

UNITED STATES BANKRUPTCY COURT
DISTRICT OF NEW MEXICO

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U.S. BANKRUPTCY COURT
ALBUQUERQUE, NM

In re:

FURR'S SUPERMARKETS, INC.,

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

Debtor.

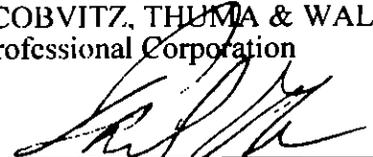
AMENDED NOTICE OF DEPOSITION OF PINNACLE LOGISTICS, INC.

Furr's Supermarkets, Inc. ("Furr's"), by counsel, gives notice that it will take the deposition of Pinnacle Logistics, Inc. ("Pinnacle") on November 26, 2001 at 1:30 P.m. MDT, at the offices of Jacobvitz, Thuma & Walker, P.C., 500 Marquette Avenue, N.W., Suite 650, Albuquerque, New Mexico 87102, before a certified court reporter (using stenographic means) from Joe Jameson Court Reporters. Alternatively, Furr's is willing to take the deposition by telephone if Pinnacle consents. The deposition will be taken pursuant to Rule 30(b)(6) of the Federal Rules of Civil Procedure, and Bankruptcy Rule 7030. Pinnacle shall designate one or more officers, managing agents, or other persons best able to testify on its behalf with respect to the matters set forth on Exhibit A hereto. If more than one person is designated, Pinnacle is to notify counsel for Furr's of the subject matter on which each witness will testify no less than three (3) business days before the deposition begins.

This deposition may be used in lieu of live testimony from this witness at trial or other proceedings in this case to the extent permitted by law and rule. The deposition will continue from day to day until completed. You are invited to attend and cross-examine.

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JACOBVITZ, THUMA & WALKER
a Professional Corporation

By: 

David T. Thuma
500 Marquette N.W., Suite 650
Albuquerque, NM 87102
(505) 766-9272

Attorneys for Furr's Supermarkets, Inc.

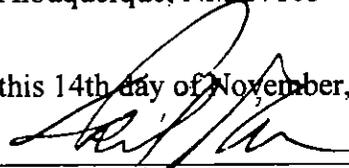
The undersigned hereby certifies that
a copy of the foregoing was mailed via
first class mail, postage prepaid (and faxed
where indicated), to:

James A. Askew
Rodey Law Firm
P.O. Box 1888
Albuquerque, NM 87103
768-7395

Richard Downing
Sonnenschein, Nath & Rosenthal
1221 Avenue of the Americas
New York, NY 10022
(212) 768-6800

U.S. Trustee
P.O. Box 608
Albuquerque, NM 87103

this 14th day of November, 2001.



David T. Thuma

EXHIBIT A

DEPOSITION TOPICS

1. Why the sublease was entered into as part of the contract between Furr's and Pinnacle;
2. Whether Pinnacle execute the sublease. and if so when
3. Whether Pinnacle recorded the sublease
4. Whether Pinnacle paid rent under the sublease
5. How the \$100 per month rent rate was arrived at?
6. How the sublease was accounted for by Pinnacle.
7. How the \$100 per month rent was accounted for
8. Pinnacle's compliance with the sublease
9. Pinnacle's plans for the distribution center if it wins the contested matter.
10. Insurance on the distribution center