

UNITED STATES BANKRUPTCY COURT FOR THE DISTRICT OF DELAWARE

PROOF OF CLAIM



s188570

Scheduled Claim Ref # 2-E1-10980

YOUR CLAIM IS SCHEDULED AS

UNKNOWN PRIORITY CONTINGENT UNLIQUIDATED

In re Fleming Companies, Inc

Case Number 03-10945

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

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

The amounts reflected above constitute your claim as scheduled by the Debtor If you agree with the amounts set forth herein and have no other claim against the Debtor you do not need to file this proof of claim EXCEPT as stated below

If the amounts shown above are listed as Contingent, Unliquidated or Disputed a proof of claim must be filed If you have already filed a proof of claim with the Bankruptcy Court or BMC you do not need to file again

Name of Creditor and Address

0354429409319

LA PARISH OF ALLEN SCHOOL BOARD POST OFFICE DRAWER 190 OBERLIN LA 70655

337-639-2145

Creditor Telephone Number ()

CREDITOR TAX I D #

72-600020

ACCOUNT OR OTHER NUMBER BY WHICH CREDITOR IDENTIFIES DEBTOR

#38-01243 Q

Check here if this claim

replaces or amends

a previously filed claim dated

1 BASIS FOR CLAIM

- Goods sold, Personal injury/wrongful death, Retiree benefits as defined in 11 U.S.C. § 1114(a), Services performed, Taxes, Wages salaries and compensation (Fill out below), Money loaned, Other (describe briefly)

Your social security number Unpaid compensation for services performed from (date) to (date)

2 DATE DEBT WAS INCURRED

3 IF COURT JUDGMENT, DATE OBTAINED

4 TOTAL AMOUNT OF CLAIM AS OF PETITION DATE

\$ (unsecured) \$ (secured) \$ 25,069.00 (unsecured priority) \$ 25,069.00 (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

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

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

BY MAIL TO Bankruptcy Management Corporation P O BOX 900 El Segundo CA 90245-0900

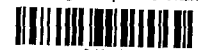
BY HAND OR OVERNIGHT DELIVERY TO Bankruptcy Management Corporation 1330 East Franklin Avenue El Segundo, CA 90245

FILED FOR COURT USE ONLY

AUG 14 2003

BMC

Fleming Companies Claim



04300

DATE SIGNED

AUGUST 11, 2003

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)

JAMES A. BRABHAM, SALES TAX ADMINISTRATOR

James A. Brabham (Signature)

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

ALLEN PARISH SCHOOL BOARD

SALES AND USE TAX DEPARTMENT

P. O. BOX 190

OBERLIN, LOUISIANA 70655

PHONE 337-639-2145

April 17, 2003

AGCT# 38-01243 QUARTERLY
FLEMING COMPANIES, INC
P O BOX 26647
OKLAHOMA CITY, OK 73126

certified #7C00 1670 0009 7436 3315

* THESE TAXES WERE COLLECTED BY FLEMING CO.
FROM STORES IN ALLEN PARISH LOUISIANA.

Dear Taxpayer:

Enclosed is a copy of your return(s) and check(s) in the amount of \$ 3,620 00 . We are unable to process them because our financial institution has return your check(s) due to stop payment.

This has resulted in the following additional fees:

Return Period(s): JANUARY, FEBRUARY & MARCH, 2003

Original Tax Paid:	\$ 3,620 00
10% Penalty:	369.00
2% Interest:	74.00
Vendor Compensation:	74 00
Check Return Fee:	185 00
Additional:	<u>4 42</u>

Total: \$ 4,326 42

Please remit this amount on the form of cash, certified check or money order, with a copy of this letter and tax return.

You should arrange to pay this amount prior to the expiration of ten (10) days from the date of this letter. If payment is not received within that time, we shall turn this matter over to the District Attorney's Office who shall immediately file suit to collect the amount shown, plus court cost and attorney fees as provided by law. We sincerely hope such action will not be necessary.

Sincerely,



James Brabham
Sales Tax Administrator

REPRESENTING

Allen Parish School Board
Allen Parish Police Jury

Town of Kinder
Town of Elizabeth

Town of Oberlin
City of Oakdale

THE BACKGROUND OF THIS DOCUMENT IS PRINTED IN COLORED INK

Fleming Companies - Support Services 5505
3524 N W 56th Street
Oklahoma City, OK 73112

Number: 5505323143
JPMorgan Chase Bank
Texas Controlled Disbursements

88 88
1113

Void After 90 Days

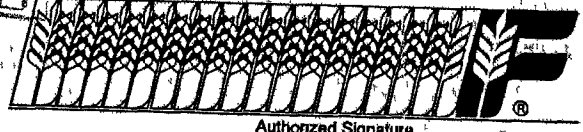
03/26/2003

PAY TO THE
ORDER OF

ALLEN PARISH SCHOOL BOARD
SALES & USE TAX DEPT
PO Box 190
OBERLIN LA 70655

RETURNED NOT PAID
BY 32-115
STOP PAYMENT
STALE DATED
NON-NEGOTIABLE
NEW YORK
NEW YORK

THE AMOUNT OF
* * * * * 3,620 00 *
ASK ASK ASK ASK ASK ASK ASK ASK THREE COM SIX TWO ZERO PER ZERO ZERO ASK



Authorized Signature

VOID OVER \$3,620.00

⑈5505323143⑈ ⑆111300880⑆ ⑈06300064998⑈

⑈0000362000⑈

ALLEN PARISH SCHOOL BOARD

SALES AND USE TAX DEPARTMENT

P O BOX 190

OBERLIN, LOUISIANA 70655

PHONE 337-639-2145

DATE: August 11, 2003

ACCT# 38-01243 QUARTERLY

FLEMING COMPANIES, INC

P O BOX 26647

OKLAHOMA CITY, OK 73126

CERTIFIED #7000 1670 0009 7436 3315

RE: SALES/USE TAX ASSESSMENT

Dear Sir

By reason of your failure to file returns and remit the appropriate taxes, required by Section 6 02 of the Allen Parish School Board's Sales and Use Tax Ordinance and other taxing authorities represented, for the period(s) cited below, the following assessment is hereby made in accordance with Section 9 04 of the aforementioned Ordinances

TAX PERIOD	AMOUNT OF TAX	PENALTY TO 8/31/03	NEGLIGENCE PENALTY	INTEREST TO 8/31/03	TOTAL
4THQ/2001	\$ 3,620 00	\$ 905 00	\$ 181 00	\$ 724 00	\$ 5,430 00
2NDQ/2002	3,620 00	905 00	181 00	507 00	5,213 00
3RDO/2002	3,620.00	905 00	181 00	398 00	5,104 00
4THQ/2002	3,620 00	905 00	181 00	290 00	+ 4,996 00
					\$ 20,743 00

All taxes, penalties and interest assessed pursuant to these Ordinances shall be paid within **FIFTEEN DAYS** of the receipt of this notice Under Section 11 04, a dealer who is not in agreement with this assessment may file a written protest, signed by said dealer or a duly authorized agent, setting forth the reasons therefore, and may request a hearing Further action may be avoided by filing the required return(s) and remittances **DO NOT IGNORE THIS NOTICE** as the amount assessed herein shall become **FINAL** if the aforementioned is not received by 8/27/03. After such time, this office will pursue such action necessary to enforce the collection of these taxes. This may include the filing of a **TAX LIEN**, and the recommendation, to our attorney, that suit be filed immediately requesting that further pursuit of business be prohibited until such time as the taxes, penalties and interest, as well as, other incidental costs associated with the enforcement proceedings are paid

Sincerely,



James A. Brabham
Sales Tax Administrator

**P.S. FELONY THEFT CHARGES CAN BE FILED.
THESE TAXES ARE TO BE HELD IN ESCROW.**

REPRESENTING

Allen Parish School Board
Allen Parish Police Jury

Town of Kinder
Town of Elizabeth

Town of Oberlin
City of Oakdale