

FILED
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2001 MAY 25 PM 2:55
U.S. BANKRUPTCY COURT
ALBUQUERQUE, N.M.

In re:

FURR'S SUPERMARKETS, INC.,

Case No. 11-01-10779-SA
Chapter 11

Debtor.

DEBTOR'S RESPONSE TO JAVIER ORTIZ'S MOTION FOR RELIEF FROM STAY

Furr's Supermarkets, Inc., debtor and debtor in possession ("Furr's"), submits this response to Javier Ortiz's Motion for Relief From Stay, filed May 21, 2001 (the "Motion").

1. Furr's denies the allegations in paragraph 1 of the Motion.
2. Furr's admits the allegations in paragraph 2 of the Motion.
3. Furr's admits the allegations in paragraph 3 of the Motion.
4. Furr's admits the allegations in paragraph 4 of the Motion.
5. Furr's admits the allegations in paragraph 5 of the Motion.
6. Furr's denies the allegations in paragraph 6 of the Motion.
7. Furr's admits the allegations in paragraph 7 of the Motion.
8. Furr's denies the allegations in paragraph 8 of the Motion.
9. Furr's denies the allegations in paragraph 9 of the Motion.
10. Furr's denies the allegations in paragraph 10 of the Motion.
11. In further answer, Furr's states that it is largely self-insured, that the Motion

therefore is based upon a false premise.

12. In further answer, Furr's states that it appears the counsel who filed the

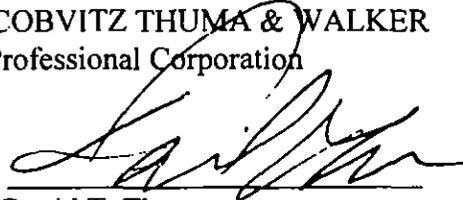
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Motion has not been admitted to practice before this Court, and the Motion should not be pursued by such counsel.

13. In further answer, the Motion should be denied without prejudice because it would be a waste of the estate's resources to pursue litigation of pre-petition personal injury claims at this time, until it becomes more apparent what the dividend to unsecured creditors might be.

WHEREFORE, Furr's prays that the Motion be denied, and asks for all other just and proper relief.

JACOBVITZ THUMA & WALKER
A Professional Corporation

By: 

David T. Thuma
500 Marquette N.W., Suite 650
Albuquerque, New Mexico 87102
(505) 766-9272
(505) 766-9287 (fax)

- and -

SKADDEN, ARPS, SLATE, MEAGHER &
FLOM LLP
Richard D. Levin
300 South Grand Avenue, Suite 3400
Los Angeles, California 90071-3144
(213) 687-5000

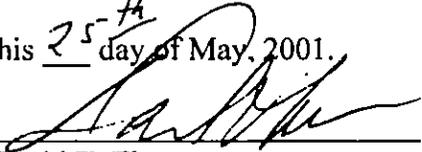
*Attorneys for the Debtor and Debtor in
Possession*

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

Gina M. Palafox
4157 Rio Bravo
El Paso, Texas 79902

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

this 25th day of May, 2001.



David T. Thuma