

UNITED STATES BANKRUPTCY COURT _____ DISTRICT OF <u>DELAWARE</u>		PROOF OF CLAIM
Name of Debtor <u>FLEMING CSD PLYMOUTH DIVISION</u>		Case Number <u>03-10945</u>
NOTE This form 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.		
Name of Creditor (The person or other entity to whom the debtor owes money or property) <u>WITTENBERG HOTEL LLC COMFORT INN</u>		<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.
Name and address where notices should be sent <u>COMFORT INN of WITTENBERG W17267 RED OAK LANE WITTENBERG, WI 54499</u>		THIS SPACE IS FOR COURT USE ONLY
Telephone number <u>715-253-3755</u>		
Account or other number by which creditor identifies debtor <u>ACCOUNTS RECEIVABLE # 120</u>		Check here if this claim <input type="checkbox"/> replaces a previously filed claim dated _____ <input type="checkbox"/> amends _____
1. Basis for Claim <input checked="" type="checkbox"/> Goods sold <input checked="" type="checkbox"/> Services performed <input type="checkbox"/> Money loaned <input type="checkbox"/> Personal injury/wrongful death <input type="checkbox"/> Taxes <input type="checkbox"/> Other _____		
<input type="checkbox"/> Retiree benefits as defined in 11 U.S.C. § 1114(a) <input type="checkbox"/> Wages, salaries and compensation (fill out below) Your SS # _____ Unpaid compensation for services performed from <u>2/7/03</u> to <u>4/5/03</u> (date) (date)		
2 Date debt was incurred <u>2/7/03 - 4/5/03</u>		3 If court judgment, date obtained _____
4 Total Amount of Claim at Time Case Filed \$ <u>267,70</u> If all or part of your claim is secured or entitled to priority also complete Item 5 or 6 below <input type="checkbox"/> Check this box if claim includes interest or other charges in addition to the principal amount of the claim. Attach itemized statement of all interest or additional charges.		
5 Secured Claim <input type="checkbox"/> Check this box if your claim is secured by collateral (including a right of setoff) Brief Description of Collateral <input type="checkbox"/> Real Estate <input type="checkbox"/> Motor Vehicle <input type="checkbox"/> Other _____ Value of Collateral \$ _____ Amount of arrearage and other charges at time case filed included in secured claim if any \$ _____		6 Unsecured Priority Claim <input type="checkbox"/> Check this box if you have an unsecured priority claim Amount entitled to priority \$ _____ Specify the priority of the claim <input type="checkbox"/> Wages salaries or commissions (up to \$4 650) * earned within 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"/> Alimony maintenance or support owed to a spouse former spouse or child 11 U.S.C. § 507(a)(7) <input type="checkbox"/> Taxes or penalties owed to governmental units - 11 U.S.C. § 507(a)(8) <input type="checkbox"/> Other Specify applicable paragraph of 11 U.S.C. § 507(a)(____) * Amounts are subject to adjustment on 4/1/04 and every 3 years thereafter with respect to cases commenced on or after the date of adjustment.
7 Credits The amount of all payments on this claim has been credited and deducted for the purpose of making this proof of claim 8 Supporting Documents Attach copies of supporting documents such as promissory notes purchase orders, invoices itemized statements of running accounts, contracts, court judgments, mortgages security agreements and evidence of perfection of lien DO NOT SEND ORIGINAL DOCUMENTS If the documents are not available, explain If the documents are voluminous, attach a summary 9 Date-Stamped Copy To receive an acknowledgment of the filing of your claim, enclose a stamped self-addressed envelope and copy of this proof of claim		THIS SPACE IS FOR COURT USE ONLY FILED JUN 19 2003 BMC
Date <u>6-12-03</u>	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) <u>Donna S BOREN General Mgr</u>	
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		





BY CHOICE HOTELS

COMFORT INN WITTENBERG

W17267 RED OAK LANE
WITTENBERG WI USA 54499
Phone (715) 253 3755
Fax (715) 253-3759

Amount Due	Due Date
267 70	02/08/03

Account Number 120

Page 1 of 1

Current	Past 30 Days	Past 60 Days	Past 90 Days	Past 120 Days	Amount Due
0 00	0 00	97 08	61 04	109 58	267 70

FLEMING CONVENIENCE

1035 NATHAN LANE
MINNEAPOLIS MN 55441

Statement of Account

This is a reminder of your obligation

Please call 7152533755 if you should have any questions regarding this statement

Invoice Date	Invoice Number	Amount	Amount Paid	Balance
02/08/03	10120	61 04	0 00	61 04
02/12/03	10122	48 54	0 00	48 54
03/15/03	10143	61 04	0 00	61 04
03/29/03	10151	48 54	0 00	48 54
04/05/03	10154	48 54	0 00	48 54
			Total Due	267 70

FLEMING CONVENIENCE

1035 NATHAN LANE

Amount Due	Due Date
267 70	02/08/03

This is a reminder for your records. If payment has already been submitted please accept our thanks. We appreciate your business!



BY CHOICE HOTELS

COMFORT INN WITTENBERG

W17267 RED OAK LANE
WITTENBERG WI USA 54499



BY CHOICE HOTELS

COMFORT INN WITTENBERG

W17267 RED OAK LANE
WITTENBERG, WI 54499
(715) 253-3755

Account 103749
Date 03/30/03
Page 1 of 1
Room 118 TRUCK
Arrival Date 02/07/03 14 34
Departure Date 02/08/03 11 58
Frequent Traveler ID

You were checked out by MJ
You were checked in by PJ

FLEMING CONVENIENCE
1035 NATHAN AVE
MINNEAPOLIS MN 55441

HEDBERG JOHN

MINNEAPOLIS MN 55441

Post Date	Description	Comment	Amount
02/07/03	ROOM CHARGE	#118 HEDBERG JOHN	45 00
02/07/03	SAFE WARRANTY	SAFE WARRANTY	1 06
02/07/03	STATE TAX	STATE TAX	2 25
02/07/03	COUNTY TAX	COUNTY TAX	0 23
02/08/03	DIRECT BILL DUE	DIRECT BILL DUE	48 54
Balance Due			0 00

If payment by credit card I agree to pay the above total charge amount according to the card issuer agreement

x _____

48 54 will be billed to Account 120
FLEMING CONVENIENCE 1035 NATHAN LANE MINNEAPOLIS MN 55441



BY CHOICE HOTELS

COMFORT INN WITTENBERG

W17267 RED OAK LANE
WITTENBERG WI 54499
(715) 253-3755

Room 118
Arrival Date 02/07/03
Departure Date 02/08/03
Account 103749
Frequent Traveler ID

Merchant Number
Approval Number
Card Type
Date 3/30/03
Card Number
Credit Card Expiration /
Total

If payment by credit card I agree to pay the above total charge amount according to the card issuer agreement

JOHN HEDBERG

MINNEAPOLIS MN 55441

x _____



BY CHOICE HOTELS

COMFORT INN WITTENBERG

W17267 RED OAK LANE
WITTENBERG WI 54499
(715) 253-3755

Account 103934
Date 06/13/03
Page 1 of 1
Room 318 TRUCK
Arrival Date 02/11/03 16 08
Departure Date 02/12/03 05 41
Frequent Traveler ID
You were checked out by CCS
You were checked in by PJ

HANDRICK TOM

MARSHFIELD WI 54449

Post Date	Description	Comment	Amount
02/11/03	ROOM CHARGE	#318 HANDRICK TOM	45 00
02/11/03	SAFE WARRANTY	SAFE WARRANTY	1 06
02/11/03	STATE TAX	STATE TAX	2 25
02/11/03	COUNTY TAX	COUNTY TAX	0 23
02/12/03	DIRECT BILL DUE	DIRECT BILL DUE	-48 54
Balance Due			0 00

If payment by credit card I agree to pay the above total charge amount according to the card issuer agreement

x _____

48 54 will be billed to Account 120
FLEMING CONVENIENCE 1035 NATHAN LANE MINNEAPOLIS MN 55441



BY CHOICE HOTELS

COMFORT INN WITTENBERG

W17267 RED OAK LANE
WITTENBERG WI 54499
(715) 253-3755

Room 318
Arrival Date 02/11/03
Departure Date 02/12/03
Account 103934
Frequent Traveler ID
Merchant Number
Approval Number
Card Type
Date 6/13/03
Card Number
Credit Card Expiration /
Total

If payment by credit card I agree to pay the above total charge amount according to the card issuer agreement

TOM HANDRICK

MARSHFIELD WI 54449

x _____



BY CHOICE HOTELS

COMFORT INN WITTENBERG

W17267 RED OAK LANE
WITTENBERG WI 54499
(715) 253-3755

Account 104353

Date 03/30/03

Page 1 of 1

Room 118 TRUCK

Arrival Date 03/14/03 14 36

Departure Date 03/15/03 03 17

Frequent Traveler ID

You were checked out by TH

You were checked in by CCS



HEDBERG JOHN

MINNEAPOLIS MN 55441

Post Date	Description	Comment	Amount
03/14/03	ROOM CHARGE	#118 HEDBERG JOHN	45 00
03/14/03	SAFE WARRANTY	SAFE WARRANTY	1 06
03/14/03	STATE TAX	STATE TAX	2 25
03/14/03	COUNTY TAX	COUNTY TAX	0 23
03/15/03	DIRECT BILL DUE	DIRECT BILL DUE	-48 54
Balance Due			0 00

If payment by credit card I agree to pay the above total charge amount according to the card issuer agreement

x _____

48 54 will be billed to Account 120
FLEMING CONVENIENCE 1035 NATHAN LANE MINNEAPOLIS MN 55441



BY CHOICE HOTELS

COMFORT INN WITTENBERG

W17267 RED OAK LANE
WITTENBERG WI 54499
(715) 253-3755

Room 118

Arrival Date 03/14/03

Departure Date 03/15/03

Account 104353

Frequent Traveler ID

Merchant Number

Approval Number

Card Type

Date 3/30/03

Card Number

Credit Card Expiration /

Total

If payment by credit card I agree to pay the above total charge amount according to the card issuer agreement

JOHN HEDBERG

MINNEAPOLIS, MN 55441

x _____



BY CHOICE HOTELS

COMFORT INN WITTENBERG

W17267 RED OAK LANE
WITTENBERG, WI 54499
(715) 253-3755

Account 104524
Date 06/13/03
Page 1 of 1
Room 122 TRUCK
Arrival Date 03/28/03 14 19
Departure Date 03/29/03 08 28
Frequent Traveler ID
You were checked out by PJ
You were checked in by DB

HEDBERG JOHN

MINNEAPOLIS MN 55441

Post Date	Description	Comment	Amount
03/28/03	ROOM CHARGE	#122 HEDBERG JOHN	45 00
03/28/03	SAFE WARRANTY	SAFE WARRANTY	1 06
03/28/03	STATE TAX	STATE TAX	2 25
03/28/03	COUNTY TAX	COUNTY TAX	0 23
03/29/03	DIRECT BILL DUE	DIRECT BILL DUE	48 54
Balance Due			0 00

If payment by credit card I agree to pay the above total charge amount according to the card issuer agreement

x _____

48 54 will be billed to Account 120
FLEMING CONVENIENCE 1035 NATHAN LANE MINNEAPOLIS MN 55441



BY CHOICE HOTELS

COMFORT INN WITTENBERG

W17267 RED OAK LANE
WITTENBERG, WI 54499
(715) 253-3755

Room 122
Arrival Date 03/28/03
Departure Date 03/29/03
Account 104524
Frequent Traveler ID
Merchant Number
Approval Number
Card Type
Date 6/13/03
Card Number
Credit Card Expiration /
Total

If payment by credit card I agree to pay the above total charge amount according to the card issuer agreement

JOHN HEDBERG

MINNEAPOLIS MN 55441

x _____



BY CHOICE HOTELS

COMFORT INN WITTENBERG

W17267 RED OAK LANE
WITTENBERG, WI 54499
(715) 253-3755

Account 104628
Date 06/13/03
Page 1 of 1
Room 218 TRUCK
Arrival Date 04/04/03 15 54
Departure Date 04/05/03 10 39
Frequent Traveler ID
You were checked out by CCS
You were checked in by PJ

HEDBERG JOHN

MINNEAPOLIS MN 55441

Post Date	Description	Comment	Amount
04/04/03	ROOM CHARGE	#218 HEDBERG JOHN	45 00
04/04/03	SAFE WARRANTY	SAFE WARRANTY	1 06
04/04/03	STATE TAX	STATE TAX	2 25
04/04/03	COUNTY TAX	COUNTY TAX	0 23
04/05/03	DIRECT BILL DUE	DIRECT BILL DUE	-48 54
Balance Due			0 00

If payment by credit card I agree to pay the above total charge amount according to the card issuer agreement

x _____

48 54 will be billed to Account 120
FLEMING CONVENIENCE 1035 NATHAN LANE MINNEAPOLIS MN 55441



BY CHOICE HOTELS

COMFORT INN WITTENBERG

W17267 RED OAK LANE
WITTENBERG WI 54499
(715) 253-3755

Room 218
Arrival Date 04/04/03
Departure Date 04/05/03
Account 104628
Frequent Traveler ID
Merchant Number
Approval Number
Card Type
Date 6/13/03
Card Number
Credit Card Expiration /
Total

If payment by credit card I agree to pay the above total charge amount according to the card issuer agreement

JOHN HEDBERG

MINNEAPOLIS, MN 55441

x _____



BY CHOICE HOTELS

June 12, 2003

United States Bankruptcy Court – District of Delaware

RE Case # 03-10945
Name of Debtor Fleming CSD Plymouth Division

Services and Goods Provided by the Comfort Inn of Wittenberg

02/07/03 – 02/08/03	Account #103749	Invoice # 10120	\$48 54	(Returned Check)
02/11/03 – 02/12/03	Account #103934	Invoice # 10122	\$48 54	
03/14/03 – 03/15/03	Account #104353	Invoice # 10143	\$48 54	(Returned Check)
03/28/03 – 03/29/03	Account #104524	Invoice # 10151	\$48 54	
04/04/03 – 04/05/03	Account #104628	Invoice # 10154	\$48 54	

Returned Check Charge	<u>\$25 00</u>
	\$267 70

Wittenberg
W17267 Red Oak Lane
Wittenberg WI 54499
Phone 715 253 3755
Fax 715 253 3759