

UNITED STATES BANKRUPTCY COURT

DISTRICT OF NEW MEXICO

In re:

FURR'S SUPERMARKETS, INC.,

Case No. 11-01-10779-SA

Chapter 11

Debtor.

**ORDER GRANTING DEBTORS' MOTION TO REJECT SUBLEASE WITH
PINNACLE LOGISTICS, INC. AND GRANTING OTHER RELIEF**

This matter came before the Court on the Debtor Furr's Supermarkets, Inc.'s (the "Debtor's") Motion to Reject Sublease with Pinnacle Logistics, Inc. and For an Order Declaring That the Debtor's Leasehold Rights in the El Paso Distribution Center are Free and Clear of Any Claims of Pinnacle Logistics, Inc., filed on July 30, 2001 and docketed as number ____ (the "Motion") and the objection thereto (the "Objection") filed by Pinnacle Logistics, Inc. ("Pinnacle") and the Court, having reviewed the Motion and the Objection, and having conducted a final hearing on the matter on November 28, 2001, hereby FINDS as follows:

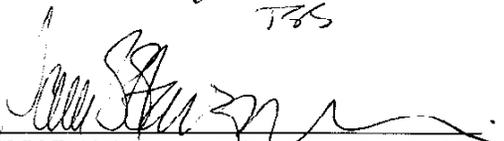
A. The Motion is well taken and should be granted.

B. The Court hereby incorporates by reference its oral findings of fact and conclusion of law announced in open Court on November 28, 2001, pursuant to Bankruptcy Rule 7052 and Rule 52 of the Federal Rules of Civil Procedure.

IT IS THEREFORE ORDERED:

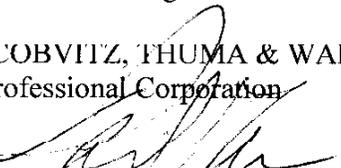
1. The Debtor may reject the Sublease ^{JB - see FIRCiv P. 54(2)} ~~(as defined in the Motion)~~.

2. After the date of this order, Pinnacle shall have no rights of any kind in the Debtor's leasehold interest in the Distribution Center ~~(as defined in the Motion)~~.

TSS

HONORABLE JAMES S. STARZYNSKI
UNITED STATES BANKRUPTCY JUDGE

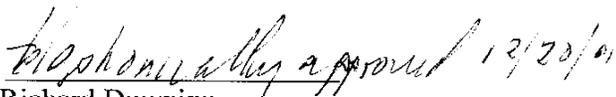
Submitted and Agreed to:

JACOBVITZ, THUMA & WALKER, P.C.
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I hereby certify that a true and correct copy of the foregoing was either electronically transmitted, faxed, delivered or mailed to the listed counsel and parties on:

DEC 20 2001

Mary B. Anderson