

UNITED STATES BANKRUPTCY COURT  
DISTRICT OF NEW MEXICO

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

IN RE:  
FURR'S SUPERMARKETS, INC.,

No. 11-01-10779 SA

Debtor.

**WHITMIRE DISTRIBUTION CORPORATION'S OBJECTION TO DEBTOR'S  
AMENDED MOTION FOR APPROVAL OF WIND-DOWN BUDGET AND  
OTHER RELIEF (DOCKET NO. 877)**

COME NOW Whitmire Distribution Corporation, d/b/a/ Cardinal

Distribution (Cardinal Distributions), by and through its attorneys Baker & Hostetler LLP (Sherri B. Lazear) and Keleher & McLeod, P.A. (James C. Jacobsen), and as its objection to the Debtor's Amended Motion for Approval of Wind-Down Budget, and other related relief. Docket Entry No. 877, states:

1. Cardinal Distributions holds a reclamation claim entitled, pursuant to the Court's Order Under 11 U.S.C. §§105(a), 503(b) and 546(c) Confirming Grant of Administrative Expense Status to Obligations Arising From Postpetition Delivery of Goods, Confirming Administrative Expense Treatment for Reclamation Claims, and Prohibiting Third Parties From Interfering with Delivery Of Goods, entered on or about February 19, 2001, to administrative priority.

2. On August 22, 2001, a presentment hearing was scheduled for entry of an order establishing procedures for determining reclamation claims. As of this writing, the Order entered, or to be entered, has not appeared on the docket.

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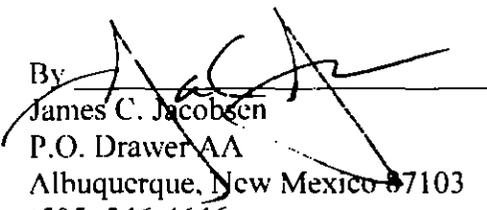
3. The Debtor's proposed use of funds does not provide for payment of any of the reclamation claims granted administrative expense priority by the referenced Order of the Court, and is therefore deficient and cannot be approved.

4. Cardinal Distributions concurs with, and joins so much of the objections of National Distributing Co., Southern Wine and Spirits, New Mexico Beverage Company and Premier Distributing Company, Inc. as relate to reclamation claims.

WHEREFORE, Whitmire Distribution Corporation d/b/a Cardinal Distribution prays the Court enter its order denying the relief requested by the Debtor unless modified to provide an adequate reserve for reclamation claims, and granting such other and further relief as the Court deems just and appropriate.

Respectfully submitted,  
BAKER & HOSTETLER LLP  
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KELEHER & McLEOD, P.A.

By   
James C. Jacobsen  
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I certify that I mailed and faxed a  
true copy of the foregoing  
Objection to:

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and mailed a copy to:

United States Trustee  
P.O. Box 608  
Albuquerque, NM 87103-0608

this 23d day of August, 2001

