IN THE UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF DELAWARE

In re	)	Chapter 11
CHI-CHI'S, INC., et al.,	)	Case No. 03-13063 (CGC)
Debtors	)	Jointly Administered

ORDER APPROVING MOTION OF BOSKOVICH FARMS, INC. FOR RELIEF FROM AUTOMATIC STAY, TO THE EXTENT APPLICABLE, REGARDING PROSECUTION OF CROSS-CLAIMS FOR CONTRIBUTION AND/OR INDEMNITY WITH RESPECT TO HEPATITIS A CASES BROUGHT AGAINST DEBTORS (Re: D.I. 626)

Upon the motion (the "Motion") of Boskovich Farms, Inc. ("Boskovich"), for an order granting Boskovich relief from the automatic stay, to the extent applicable, to permit Boskovich to pursue cross-claims for contribution and indemnity against the Debtors, and it appearing that this Court has jurisdiction to consider this Motion pursuant to 28 U.S.C. Sections 157 and 1334, and adequate notice of this Motion and the hearing thereon having been given, and sufficient cause appearing therefore, it is on this ____ day of April, 2004;

ORDERED, that the Motion is hereby granted; and it is further

ORDERED, that the automatic stay imposed in these cases pursuant to 11 U.S.C. Section 362(a) shall be lifted with respect to Boskovich effective June 23, 2004; and it is further

ORDERED, that this Order is subject to reconsideration prior to the June 23, 2004 effective date of this Order in conjunction with certain proceedings that the Debtors may bring during that timeframe for the purpose of having issues of apportionment, indemnity and contribution resolved in one forum; and it is further

ORDERED that the Debtors, should they choose to file a proceeding against Boskovich and/or other suppliers, must file a motion seeking relief from this Order to be heard on or before the June 22, 2004 omnibus hearing date (upon regular notice except where the Debtors can demonstrate exigent circumstances), at which time the Debtors must convince the Court that the Debtors' suggested procedure is feasible.

The Honorable Charles G. Case, II,
United States Bankruptcy Judge