

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.

**OBJECTION TO THE CHANIN CAPITAL PARTNER, LLC FEE AND
EXPENSE APPLICATION**

Furr's Supermarkets, Inc., debtor in possession ("Furr's"), objects to the Application For Allowance and Payment of Fees and Expenses of Chanin Capital Partners, LLC, filed October 3, 2001 and docketed as number 1145 (the "Fee and Expense Application") and states:

1. Furr's objects to the Fee and Expense Application to the extent it seeks allowance of \$28,977.26 of expenses. The expenses appear excessive and unreasonable. Little or no detail is given about most of the expenses. Given the little work Chanin actually performed in this case, the Debtor questions whether almost \$29,000 of expenses should be reimbursed.

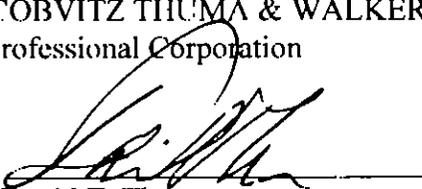
2. The Fee and Expense Application does not disclose how many hours Chanin representatives spent working on this matters in exchange for the \$300,000. Chanin should make such a disclosure. If (as the Debtor suspects) Chanin spent relatively little time on the Furr's transaction, it may be that the terms and conditions of Chanin's employment should be reevaluated under 11 U.S.C. §328(a). While paragraph 2 of the Court's Order Approving Employment of Chanin Capital Partners, LLC prevents the Debtor from challenging the

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reasonableness or necessity of Chanin's fees, the Court and other creditors should be given sufficient information to review Chanin's employment terms under 11 U.S.C. §328(a).

WHEREFORE, Furr's prays that the Fee and Expense Application be denied to the extent set forth above, and for all other just and proper relief.

JACOBVITZ THUMA & WALKER
A Professional Corporation

By: 

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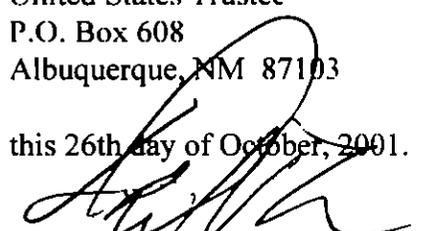
Counsel for Furr's Supermarkets, Inc.

The undersigned hereby certifies that a copy of the foregoing was mailed to:

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

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

this 26th day of October, 2001.


David T. Thuma