

UNITED STATES BANKRUPTCY COURT For the District of Delaware		PROOF OF CLAIM
In re FLEMING COMPANIES		Case Number 03-10945-JMR
NOT: This claim should not be used to make a claim for an administrative expense arising after the commencement of the case. A request for payment of an administrative expense may be filed pursuant to 11 U.S.C. § 503.		
Creditor Name (Person or entity debtor owes) RIVER MARK Address Line 1 P.O. BOX 6492 Address Line 2 Address Line 3 City, ST ZIP FOLSOM, CA 95763-6492		<input type="checkbox"/> Check box if you are aware that anyone else has filed a proof of claim relating to your claim. Attach copy of statement giving particulars. <input checked="" type="checkbox"/> Check box if you have never received any notices from the bankruptcy court in this case. <input type="checkbox"/> Check box if the address differs from the address on the envelope sent to you by the court.
ACCOUNT OR OTHER NUMBER BY WHICH CREDITOR IDENTIFIES DEBTOR 165072		THIS SPACE IS FOR COURT USE ONLY
1 BASIS FOR CLAIM <input checked="" type="checkbox"/> Goods sold <input type="checkbox"/> Personal injury/wrongful death <input type="checkbox"/> Retiree benefits as defined in 11 U.S.C. § 1114(a) <input type="checkbox"/> Services performed <input type="checkbox"/> Taxes <input type="checkbox"/> Wages, salaries, and compensation (Fill out below) <input type="checkbox"/> Money loaned <input type="checkbox"/> Other (Describe Briefly) Your social security No _____ Unpaid compensation for services performed from _____ (date) to _____ (date)		2 Date Debt Incurred (MMDDYY) <div style="border: 1px solid black; padding: 2px; display: inline-block;">03</div> <div style="border: 1px solid black; padding: 2px; display: inline-block;">31</div> <div style="border: 1px solid black; padding: 2px; display: inline-block;">03</div> 3 If Court Judgment, Date Obtained <div style="border: 1px solid black; width: 100px; height: 40px;"></div>
4 CLASSIFICATION OF CLAIM Under the Bankruptcy Code all claims are classified as one or more of the following (1) Unsecured nonpriority, (2) Unsecured Priority, (3) Secured. It is possible for part of a claim to be in one category and part in another. CHECK THE APPROPRIATE BOX OR BOXES that best describe your claim and STATE THE AMOUNT OF THE CLAIM AT TIME CASE FILED.		
<input type="checkbox"/> SECURED CLAIM Attach evidence of perfection of security interest. Brief Description of Collateral: <input type="checkbox"/> Real Estate <input type="checkbox"/> Motor Vehicle <input type="checkbox"/> Other (Describe briefly) Amount of arrearage and other charges at time case filed included in secured claim above, if any \$ _____ <input type="checkbox"/> UNSECURED NONPRIORITY CLAIM A claim is unsecured if there is no collateral or lien on property of the debtor securing the claim or to the extent that the value of such property is less than the amount of the claim.		<input checked="" type="checkbox"/> UNSECURED PRIORITY CLAIM Specify the priority of the claim. <input type="checkbox"/> Wages, salaries, or commissions (up to \$4,650), earned not more than 90 days before filing of the bankruptcy petition or cessation of the debtor's business, whichever is earlier - 11 U.S.C. § 507(a)(3) <input type="checkbox"/> Contributions to an employee benefit plan 11 U.S.C. § 507(a)(4) <input type="checkbox"/> Up to \$2,100 of deposits toward purchase, lease, or rental of property or services for personal, family, or household use 11 U.S.C. § 507(a)(6) <input type="checkbox"/> Taxes or penalties of governmental units 11 U.S.C. § 507(a)(7) <input checked="" type="checkbox"/> Other - Specify applicable paragraph of 11 U.S.C. § 507(a) <u>Produce</u>
5 AMOUNT OF CLAIM AT TIME CASE FILED <div style="display: flex; justify-content: space-around; align-items: flex-end;"> <div style="border: 1px solid black; width: 150px; height: 30px;"></div> <div style="border: 1px solid black; width: 150px; height: 30px;"></div> <div style="border: 1px solid black; width: 150px; height: 30px; text-align: center;">29352.50</div> </div> <div style="display: flex; justify-content: space-around; margin-top: 5px;"> (Secured) (Unsecured Nonpriority) (Unsecured Priority) </div> <input type="checkbox"/> Check this box if claim includes charges in addition to the principal amount of the claim. Attach itemized statement of all additional charges.		
6 CREDITS AND SETOFFS The amount of all payments on this claim has been credited and deducted for the purpose of making this proof of claim. In filing this claim, claimant has deducted all amounts that claimant owes to debtor.		
7 SUPPORTING DOCUMENTS Attach copies of supporting documents, such as promissory notes, purchase orders, invoices, itemized statements of running accounts, contracts, court judgments or evidence of security interests. If the documents are not available, explain. If the documents are voluminous attach a summary.		
8 TIME STAMPED COPY To receive an acknowledgment of the filing of your claim, enclosed a stamped, self-addressed envelope and copy of this proof of claim.		
Date 4/17/03	Sign and print the name and title, if any, of the creditor or other person authorized to file this claim (attach copy of power of attorney, if any) ROBERT M. KETCHUM PARTNER	

Penalty for presenting fraudulent claim: Fine of up to \$500,000 or imprisonment for up to 5 years, or both. 18 U.S.C. §§ 152 and 3571

Fleming Companies Claim

FLEMING FOODS

Flemming03BR.xls

DATE	P O	ITEM	Units	PRICE	TOTAL	PAID	INVOICE
24-Feb	436703	Avacados	150	\$24 500	\$ 3,675 00		4140
22-Feb	274886	Diced Nopales 12/1	80	\$10 750	\$ 860 00		4142
25-Feb	274888	Diced Nopales 12/1	56	\$10 750	\$ 602 00		4143
7-Oct	274724	Diced Nopales 12/1	60	\$10 750	\$ 645 00		4144
15-Oct	274734	Diced Nopales 12/1	60	\$10 750	\$ 645 00		4145
23-Dec	274824	Diced Nopales 12/1	80	\$10 750	\$ 860 00		4150
4-Jan	274834	Diced Nopales 12/1	60	\$10 750	\$ 645 00		4151
11-Jan	274840	Diced Nopales 12/1	80	\$10 750	\$ 860 00		4152
14-Feb	436613	Tomatoes 5/6	160	\$9 750	\$ 1,560 00		4153
26-Feb	436611	Roma Tomatoes	80	\$15 500	\$ 1 240 00		4154
26-Feb	274890	Diced Nopales 12/1	80	\$10 750	\$ 860 00		4155
28-Feb	274892	Diced Nopales 12/1	80	\$10 750	\$ 860 00		4156
7-Feb	436569	Tomatoes 5/6	320	\$8 500	\$ 2 720 00		4157
		Roma Tomatoes	160	\$8 500	\$ 1 360 00		4157
28-Feb	436619	Tomatoes 5/6	240	\$11 250	\$ 2 700 00		4158
5-Mar	274900	Lemons	20	\$12 000	\$ 240 00		4159
		Yams	10	\$8 250	\$ 82 50		4159
11-Mar	274904	Diced Nopales 12/1	80	\$10 750	\$ 860 00		4160
13-Mar	274906	Diced Nopales 12/1	80	\$10 750	\$ 860 00		4161
18-Mar	274910	Diced Nopales 12/1	100	\$10 750	\$ 1,075 00		4162
18-Mar	436709	Radishes	96	\$8 000	\$ 768 00		4163
20-Mar	274912	Diced Nopales 12/1	80	\$10 750	\$ 860 00		4164
22-Mar	274914	Diced Nopales 12/1	100	\$10 750	\$ 1,075 00		4165
25-Mar	274916	Diced Nopales 12/1	80	\$10 750	\$ 860 00		4166
27-Mar	149500	Diced Nopales 12/1	80	\$10 750	\$ 860 00		4167
29-Mar	109502	Diced Nopales 12/1	80	\$10 750	\$ 860 00		4168
31-Mar	274919	Diced Nopales 12/1	80	\$10 750	\$ 860 00		4169
		Total			\$29 352 50		

4/17/0312 08 PM

P O Box 6492
Folsom, California 95763-6492
916-965-4466 fax 916-965-4477

4140

Customer

Name	Fleming Foods CTP North Cal		
Address	P O Box 24840		
City	Oklahoma City	State	OK ZIP 73124-4840
Phone			

Date	2/24/03
Order No	436703
Rep	Danny
FOB	Tracy

Qty	Description	Unit Price	TOTAL
150	Avacados	\$24 50	\$3,675 00

☐ Cash
☒ Check
☐ Credit Card

Name _____
CC # _____
Expires _____

	SubTotal	\$3,675 00
Shipping & Handling		\$0 00
Taxes	State	
	TOTAL	\$3,675 00

Office Use Only

Thanks for the Business

P O Box 6492
Folsom, California 95763-6492
916-965-4466 fax 916-965-4477

4142

Customer

Name Fleming Foods CTP North Cal
Address P O Box 24840
City Oklahoma City State OK ZIP 73124-4840
Phone _____

Date	2/22/03
Order No	274886
Rep	Danny
FOB	Tracy

	SubTotal	\$860 00
Shipping & Handling		\$0 00
Taxes	State	
	TOTAL	\$860 00

Payment Details

- ☐ Cash
☒ Check
☐ Credit Card

Name _____
CC # _____
Expires _____

Office Use Only

Thanks for the Business

P O Box 6492
Folsom, California 95763-6492
916-965-4466 fax 916-965-4477

4143

Customer

Name	Fleming Foods CTP North Cal		
Address	P O Box 24840		
City	Oklahoma City	State	OK ZIP 73124-4840
Phone			

Date	2/25/03
Order No	274888
Rep	Danny
FOB	Tracy

[illegible]

Payment Details

- ☐ Cash
☒ Check
☐ Credit Card

Name _____
CC # _____
Expires _____

Office Use Only

Thanks for the Business

P O Box 6492
Folsom, California 95763-6492
916-965-4466 fax 916-965-4477

4144

Customer

Date	10/7/02
Order No	274724
Rep	Danny
FOB	Tracy

— Payment Details

- ☐ Cash
☒ Check
☐ Credit Card

Name _____
CC # _____
Expires _____

	SubTotal	\$645 00
	Shipping & Handling	\$0 00
Taxes	State	
	TOTAL	\$645 00

Office Use Only

Thanks for the Business

P O Box 6492
Folsom, California 95763-6492
916-965-4466 fax 916-965-4477

4145

INVOICE

Customer

Name	Fleming Foods CTP North Cal		
Address	P O Box 24840		
City	Oklahoma City	State	OK ZIP 73124-4840
Phone			

Date	10/15/02
Order No	274734
Rep	Danny
FOB	Tracy

Qty	Description	Unit Price	TOTAL
60	Diced Nopales	\$10 75	\$645 00

Payment Details

- ☐ Cash
☒ Check
☐ Credit Card

Name _____
CC # _____
Expires _____

	SubTotal	\$645 00
	Shipping & Handling	\$0 00
Taxes	State	
	TOTAL	\$645 00

Office Use Only

Thanks for the Business

P O Box 6492
Folsom, California 95763-6492
916-965-4466 fax 916-965-4477

4150

Name	Fleming Foods CTP North Cal		
Address	P O Box 24840		
City	Oklahoma City	State	OK ZIP 73124-4840
Phone			

Date	12/23/02
Order No	274824
Rep	Danny
FOB	Tracy

	SubTotal	\$860 00
Shipping & Handling		\$0 00
Taxes	State	
	TOTAL	\$860 00

☐ Cash
☒ Check
☐ Credit Card

Name _____
CC # _____
Expires _____

Office Use Only

Thanks for the Business

P O Box 6492
Folsom, California 95763-6492
916-965-4466 fax 916-965-4477

4151

INVOICE

Customer

Name	Fleming Foods CTP North Cal		
Address	P O Box 24840		
City	Oklahoma City	State	OK ZIP 73124-4840
Phone			

Date	1/4/03
Order No	274834
Rep	Danny
FOB	Tracy

Qty	Description	Unit Price	TOTAL
60	Diced Nopales	\$10 75	\$645 00

Payment Details

- ☐ Cash
☒ Check
☐ Credit Card

Name _____
CC # _____
Expires _____

	SubTotal	\$645 00
Shipping & Handling		\$0 00
Taxes	State	
	TOTAL	\$645 00

Office Use Only

Thanks for the Business

**P O Box 6492
Folsom, California 95763-6492
916-965-4466 fax 916-965-4477**

4152

Customer

Date	1/11/03
Order No	274840
Rep	Danny
FOB	Tracy

	SubTotal	\$860 00
Shipping & Handling		\$0 00
Taxes	State	
	TOTAL	\$860 00

☐ Cash
☒ Check
☐ Credit Card

Office Use Only

Thanks for the Business

P O Box 6492
Folsom, California 95763-6492
916-965-4466 fax 916-965-4477

4153

Customer

Date	2/14/03
Order No	436613
Rep	Danny
FOB	Tracy

SubTotal	\$1,560 00
Shipping & Handling	\$0 00
Taxes State	
TOTAL	\$1,560 00

☐ Cash
☒ Check
☐ Credit Card

Name _____
CC # _____
Expires _____

Office Use Only

Thanks for the Business

P O Box 6492
Folsom, California 95763-6492
916-965-4466 fax 916-965-4477

4154

Customer

Name	Fleming Foods CTP North Cal		
Address	P O Box 24840		
City	Oklahoma City	State	OK ZIP 73124-4840
Phone			

Date	2/26/03
Order No	436611
Rep	Danny
FOB	Tracy

[illegible]

Payment Details

- ☐ Cash
☒ Check
☐ Credit Card

Name _____
CC # _____
Expires _____

	SubTotal	\$1,240 00
Shipping & Handling		\$0 00
Taxes	State	
	TOTAL	\$1,240 00

Office Use Only

Thanks for the Business

P O Box 6492
Folsom, California 95763-6492
916-965-4466 fax 916-965-4477

4155

Customer

Date	<u>2/26/03</u>
Order No	<u>274890</u>
Rep	<u>Danny</u>
FOB	<u>Tracy</u>

SubTotal	\$860 00
Shipping & Handling	\$0 00
Taxes State	
TOTAL	\$860 00

☐ Cash
☒ Check
☐ Credit Card

Name _____
CC # _____
Expires _____

Office Use Only

Thanks for the Business

P O Box 6492
Folsom, California 95763-6492
916-965-4466 fax 916-965-4477

4156

Customer

Date	2/28/03
Order No	274892
Rep	Danny
FOB	Tracy

Payment Details

- ☐ Cash
☒ Check
☐ Credit Card

	SubTotal	\$860 00
Shipping & Handling		\$0 00
Taxes	State	
	TOTAL	\$860 00

Office Use Only

Thanks for the Business

P O Box 6492
Folsom, California 95763-6492
916-965-4466 fax 916-965-4477

4157

Customer

Date	2/7/03
Order No	436569
Rep	Danny
FOB	Tracy

SubTotal	\$4,080 00
Shipping & Handling	\$0 00
Taxes State	
TOTAL	\$4,080 00

☐ Cash
☒ Check
☐ Credit Card

Office Use Only

Thanks for the Business

P O Box 6492
Folsom, California 95763-6492
916-965-4466 fax 916-965-4477

4158

Customer

Date	2/28/03
Order No	436619
Rep	Danny
FOB	Tracy

	SubTotal	\$2,700 00
Shipping & Handling		\$0 00
Taxes	State	
	TOTAL	\$2,700 00

☐ Cash
☒ Check
☐ Credit Card

Office Use Only

Thanks for the Business

P O Box 6492
Folsom, California 95763-6492
916-965-4466 fax 916-965-4477

4159

Customer

Name	Fleming Foods CTP North Cal		
Address	P O Box 24840		
City	Oklahoma City	State	OK ZIP 73124-4840
Phone			

Date	3/5/03
Order No	274900
Rep	Danny
FOB	Tracy

	SubTotal	\$322 50
Shipping & Handling		\$0 00
Taxes	State	
	TOTAL	\$322 50

Payment Details

- ☐ Cash
☒ Check
☐ Credit Card

Name _____
CC # _____
Expires _____

Office Use Only

Thanks for the Business

P O Box 6492
Folsom, California 95763-6492
916-965-4466 fax 916-965-4477

4160

Customer

Date	3/11/03
Order No	274904
Rep	Danny
FOB	Tracy

	SubTotal	\$860 00
Shipping & Handling		\$0 00
Taxes	State	
	TOTAL	\$860 00

☐ Cash
☒ Check
☐ Credit Card

Office Use Only

Thanks for the Business

P O Box 6492
Folsom, California 95763-6492
916-965-4466 fax 916-965-4477

4161

Customer

Date	3/13/03
Order No	274906
Rep	Danny
FOB	Tracy

	SubTotal	\$860 00
Shipping & Handling		\$0 00
Taxes	State	
	TOTAL	\$860 00

Payment Details

- ☐ Cash
☒ Check
☐ Credit Card

Name _____
CC # _____
Expires _____

Office Use Only

Thanks for the Business

P O Box 6492
Folsom, California 95763-6492
916-965-4466 fax 916-965-4477

4162

Customer

Name	Fleming Foods CTP North Cal		
Address	P O Box 24840		
City	Oklahoma City	State	OK ZIP 73124-4840
Phone			

Date	3/18/03
Order No	274910
Rep	Danny
FOB	Tracy

Qty	Description	Unit Price	TOTAL
100	Diced Nopales	\$10 75	\$1,075 00

Payment Details

- ☐ Cash
☒ Check
☐ Credit Card

Name _____
CC # _____
Expires _____

	SubTotal	\$1,075 00
Shipping & Handling		\$0 00
Taxes	State	
	TOTAL	\$1,075 00

Office Use Only

Thanks for the Business

P O Box 6492
Folsom, California 95763-6492
916-965-4466 fax 916-965-4477

4163

Customer

Name	Fleming Foods CTP North Cal		
Address	P O Box 24840		
City	Oklahoma City	State	OK ZIP 73124-4840
Phone			

Date	3/18/03
Order No	436709
Rep	Danny
FOB	Tracy

Qty	Description	Unit Price	TOTAL
96	Radishes	\$8 00	\$768 00

☐ Cash
☒ Check
☐ Credit Card

Name _____
CC # _____
Expires _____

SubTotal	\$768 00
Shipping & Handling	\$0 00
Taxes State	
TOTAL	\$768 00

Office Use Only

Thanks for the Business

P O Box 6492
Folsom, California 95763-6492
916-965-4466 fax 916-965-4477

4164

Customer

Name Fleming Foods CTP North Cal
Address P O Box 24840
City Oklahoma City State OK ZIP 73124-4840
Phone _____

Date	3/20/03
Order No	274912
Rep	Danny
FOB	Tracy

	SubTotal	\$860 00
Shipping & Handling		\$0 00
Taxes	State	
	TOTAL	\$860 00

Payment Details

- ☐ Cash
☒ Check
☐ Credit Card

Name _____
CC # _____
Expires _____

Office Use Only

Thanks for the Business

P O Box 6492
Folsom, California 95763-6492
916-965-4466 fax 916-965-4477

4165

Customer

Date	3/22/03
Order No	274914
Rep	Danny
FOB	Tracy

	SubTotal	\$1,075 00
Shipping & Handling		\$0 00
Taxes	State	
	TOTAL	\$1,075 00

Payment Details

- ☐ Cash
☒ Check
☐ Credit Card

Name _____
CC # _____
Expires _____

Office Use Only

Thanks for the Business

**P O Box 6492
Folsom, California 95763-6492
916-965-4466 fax 916-965-4477**

4166

Customer

Date	3/25/03
Order No	274916
Rep	Danny
FOB	Tracy

	SubTotal	\$860 00
	Shipping & Handling	\$0 00
Taxes	State	
	TOTAL	\$860 00

☐ Cash
☒ Check
☐ Credit Card

Office Use Only

Thanks for the Business

**P O Box 6492
Folsom, California 95763-6492
916-965-4466 fax 916-965-4477**

4167

Customer

Name	Fleming Foods CTP North Cal		
Address	P O Box 24840		
City	Oklahoma City	State	OK ZIP 73124-4840
Phone			

Date	3/27/03
Order No	149500
Rep	Danny
FOB	Tracy

Qty	Description	Unit Price	TOTAL
80	Diced Nopales	\$10 75	\$860 00

Payment Details

- ☐ Cash
☒ Check
☐ Credit Card

Name _____
CC # _____
Expires _____

	SubTotal	\$860 00
Shipping & Handling		\$0 00
Taxes	State	
	TOTAL	\$860 00

Office Use Only

Thanks for the Business

P O Box 6492
Folsom, California 95763-6492
916-965-4466 fax 916-965-4477

4168

Customer

Name	Fleming Foods CTP North Cal		
Address	P O Box 24840		
City	Oklahoma City	State	OK ZIP 73124-4840
Phone			

Date	3/29/03
Order No	109502
Rep	Danny
FOB	Tracy

Qty	Description	Unit Price	TOTAL
80	Diced Nopales	\$10 75	\$860 00

Payment Details

- ☐ Cash
☒ Check
☐ Credit Card

Name _____
CC # _____
Expires _____

	SubTotal	\$860 00
	Shipping & Handling	\$0 00
Taxes	State	
	TOTAL	\$860 00

Office Use Only

Thanks for the Business

P O Box 6492
Folsom, California 95763-6492
916-965-4466 fax 916-965-4477

4169

Customer

Date	3/31/03
Order No	274919
Rep	Danny
FOB	Tracy

	SubTotal	\$860 00
	Shipping & Handling	\$0 00
Taxes	State	
	TOTAL	\$860 00

☐ Cash
☒ Check
☐ Credit Card

Office Use Only

Thanks for the Business