U.S. BANKRUPTCY APPELLATE PANEL OF THE TENTH CIRCUIT
TRANSCRIPT ORDER FORM

PART I -To be completed by appellant within ten days of filing the notice of appeal.

Short Title: Furr's Supermarkets, Inc.

Bankruptcy Court Number: 7-01-10779-SA

Adversary Proceeding Number: Not Applicable

BAP Number: NM-02-016

FILED
at _____ o'clock ___ M
APR 24 2002
United States Bankruptcy Court
Albuquerque, New Mexico

Name of Attorney: George M. Cheever

Name of Law Firm: Kirkpatrick & Lockhart LLP

Address of Firm: Henry W. Oliver Building, 535 Smithfield Street
Pittsburgh, PA 15222-2312

Telephone of Firm: (412) 355-6500

Attorneys for: El Paso Properties Corp. and Janus Financial Corporation, Appellants

Name of Court Reporter: Joe Jameson Court Reporters

Telephone of Reporter: (505) 242-2809

PART II -COMPLETE SECTION A OR SECTION B

SECTION A - I HAVE NOT ORDERED A TRANSCRIPT BECAUSE:

ÿ A transcript is not necessary for this appeal, or

ÿ The necessary transcript is already on file in Bankruptcy Court, or

ÿ The necessary transcript was ordered previously in appeal number .

SECTION B - I HEREBY ORDER THE FOLLOWING TRANSCRIPT:

(Specify the date and proceeding in the space below)
Hearing held on 2/13/02 re Motion to Extend Time within which the Debtor may assume or reject the El Paso Warehouse Lease through 6/30/02 by Yvette Gonzales (Trustee) [docket entry 1535]

ÿ Opening Statements: Yes ;

ÿ Trial proceedings: Yes ;

ÿ Closing Arguments: Yes ;

y Other Proceedings: None .
(Attach additional pages if necessary)

ÿ (Appellant/~~Appellee~~) will pay the cost of the transcript.

My signature on this form constitutes my agreement to pay for the

RECEIVED
MAR 25 2002
BY: _____

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transcript ordered on this form.

(s)

CERTIFICATE OF COMPLIANCE

I certify that I have read the instructions on this form and that copies of this transcript order form have been delivered to the court reporter (if transcript ordered) and served on the parties to this appeal as shown on the attached certificate of service. A copy of this transcript order form has also been filed with the clerk of the United States Bankruptcy Court and has been or will be served on the clerk of the United State Bankruptcy Appellate Panel as required under Fed. R. Bankr. P. 8006 and 10th Cir. BAP L.R. 8006-1(c). I further certify that satisfactory arrangements for payment for any transcript ordered have been made with the court reporter(s).

Dated: March 18, 2002

(s)

Name (Type or Print): George M. Cheever

Address: Kirkpatrick & Lockhart LLP
Henry W. Oliver Building, 535 Smithfield Street
Pittsburgh, PA 15222-2312

Telephone: (412) 355-6544

Attorney for El Paso Properties Corp. and Janus Financial Corporation, Appellants

PART III - TO BE COMPLETED BY THE COURT REPORTER

Upon completion, please file one copy with the Clerk of the United States Bankruptcy Court.

Date Order Form Received: 3-25-02

Date arrangements for payment completed: 3-25-02

Estimated completion date: 4-24-02

Estimated number of pages:

I certify that I have read the instructions on the reverse side and that adequate arrangements for payment have been made.

Signature of Court Reporter: Date:

DIRECTIONS FOR USING THIS FORM

This form requires multiple distribution, service and filing. The responsibilities of each party and the court reporter are described below.

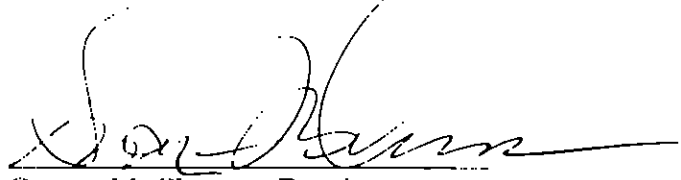
1. APPELLANT

Whether or not a transcript is ordered, appellant or counsel must complete Part I and Part II of this form. Upon completion, appellant must, within

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the Annexed Transcript Order form was served on the following counsel for Yvette Gonzales, Chapter 7 Trustee for Furr's Supermarkets, Inc., Appellee, by first class mail this 18th day of March, 2002:

David T. Thuma, Esquire
Robert H. Jacobvitz, Esquire
Jacobvitz Thuma & Walker
500 Marquette N.W., Suite 650
Albuquerque, NM 87102
Attorneys for the Chapter 7 Trustee



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and Janus Financial Corporation, Appellants