EXHIBIT D

IN THE UNITED STATES BANKRUPTCY COURT

FOR THE DISTRICT OF DELAWARE

In re:	)	Chapter 11
CHI-CHI'S, INC., et al., [1]	)	Case No. 03-13063 (KJC)
	)	(Jointly Administered)
Reorganized Debtors.	)	

Hearing Date: July 3, 2006 at 10:30 a.m. prevailing Eastern time
Objections Due: June 26, 2006 at 4:00 p.m. prevailing Eastern time

DECLARATION OF WILLIAM KAYE IN SUPPORT OF THE LIQUIDATING TRUSTEE'S FIFTH OMNIBUS OBJECTION TO CLAIMS (NON-SUBSTANTIVE OBJECTIONS TO CLAIMS) – DUPLICATE OR AMENDED CLAIMS, OR CLAIMS FILED IN THE WRONG CASE

I, William Kaye, make this Declaration pursuant to 28 U.S.C. Section 1746 and hereby state:

1. I am the Liquidating Trustee for the Chi-Chi's, Inc., et al. Liquidating Trust that was established pursuant to the First Amended Joint Plan of Reorganization Proposed by the Debtors and the Official Committee of Unsecured Creditors (Dated October 28, 2005), As Modified. This Declaration is submitted in support of the Liquidating Trustee's Fifth Omnibus Objection to Claims (Non-Substantive Objections to Claims) – Duplicate or Amended Claims, or Claims Filed in the Wrong Case (the "Objection").

[1] The Debtors consist of the following entities: Chi-Chi's, Inc., CCMR of Catonsville, Inc., CCMR of Cumberland, Inc., CCMR of Frederick, Inc., CCMR of Greenbelt, Inc., CCMR of Harford County, Inc., CCMR of Maryland, Inc., CCMR of Ritchie Highway, Inc., CCMR of Timonium, Inc., Chi-Chi's of West Virginia, Inc., CMM Dissolution, Inc., Koo Koo Roo, Inc., Maintenance Support Group, Inc., Koo Koo Roo Licensing Systems, Inc., The Hamlet Group, Inc., H.H. of Maryland, Inc., and H.H.K. of Virginia, Inc.

2. I have read the Objection, and am directly familiar with the information contained therein, and in the exhibits annexed thereto. The information contained herein and in Exhibits A, B and C attached to the Objection is true and correct to the best of my knowledge and belief.

3. I have conducted a review and analysis of both (i) the Debtors' books and records, and (ii) the proofs of claim filed against the Debtors' estates. Based upon this review and analysis, I have concluded that each of the claims set forth on Exhibits A and B as a "Claim to Be Expunged" appears to be based upon the same alleged grounds, basis and or legal theory as another claim and/or claims filed by the same claimant(s) against one or more of the Debtors[2]. Each of the duplicate or amended claims is set forth under the column "Claim to Be Expunged" and the other, surviving claim is also set forth on the Exhibits A and B to the Objection under the column "Remaining Claim." In addition, the claims set forth on Exhibit C are filed against entities who, according to the Debtors' books and records, do not owe any amount to such claimants.

4. Accordingly, I believe that it is in the best interests of the Debtors' estates for this Court to enter an order which disallows in its entirety each of the claims listed in the column "Claim to Be Expunged" of Exhibits A and B attached to the Objection, on the grounds that such claims are duplicate. Further, I believe that it is in the best interests of the Debtors'

[2] In some instances, the surviving claim is an amended or replaced claim, and as such indicates a different claim amount than the previously filed claim. In such cases, the Debtors are seeking to disallow the original claim with the amended claim treated as the "surviving" claim.

estates for this Court to enter an order which disallows in its entirety each of the claims listed on Exhibit C attached to the Objection on the grounds that such claims were filed in the wrong case.

5. Since this Objection pertains to duplicate and amended claims, the Liquidating Trustee reserve all rights to subsequently object to each of the surviving claim(s) at a later date on any other grounds.

I declare under penalty of perjury under the laws of the United States of America that, to the best of my knowledge and after reasonable inquiry, the foregoing is true and correct.

Dated this 30th day of May, 2006.

William Kaye

IN THE UNITED STATES BANKRUPTCY COURT

FOR THE DISTRICT OF DELAWARE

In re:	)	Chapter 11
CHI-CHI'S, INC., et al., [1]	)	Case No. 03-13063 (KJC)
	)	(Jointly Administered)
Reorganized Debtors.	)	

ORDER GRANTING LIQUIDATING TRUSTEE'S FIFTH OMNIBUS OBJECTION TO CLAIMS (NON-SUBSTANTIVE OBJECTIONS TO CLAIMS) – DUPLICATE OR AMENDED CLAIMS, OR CLAIMS FILED IN THE WRONG CASE

Upon the *Liquidating Trustee's Fifth Omnibus Objection to Claims (Non-Substantive Objections to Claims) - Duplicate or Amended Claims, or Claims Filed in the Wrong Case* ("Fifth Omnibus Objection") seeking entry of an order disallowing and expunging the claims listed on Exhibits A and B to the Fifth Omnibus Objection as "Claim to Be Expunged" and disallowing and expunging all of the claims listed on Exhibit C to the Fifth Omnibus Objection; and no previous application for such relief having been made; and upon consideration of the Fifth Omnibus Objection and all responses thereto; and due and proper notice of the Fifth Omnibus Objection having been given, it is hereby

ORDERED that the relief sought in the Fifth Omnibus Objection is granted to the extent not inconsistent with the Exhibits attached as Exhibits A, B and C to the Fifth Omnibus Objection; and it is further

[1] The Debtors consist of the following entities: Chi-Chi's, Inc., CCMR of Catonsville, Inc., CCMR of Cumberland, Inc., CCMR of Frederick, Inc., CCMR of Greenbelt, Inc., CCMR of Harford County, Inc., CCMR of Maryland, Inc., CCMR of Ritchie Highway, Inc., CCMR of Timonium, Inc., Chi-Chi's of West Virginia, Inc., CMM Dissolution, Inc., Koo Koo Roo, Inc., Maintenance Support Group, Inc., Koo Koo Roo Licensing Systems, Inc., The Hamlet Group, Inc., H.H. of Maryland, Inc., and H.H.K. of Virginia, Inc.

ORDERED that the Liquidating Trustee's rights are reserved to object in the future to any of the claims listed in this Fifth Omnibus Objection on any additional ground, and to amend, modify and/or supplement this Fifth Omnibus Objection as may be necessary. In addition, the filing of this Fifth Omnibus Objection is not intended to limit the Liquidating Trustee's ability to file future objections to any claims that have been or may subsequently be filed in this case, or that may be listed on the Debtors' Schedules, on the grounds set forth herein or any other appropriate grounds.

ORDERED that, pursuant to Federal Rules of Civil Procedure 54(b), made applicable in the contested matter by Federal Rules of Bankruptcy Procedure 7054 and 9014, the Court hereby directs entry of a final judgment with respect to the claims objections that are the subject of this order, the Court having determined that there is no just reason for delay in the entry of judgment on these matters.

Dated: _____, 2006

_____
UNITED STATES BANKRUPTCY JUDGE