

UNITED STATES BANKRUPTCY COURT FOR THE DISTRICT OF DELAWARE

PROOF OF CLAIM

Name of Debtor FLEMING COMPANIES INC ET AL ,

Case Number 03-10945 MFW

Chapter 11

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)

Wayne County

Name and Address where notices should be sent

RAYMOND J WOJTOWICZ Wayne County Treasurer 400 Monroe Room 520 Detroit, MI 48226

Telephone Number

Account or other number by which creditor identifies debtor 38210270

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 the address differs from the address on the envelope sent to you by the court

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

Retiree benefits as defined in U S C 114(a) Wages salaries and compensation (fill out below)

Your SS# Unpaid compensation for services preformed from to (date) (date)

REC'D AUG 21 2003

1 Basis for Claim

- Goods sold Services preformed Money loaned Personal injury/wrongful death Taxes Other

3 If court judgement, date obtained

2 Date debt was incurred

12/01/97 98 99 00

4 Total Amount of Claim at Time Case Filed \$ 5,405.76

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 PERSONAL

Value of Collateral

Assd at 1921 E FERRY

6 Unsecured Priority Claim

Check this box if you have an unsecured priority claim Amount entitled to priority \$ Specify the priority of the claim

- Wages salaries or commissions (up to \$4 300) \* earned within 90 da 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 \$ 1 950\* of deposits toward purchase lease or rental of property or services for personal family or household use - 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)(L)

Amount of arrearage and other charges at time case filed included in secured claim, if any 5,405.76

\* 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

THIS SPACE IS FOR COURT USE ONLY

8 Supporting Documents Attach copies of supporting documents, such as promissory notes purchase orders invoices itemized statements of running accounts contracts court judgements 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 acknowledgement of the filing of your claim, enclose a stamped self-addressed envelope and copy of this proof of claim

Date 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)

8 11 03

Raymond J Wojtowicz

RAYMOND J WOJTOWICZ WAYNE COUNTY TREASURER

FILED IN DISTRICT OF DELAWARE AUG 15 2003

Fleming Companies Claim



05212

**RAYMOND J WOJTOWICZ**  
 WAYNE COUNTY TREASURER  
 400 Monroe - 5th Floor  
 Detroit MI 48226-2942



Make checks payable to  
 Raymond J Wojtowicz  
 Wayne County Treasurer

Taxpayer Information  
 (313) 224-5990

Office Hours  
 8 00 a m - 4 30 p m  
 Monday through Friday

**Mailing**

**Address** WAREHOUSING, L L C 1921 E FERRY DETROIT

## Tax Statement

**Number** 2003 - 552914 **Date** 08/08/2003



01-383210270



0847762

**Detroit Personal Property Description**

**Parcel ID** 383210270

**Address**

**Legal Description** 1921 E FERRY

Tax Year	Tax Amt	Total	Status Description
1998	\$1,643 67	\$2,597 00	DELINQUENT PERSONAL PROPERTY TAX
1999	\$612 60	\$894 39	DELINQUENT PERSONAL PROPERTY TAX
2000	\$668 89	\$896 32	DELINQUENT PERSONAL PROPERTY TAX
2001	\$834 47	\$1,018 05	DELINQUENT PERSONAL PROPERTY TAX

**Total** **\$3,759 63** **\$5,405 76** (If paid on or before 08/31/2003)

**Important** See following page for information about unpaid taxes on related parcels



**UNITED STATES BANKRUPTCY COURT  
FOR THE DISTRICT OF DELAWARE**

**In re Fleming Companies, Inc et al  
Case No 03-10945-(MFW)-11**

**DOCUMENTS APPENDED TO CLAIM**

On January 17, 2006, document(s) were appended to Claim Number **5212** for the following reason(s)

- Stipulation and Settlement Order
- Proof of Payment
- Change of Address Update
- Notice of Withdrawal
- Other Docket Number 12417 filed 1/10/06



UNITED STATES BANKRUPTCY COURT  
DISTRICT OF DELAWARE

FILED  
2006 JAN 10 AM 11 14  
U.S. BANKRUPTCY COURT  
DISTRICT OF DELAWARE

IN THE MATTER OF:

FLEMING COMPANIES INC , ET AL

Debtor

Bankruptcy No 05-89826  
Honorable Judge Walrath  
Chapter 11

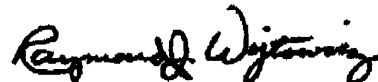
**NOTICE OF WITHDRAWAL OF PROOF OF  
CLAIM FILED BY WAYNE COUNTY TREASURER**

On AUGUST 21,2003, the Wayne County Treasurer filed a Proof of Claim in the above proceeding for the amount of FIVE THOUSAND FOUR HUNDRED FIVE AND 76/100 Dollars \$5,405 76 However, said claim was FILED IN ERROR

The Treasurer hereby withdraws the Proof of Claim pursuant to Fed R Bankr P 3006

Respectfully submitted

WAYNE COUNTY TREASURER



By

RAYMOND J WOJTOWICZ  
Wayne County Treasurer  
400 Monroe, Suite 520  
Detroit, MI 48226  
Phone (313) 224-5957  
Fax (313) 967-3628

Docket #  
12417

claim 5212

UNITED STATES BANKRUPTCY COURT  
DISTRICT OF DELAWARE

IN THE MATTER OF:

BANKRUPTCY NO: 03-10945  
HONORABLE: WALRATH  
CHAPTER: 11

Debtor(s)  
FLEMING COMPANIES

PROOF OF SERVICE

THERESA COSTA certifies that on this 6TH day of JANUARY, 2006, a copy of the WAYNE COUNTY TREASURER'S WITHDRAWAL OF CLAIM and PROOF OF SERVICE was served upon the following party(ies) by depositing same in the United States postal receptacle in Detroit, Michigan, with the lawful amount of postage affixed thereto, addressed to:

LAURA DAVIS JONES, 919 N MARKET STREET, 16<sup>TH</sup> FLOOR, WILMINGTON DE 19899

CASTELLAMMARE ADVISORS, LLC, THE TRUSTEE OF THE POST CONFIRMATION TRUST, C/O PEPPER HAMILTON LLP, HERCULES PLAZA, SUITE 5100, 1313 N MARKET STREET, PO BOX 1709, WILMINGTON DE 19899



\_\_\_\_\_  
THERESA COSTA, an employee of  
The Office of the County Treasurer  
International Center Building  
400 Monroe, 5<sup>th</sup> Floor  
Detroit, MI 48226-2942  
(313) 224-5957