| UNITED STATES BANKRUPTCY COURT FOR THE DISTRICT OF DELAWARE | PROOF OF CLAIM |
|---|---|
| In re<br>**Fleming Companies, Inc** | Case Number<br>**03-10945** |

s130198

Scheduled Claim Ref # 2-F7-12801

**YOUR CLAIM IS SCHEDULED AS**

UNKNOWN UNSECURED
DISPUTED UNLIQUIDATED

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**

0354429404904

JACKSON CHRISTINE
1755 DOUGLASS STREET
RED BLUFF CA 96080

Creditor Telephone Number ( )

☐ 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

| CREDITOR TAX I D # | ACCOUNT OR OTHER NUMBER BY WHICH CREDITOR IDENTIFIES DEBTOR | Check here if this claim ☐ replaces or ☐ amends a previously filed claim dated _____ |
|---|---|---|

**1 BASIS FOR CLAIM**

☐ Goods sold
☐ Services performed
☐ Money loaned
☒ Personal injury/wrongful death
☐ Taxes
☐ Other (describe briefly)
☐ Retiree benefits as defined in 11 U S C § 1114(a)
☐ Wages salaries and compensation (Fill out below)
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) | $ _____ (unsecured priority) | $ 25,000- (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

**THIS SPACE FOR COURT USE ONLY**
FILED
AUG 25 2003
BMC

| DATE SIGNED | **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) |
|---|---|
| 8/19/03 | Attorney for claimant |

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

Fleming Companies Claim
06398

***See Other Side For Instructions***

**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 October 7, 2005 document(s) were appended to Claim Number **6398** for the following reason(s)

☒ Stipulation and Agreement dated Sept 2005

☐ Proof of Payment attached

☐ Change of Address Request

☐ Withdrawal Notice

☐ Other Docket Number ##

IN THE UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF DELAWARE

| | | |
|---|---|---|
| In re, | ) | Chapter 11 |
| | ) | |
| FLEMING COMPANIES, INC , et al ,[17] | ) | Case No 03-10945 (MFW) |
| | ) | |
| Debtors | ) | (Jointly Administered) |
| | ) | |
| | ) | |
| | ) | |

STIPULATION BY AND BETWEEN PCT
AND Ms Christine Jackson

This Stipulation is entered into by and among PCT[18] and Christine Jackson ("Claimant", and together with the PCT, the "Parties").

RECITALS

A On April 1, 2003, the above-captioned debtors filed their voluntary petitions for relief under chapter 11 of title 11 of the United States Code

B. Claimant filed claim number 6398 as an unsecured claim in the amount of $25,000 00 Claim number 6398 remains pending against the Debtors' estates.

C On July 26, 2004, this Court entered an order confirming the Debtors' plan of reorganization. The plan became effective on August 23, 2004 Pursuant to Article X.A of the plan, the PCT has the authority to enter into this Stipulation

17 The Debtors whose cases remain open are as follows Core-Mark International, Inc , Fleming Companies, Inc., ASI Office Automation, Inc , C/M Products, Inc Core-Mark Interrelated Companies, Inc Core-Mark Mid-Continent Inc General Acceptance Corporation, Head Distributing Company, Marquise Ventures Company, Inc ; and Minter-Weisman Co

18 The PCT is the trust that was created pursuant to the *Debtors' and Official Committee of Unsecured Creditors' Third Amended and Revised Joint Plan of Reorganization of Fleming Companies, Inc and Its Filing Subsidiaries Under Chapter 11 of the United States Bankruptcy Code* (the "Plan") and the PCT Agreement (as defined in the Plan) for the purposes of carrying out certain provisions of the Plan

D As a result of discussions between the PCT and Creditor, the Parties have agreed to settle Creditor's claims against the PCT as set forth herein

STIPULATION

NOW, THEREFORE, the Parties hereto stipulate and agree as follows:

1 In full and final satisfaction of claim number 6398 Claim number 6398 is allowed as a Class 6A general unsecured claim in the amount of $8,000 00 and shall be satisfied as provided in the Debtors' confirmed plan of reorganization.

2 Claimant agrees that upon satisfaction of its claim as set forth in paragraph 1, the PCT, the Debtors and their respective successors and assigns will have satisfied in full all of their obligations to Claimant, including but not limited to those obligations alleged in claim number 6398.

3 Claimant agrees that it will not file any additional, amended or supplemental claims, motions or applications seeking payment or property from the PCT, the Debtors, the Debtors' estates, their respective insurance carriers or any of their respective successors. Any such claims that are filed shall be deemed immediately expunged This Stipulation shall be a full and final resolution of all claims, motions, requests, and applications, whether or not filed, that Claimant has or could bring against the PCT, its successors or assigns

4. Claimant and its respective successors or assigns hereby release all claims and causes of action which they have or may have, whether known or unknown, against the PCT, the Debtors, the Debtors' estates, their respective insurance carriers or any of their respective successors or assigns, arising out of any matter including, but not limited to, the claims set forth herein, occurring prior to the date hereof To be clear, claimant shall not be permitted to assert or maintain any claim against the Debtors' or PCT's insurance carriers on account of the incidents alleged in proof of claim number 6398, and any insurance claims on account of those

incidents (or any other pre-bankruptcy incidents) that have been asserted as of the date hereof shall be deemed satisfied

5. This Stipulation is not an admission of liability by the PCT, its successors or assigns

6. This Stipulation may be executed in one or more counterparts, each of which shall be deemed an original, but all of which together constitute one and the same instrument The Parties agree that facsimile signatures shall be acceptable and binding as if original signatures.

7. This Stipulation shall be binding upon and inure to the benefit of the successors and assigns of any of the Parties hereto, including (without limitation) any chapter 11 or chapter 7 trustee appointed in the chapter 11 case

8 Modifications of this Stipulation may be made only if such modifications are in writing and signed by each of the Parties hereto

9 The Parties hereto represent to each other that they have authority to act in connection with this Stipulation and will be bound by the terms of this Stipulation.

10 The Parties hereto hereby expressly consent to the personal and subject matter jurisdiction of the Bankruptcy Court with respect to all matters relating to the interpretation of this Stipulation and any controversy arising with respect thereto The Parties hereto agree that the Bankruptcy Court shall have exclusive jurisdiction to resolve any disputes arising under or related to this Stipulation, and to interpret, implement and enforce the provisions of this Stipulation

11 Each party hereto represents and warrants to the other Parties that this Stipulation was executed freely and voluntarily, that no promises or representations that are not contained in this Stipulation have been made to induce them to execute this Stipulation, that they have not

relied on any promise or representation (except as set forth herein), and that they have conducted their own independent investigation of all matters they deem relevant regarding this Stipulation

12 This Stipulation constitutes the entire agreement between the Parties hereto relating to the subject matter hereof, notwithstanding any previous negotiations or agreements, oral or written, between the Parties hereto with respect to all or any part of the subject matter hereof All prior or contemporaneous agreements, understandings, representations and statements, oral or written, with respect to all or any part of the subject matter of this Stipulation are superceded by this Stipulation and shall be of no further force or effect

13. The Parties hereto have each cooperated in drafting this Stipulation Therefore, in any action or proceeding concerning this Stipulation, the provisions hereof shall be construed against any of the Parties hereto.

14. This Stipulation shall be governed by and construed and enforced under and in accordance with the internal laws of the State of Delaware, without giving effect to the conflicts of laws provisions of such state

IN WITNESS WHEREOF, this Stipulation has been duly executed on behalf of each of the Parties

Dated 9/19, 2005

PCT, The Post-Confirmation Trust for the Estate of Fleming Companies, Inc and its former subsidiaries

By Mike Beckwith

Name Mike Beckwith
Title. Authorized Representative

Dated. Sept 29, 2005

Ms Christine Jackson

By Christine Jackson