

UNITED STATES BANKRUPTCY COURT
DISTRICT OF NEW MEXICO

In re:

FURR'S SUPERMARKETS, INC.,

Case No. 7-01-10779-SA
Chapter 7

Debtor.

**ORDER APPROVING TRUSTEE'S MOTION TO RETAIN CERTAIN
PROFESSIONALS RETAINED, OR SOUGHT TO BE RETAINED, BY THE
DEBTOR IN POSSESSION**

This matter came before the Court upon the Trustee's Motion to Retain Certain Professionals Retained, or Sought to be Retained, by the Debtor in Possession, filed January 11, 2002 and docketed as number 1482 (the "Motion"). By the Motion Yvette J. Gonzales, the Chapter 7 Trustee (the "Trustee"), sought Court approval of her retention of certain professionals that were retained, or sought to be retained, by the debtor in possession Furr's Supermarkets, Inc. (the "Debtor in Possession"), without the necessity of filing new, separate retention applications for each such professional.

The Court FINDS:

A. On February 8, 2001 (the "Petition Date"), the Debtor in Possession commenced this bankruptcy case by filing a voluntary petition for relief under Chapter 11 of the Bankruptcy Code.

B. On December 19, 2001 (the "Conversion Date") the Debtor in Possession converted the case to a Chapter 7 bankruptcy case, and the Trustee was appointed the Chapter 7 trustee.

C. Between the Petition Date and the Conversion Date the Debtor in

Possession retained a number of professionals, including those listed on Exhibit A hereto (the “Previously Retained Professionals”).

D. The Trustee would like to retain the Previously Retained Professionals to continue to perform the work they were retained to do by the Debtor in Possession, without the need to file new, separate retention applications for each such professional. The terms and conditions of the Trustee’s employment of the Previously Retained Professionals would remain as set forth in the Court’s orders approving their employment by the Debtor in Possession.

E. Between the Petition Date and the Conversion Date the Debtor in Possession filed applications to retain the professionals listed on Exhibit B hereto (the “Pending Professionals”), but orders had not been entered approving or disapproving the Debtor in Possession’s employment of the Pending Professionals before the Conversion Date.

F. The Trustee would like to retain the Pending Professionals to continue to perform the work for which their retention was sought by the Debtor in Possession, without the need to file new, separate retention applications for each such professional.

G. The effective date of the retention by the Chapter 7 Trustee of the Previously Retained Professionals and the Pending Professionals would be as of the Conversion Date.

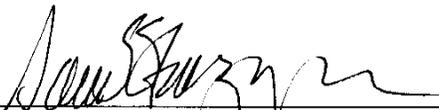
IT IS, THEREFORE, ORDERED:

1. The Trustee’s employment of Previously Retained Professionals, pursuant to Bankruptcy Code §327(a), is hereby approved effective as of the Conversion Date.

2. The terms and conditions of the Trustee's employment of each Previously Retained Professional shall be the same as set forth in the Court's order approving the retention of such professional by the Debtor in Possession.

3. With respect to the Pending Professionals, the Trustee may pursue their employment based upon the retention applications filed by the Debtor in Possession. Parties that objected to the retention of the Pending Professionals would not need to file additional objections. Instead, the Trustee shall endeavor to obtain the retention of each Pending Professional by resolving all pending objections or by obtaining a Court order overruling the objections. If an order is entered allowing the retention of a Pending Professional, the effective date of such employment (i) by the Debtor in Possession would be the date the original retention application was filed by the Debtor in Possession, and (ii) by the Trustee would be the Conversion Date.

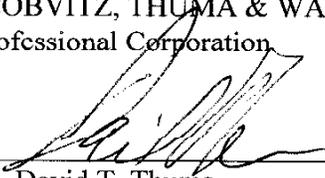
4. This Order does not relieve professionals of the responsibility to supplement statements made pursuant to Bankruptcy Rules 2014 or 2016 with disclosure of any connection or other matters that may have arisen since the filing of the original employment applications in the Chapter 11 proceeding.



THE HONORABLE JAMES S. STARZYNSKI
UNITED STATES BANKRUPTCY JUDGE

Submitted by:

JACOBVITZ, THUMA & WALKER,
a Professional Corporation

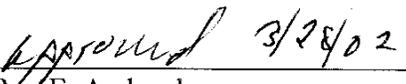
By: 

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Attorneys for the Debtor in Possession

Approved:

BRENDA MOODY WHINERY
United States Trustee

By: 

Ron E. Andazola
Assistant U.S. Trustee
P.O. Box 608
Albuquerque, New Mexico 87103
(505) 248-6544

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:

MAR 29 2002

Mary B. Anderson

Exhibit A

Towers Perrin

Sage Accounting

Michel Realtors

Morneau Sobeco

RJL Real Estate Consultants

Linda Aiken, P.C.

Hurley, Toevs, Styles, Hamblin & Panter, P.C.

Exhibit B

Meyners & Co.

Arthur Andersen

Mounce, Green, Myers, Safi & Galatza