

UNITED STATES BANKRUPTCY COURT FOR THE DISTRICT OF DELAWARE	PROOF OF CLAIM
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619457

Bar Date Ref # 2-NVM-85945

In re Fleming Companies, Inc	Case Number 03-10945(MFW)
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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 and Address

Arko Associates Inc
21755 I-45 N Bldg 5
Spring TX 77388

0354653619457

☐ 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.

☐ Check box if you have never received any notices from the bankruptcy court in this case.

☐ Check box if this address differs from the address on the envelope sent to you by the court.

Creditor Telephone Number (281) **528-5500**

If you have already filed a proof of claim with the Bankruptcy Court or BMC, you do not need to file again.

CREDITOR TAX ID #

76-0351635

ACCOUNT OR OTHER NUMBER BY WHICH CREDITOR IDENTIFIES DEBTOR

N/A

Check here ☐ replaces if this claim ☐ or amends a previously filed claim dated

N/A

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 number

Unpaid compensation for services performed from _____ to _____
(date) (date)

2 DATE DEBT WAS INCURRED

3-13-03

3 IF COURT JUDGMENT, DATE OBTAINED

N/A

4 TOTAL AMOUNT OF CLAIM AS OF PETITION DATE

\$ **7071.93**

(unsecured)

\$

(secured)

\$

(unsecured priority)

\$ **7071.93**

(total)

If all or part of your claim is secured or entitled to priority, also complete Item 5 or 6 below

☐ 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

N/A

☐ Check this box if your claim is secured by collateral (including a right of setoff)

Brief description of collateral

- ☐ Real Estate
☐ Motor Vehicle
☐ Other _____

Value of collateral \$ _____

Amount of arrearage and other charges at time case filed included in secured claim above if any \$ _____

6 UNSECURED PRIORITY CLAIM

N/A

☐ Check this box if you have an unsecured priority claim

Specify the priority of the claim

- ☐ 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)
- ☐ Contributions to an employee benefit plan. 11 U.S.C. § 507(a)(4)
- ☐ 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)
- ☐ Alimony, maintenance, or support owed to a spouse, former spouse, or child. 11 U.S.C. § 507(a)(7)
- ☐ Taxes or penalties owed to governmental units. 11 U.S.C. § 507(a)(8)
- ☐ Other. Specify applicable paragraph of 11 U.S.C. § 507(a) _____

Amounts are subject to adjustment on 4/1/01 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 your claim, please enclose a self-addressed stamped envelope and an additional copy of this proof of claim.

The original of this completed proof of claim form must be sent by mail or hand delivered (FAXES NOT ACCEPTED) so that it is received on or before 4:00 p.m., September 15, 2003, Pacific Daylight Time.

THIS SPACE FOR COURT

FILED

AUG 08 2003

BMC

BY MAIL TO

Bankruptcy Management Corporation
P.O. BOX 900
El Segundo, CA 90245-0900

BY HAND OR OVERNIGHT DELIVERY TO

Bankruptcy Management Corporation
1330 East Franklin Avenue
El Segundo, CA 90245

DATE SIGNED

8-1-03

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)

Jacqueline Arnett

Jacqueline Arnett, VP

Fleming Companies Claim



03391

Penalty for presenting fraudulent claim is a fine of up to \$500,000 or imprisonment for up to 5 years or both. 18 U.S.C. §§ 152 AND 3571

See Other Side For Instructions

ALBERTSON'S FLORAL PROCUREMENT



FLORAL PASSING

Distribution Center:		Tulsa 8225			
Date Shipped:		3-17-03			
D.C. Arrival Date:		3-19-03			
Truck Line:		Central		Truck #:	
Vendor:		Arko Associates, Inc		Sales Person: D. Woods-Coleman	
P.O. #:		11631		Invoice #:	
Item.	Item Code	Pack	Case Cost.	Del or FOB	Qty.
#641/44-Bench Bunnies/Resting Rabbits	4279535	12	\$45 37	Del.	40
#645-Bunny Buddies	4279543	8	\$57 00	Del	40

Please e-mail to the Distribution Floral Associate,
BEFORE the arrival date

Arko Associates, Inc

From "Donna Adams 8290" <donna.adams@albertsons.com>
To <Managerwoods@aol.com>
Sent Monday, March 17, 2003 7:40 AM
Subject RE: P O

P O # IS 11631

BENCH BUNNIE PK 12 WILL BILL UNDER 4279535
BUNNY BUDDIES PK 8 WILL BILL UNDER 4279543

-----Original Message-----

From: Managerwoods@aol.com [mailto:Managerwoods@aol.com]
Sent: Monday, March 17, 2003 6:28 AM
To: donna.adams@albertsons.com
Cc: arkotexas@sbcglobal.net
Subject: P O

Donna,

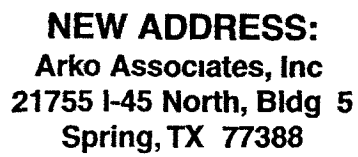
I hope you had a wonderful weekend. I thought I would let you know what we did with the P O # 20188. On Friday I spoke with David about a deal we had if he took the bunnies for Easter early. We gave a 5% discount to you if we could move the product out of our warehouse. This meant we had to have a P O for this merchandise on Friday. Keith gave us the above P O number but, was unable to get us an item number. After speaking with him and David, Keith told us we did not need an item number so, the product is on the way to you and will arrive on Tuesday without any item numbers. I hope this does not cause too many problems for you. In addition to this, we were not able to get a P O from Tulsa for their product. David said 40 cases of each would ship there. Can you help us get a P O for Tulsa today so we can offer the same discount to them? Please fax the P O to 281-251-4792.

Thank you Donna,

Debora

210-771-0889

Please call if you have any questions



Invoice Number
2734
Invoice Date
Mar 13, 2003

Ship to
Fleming
Pershable Warehouse
420 S 145th E Avenue
Tulsa, OK 74108

TOTAL	1,056 00
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Thanks for your order!

ALBERTSON'S FLORAL PROCUREMENT



FLORAL PASSING

Distribution Center:		Tulsa 8225			
Date Shipped:		3-13-03			
D.C. Arrival Date:		3-17-03			
Truck Line:		Central		Truck #:	
Vendor:		Arko Associates, Inc		Sales Person: D Woods-Coleman	
P.O. #:		788828		Invoice #:	
Item	Item Code	Pack	Case Cost	Del or FOB	Qty
#742-Silk Mini Rose Planter	08472 4284717	12	\$24 00	Del	44

Please e-mail to the Distribution Floral Associate,
BEFORE the arrival date



SHIP TO FLEMING CO
420 S 145TH EAST AVENUE
TULSA, OK, 74108

BILL TO **TULSA DIVISION**
 FLEMING COMPANIES, INC
 PO BOX 268959
 OKLAHOMA CITY, OK 73126-8959

**EMAIL FLORAL PASSINGS TO sjohnso@email.fleming.com
APPOINTMENTS ARE NOT NECESSARY FOR THE PRODUCT DOCK**

DELIVERY DATE 3/17/2003

[illegible]

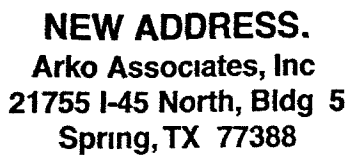
788525

ALBERTSONS BETH KEIN
954-784-7323

FLEMING STEPHANIE JOHNSON
918-439-6773

NO 577 P 1/1

14-00000 HLBK15015 5 T L H



(281) 528-5500
(281) 528-9444 Fax

Invoice Number 2759
Invoice Date Mar 28, 2003

Sold To
CTP/Tulsa Division
Fleming Companies, Inc
P O Box 268959
Oklahoma City, OK 73126-8959
VENDOR #193921

Ship to
Fleming
Pershable Warehouse
420 S 145th E Avenue
Tulsa, OK 74108

TOTAL	1,966 50
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Thanks for your order!

ALBERTSON'S FLORAL PROCUREMENT



FLORAL PASSING

Distribution Center:		Tulsa 8225			
Date Shipped:		3-28-03			
D.C. Arrival Date:		4-02-03			
Truck Line:		Central		Truck #:	
Vendor:		Arko Associates, Inc		Sales Person: D Woods-Coleman	
P.O. #:		136426		Invoice #:	
Item	Item Code	Pack	Case Cost	Del or FOB	Qty
#222-Mosaic Planter	4183703 8342	12	\$42 75	Del	46

Please e-mail to the Distribution Floral Associate,
BEFORE the arrival date

NO 828 P 1/1 30255

SHIP TO FLEMING CO
420 S. 145TH EAST AVENUE
TULSA, OK, 74108

BILL TO

**TULSA DIVISION
FLEMING COMPANIES, INC
PO BOX 268959
OKLAHOMA CITY, OK 73126-8959**

EMAIL FLORAL PASSINGS TO sjohnso@email.fleming.com
APPOINTMENTS ARE NOT NECESSARY FOR THE PRODUCT DOCK

DELIVERY DATE 4/2/2003

[illegible]

~~PO#~~ 135426

ALBERTSONS BETH KEIN
954-784-7323

FLEMING STEPHANIE JOHNSON
918-439-6773

ALBERTSONS 5 FLA