IN THE 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.,	§	**Case No. 7-01-10779-SA**
	§	**Chapter 7**
	§	
Debtor.	§	

RESPONSE TO
TRUSTEE'S MOTION TO SELL PERSONAL PROPERTY
FREE AND CLEAR OF LIENS AND INTERESTS, AND FOR
ORDER GRANTING THE TRUSTEE ACCESS TO CERTAIN FORMER STORES

COMES NOW, TGAAR Properties Inc., d/b/a WESTWOOD VILLAGE SHOPPING CENTER ("Westwood") and files this Response to Trustee's Motion to Sell Personal Property Free and Clear of Liens and Interests, and for Order Granting the Trustee Access to Certain Former Stores (the "Motion") and would show unto the Court as follows:

1. Westwood admits the allegations in paragraphs 1- 3 of the Motion.

2. Westwood owns one of the grocery stores (the "Midland Store") that the Debtor used to operate but closed after the Debtor filed for bankruptcy.

3. Since at least September, 2001, Westwood has attempted in vain to get the Debtor to remove the "Store Equipment" located in the Midland Store. The presence of such Store Equipment in the Midland Store has greatly hindered and interfered with Westwood's efforts to release the Midland Store. Westwood has requested, orally and in writing, on several occasions that the Debtor remove the Store Equipment from the Midland Store.

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4. Westwood supports the Trustee's Motion to remove the Store Equipment from the Midland Store. However, Westwood believes that it is entitled to reasonable rentals for storage of the Store Equipment for at least the period subsequent to December 19, 2001 and believes it holds a valid landlord's lien thereon which must be satisfied before the Store Equipment in the Midland Store may be sold or removed.

5. The undersigned counsel will file a motion to appear pro hoc viche next week.

WHEREFORE, PREMISES CONSIDERED, Creditor TGAAR Properties, Inc. d/b/a Westwood Village Shopping Center requests that this Court grant the Motion, but with the modification that Westwood be paid out of the sale proceeds of the Store Equipment from the Midland Store an amount equal to reasonable rentals for storage of the Store Equipment for at least the period subsequent to December 19, 2001.

Respectfully Submitted,

ROBERT K. WHITT
Texas State Bar No. 21386500
505 N. Big Spring, Suite 402
Midland, Texas 79701
(915) 686-2000 / FAX: (915) 686-2009

BY: _____
Robert K. Whitt

ATTORNEY FOR WESTWOOD VILLAGE SHOPPING CENTER

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing Response to Trustee's Motion to Sell Personal Property Free and Clear of Liens and Interests, and for Order Granting the Trustee Access to Certain Former Stores on this 3rd day of May, 2002 been forwarded to the following:

David T. Thuma
500 Marquette N.W., Suite 650
Albuquerque, NM 87102

U.S. Trustee
P.O. Box 608
Albuquerque, NM 87103

Paul Fish
P.O. Box 2168
Albuquerque., NM 87103

Jennie D. Behles
P.O. Box 849
Albuquerque, NM 87103

Brad Tepper
P.O. Box 25687
Albuquerque, NM 87125

Nancy Cusack
P.O. Box 2068
Santa Fe, NM 87504

Yvette J. Gonzales
P.O. Box 1037
Placitas, NM 87043

Floho Partners
722 Camino Ocaso del Sol
Santa Fe, NM 87501

Artrisco Central Co-tenants
c/o PMR Americawest II
800 Newport Center Drive, 300
Newport Beach, CA 92660

Furrs 4, LLC
1818 North Farwell Avenue
Milwaukee, WI 53202

John Farrow
P.O. Box 35400
Albuquerque, NM 87176

Equity Development Corp.
519 Gibson Street
Seagoville, TX 75159

Rusty Lowe
P.O. Box 90536
Albuquerque, NM 87199

Robert K. Whitt