER NOTICE that if the documents requested in Schedule A

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attached hereto are produced prior to the deposition date, it will not be necessary to take the deposition of the deponent.

DATED: October 16, 2001

Respectfully submitted,


Michael D. Four
Schwartz, Steinsapir, Dohrmann &
Sommers, LLP
6300 Wilshire Blvd., Suite 2000
Los Angeles, CA 90048-5202
(323)655-4700

SCHEDULE A

SCHEDULE OF DOCUMENTS TO BE PRODUCED

1. Any and all financial records, including but not limited to, computer-generated reports, ledgers, journals, financial statements, and other financial records, setting forth the hours worked by each employee for the twelve (12) month period prior to August 31, 2001, at each store covered by a Collective Bargaining Agreement with the United Food and Commercial Workers Union Local 540 and Local 1564.

2. Any and all financial records, including but not limited to, computer-generated reports, ledgers, journals, financial statements, and other financial records, setting forth the exact amount of severance pay paid to each and every employee who received severance pay at each store covered by a Collective Bargaining Agreement with the United Food and Commercial Workers Union Local 540 between the dates of February 8, 2001 and August 31, 2001.

3. A seniority list indicating the hire dates of each employee at each store covered by a Collective Bargaining Agreement with United Food and Commercial Workers Union Local 540.

CERTIFICATE OF SERVICE

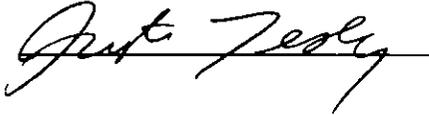
I hereby certify that on October 17, 2001, a true and correct copy of the foregoing was sent via first-class mail to:

David Thuma
Jacobvitz, Walker & Thuma
500 Marquette NW, Suite 650
Albuquerque, NM 87102

Ron Andazola
United States Trustee
P.O. Box 608
Albuquerque, NM 87102

Richard Levin
Skadden, Arps, Slate, Meagher & Flom, LLP
300 South Grand Ave., Suite 3400
Los Angeles, CA 90071-3144

William F. Davis
P.O. Box 6
Albuquerque, NM 87103

A handwritten signature in cursive script, appearing to read "Justin Tedy", is written over a horizontal line.