

County of Santa Clara

Tax Collector
Tax Collections Division
County Government Center East Wing
70 West Hedding Street
San Jose California 95110
(408) 808 7900 FAX 279-0357



United States Bankruptcy Court

For the _____ District of Delaware

**Tax Collector
County of Santa Clara
County Government Center, East Wing
70 West Hedding Street
San Jose, Ca 95110**

The taxes will continue to increase as long as they remain unpaid. Further, taxes for future fiscal years will continue to accrue. The County will file additional claims as soon as these contingent claims become due.

Debtor	<u>Fleming Companies, Inc , et al</u>
Case No	<u>03-10945 MFW</u>
Chapter.	<u>11</u>
Date filed	<u>4/1/03</u>

FILED
SEP 15 2003
BMC

Proof of Claim

- 1 The undersigned, who is employed by Santa Clara County, at the County Administration Building, 70 West Hedding Street, San Jose, California, is the agent of the Tax Collector of the County of Santa Clara, and is authorized to make proof of claim on behalf of the claimant
- 2 The debtor was, at the time of the filing of the petition initiating this case, and still is indebted to this claimant, in the sum of \$ 21,183.49
- 3 The consideration for this debt is **Personal Property Tax**
- 4 A duplicate of the writing on which this claim is founded is attached hereto as exhibit A
- 5 No judgment has been rendered estopping this claim
- 6 The amount of all payments of this claim have been credited and deducted for the purpose of making this proof of claim
- 7 This claim is not subject to any setoff or counter claim
- 8 A security interest is held on this claim as per Section 2191.3 and Section 2191.4 of the California Revenue and Taxation Code

(If security interest is claimed) The undersigned claims the security interest under the writing referred to in paragraph 4 hereof)



Tax Information Systems

UNSECURED TAXES

Santa Clara County Tax Collector

Aug-20-2003 03:54 pm

Assessment # 03-021936-4 Roll Year 2003-2004 Reg #
 Assr Acct # 221836-0004-2 Delq Date 08/31/2003 TRA 17-028
 APN 670-28-036-00 Lien Date 01/01/2003 Fam Code AU

Situs 1972 TULLY RD SJ
 Assessee FLEMING COMPANIES INC
ATTN PROPERTY TAX MANAGER
 Mail 1972 TULLY RD
 Address SAN JOSE CA 95111

Class Code 835
 DBA FOOD FOR LESS NO 12
 Description GROCERY WHOLESALERS

- Main Menu
- Match
- Tax Note
- Pay Adj
- Comments
- Reload

	Original Values	Adjusted Values		Original Taxes	Adjusted Taxes		Taxes Paid
Land	0	0	40	19,518.69	0.00	40	0.00
Impr-Fixt	985,495	0	60	0.00	0.00	60	0.00
Impr-ST&L	0	0	70	70.95	0.00	70	0.00
Pers Prop	703,850	0	Bus	0.00	0.00	S/A	0.00
Bus Inv Exm	0	0	Other	0.00	0.00		
Other Exm	0	0	S/A	0.00	0.00		
Totals	1,689,345	0	Totals	19,589.64	0.00		0.00

	Penalties	Penalties Paid		
Delq Pen	0.00	0.00	S/A	0.00
Sec 2922	0.00	0.00	S/A	0.00
Sec 506	0.00	0.00	S/A	0.00
Coll Fee	0.00	0.00	S/A	0.00
Cost	0.00	0.00		
Ret Chk Chg	0.00	0.00		
Totals	0.00	0.00		

Monthly Penalty 0.00
 Balance Due 19,589.64
 Pending Payments

Tax Information Systems

UNSECURED TAXES

Santa Clara County Tax Collector

Aug-20-2003 03:55 pm

Assessment # 03-051346-9 Roll Year 2003-2004 Reg #
 Assr Acct # 370079-0217-6 Delq Date 08/31/2003 TRA 17 108
 APN - - -00 Lien Date 01/01/2003 Fam Code AU

Situs VARIOUS LOCATIONS SJ
 Assessee CORE MARK INTERNATIONAL INC
 Mail P O BOX 21009
 Address SEATTLE WA 98111

Class Code 056
 DBA
 Description MISCELLANEOUS EQUIPMENT

- Main Menu
- Match
- Tax Note
- Pay Adj
- Comments
- Reload

	Original Values	Adjusted Values		Original Taxes	Adjusted Taxes		Taxes Paid
Land	0	0	40	86 44	0 00	40	0 00
Impr-Fixt	0	0	60	0 00	0 00	60	0 00
Impr-ST&L	0	0	70	0 00	0 00	70	0 00
Pers Prop	7,407	0	Bus	0 00	0 00	S/A	0 00
Bus Inv Exm	0	0	Other	0 00	0 00		
Other Exm	0	0	S/A	0 00	0 00		
Totals	7,407	0	Totals	86 44	0 00		0 00

	Penalties	Penalties Paid		
Delq Pen	0 00	0 00	S/A	0 00
Sec 2922	0 00	0 00	S/A	0 00
Sec 506	0 00	0 00	S/A	0 00
Coll Fee	0 00	0 00	S/A	0 00
Cost	0 00	0 00		
Ret Chk Chg	0 00	0 00		
Totals	0 00	0 00		

Monthly Penalty 0 00
 Balance Due 86 44
 Pending Payments

Tax Information Systems

UNSECURED TAXES

Santa Clara County Tax Collector

Aug-29-2003 10:33 am

BANKRUPTCY

Assessment # 03-051610-8

Roll Year 2003-2004

Reg #

Assr Acct # 370838-0001-3

Delq Date 08/31/2003

TRA 17-028

APN 870-28-032-00

Lien Date 01/01/2003

Fam Code AU

COMMENTS

Situs 1972 TULLY RD SJ
Assessee RICHMAR FOOD INC

Class Code 261

Mail 2051 WHITMAN AV

DBA FOOD 4 LESS

Address CHICO CA 95928

Description GROCERY

Main Menu

Match

Tax Note

Pay Adj

Comments

Reload

	Original Values	Adjusted Values		Original Taxes	Adjusted Taxes		Taxes Paid
Land	0	0	40	21,063.46	0.00	40	19,556.05
Impr-Fixt	466,663	0	60	0.00	0.00	60	0.00
Impr-ST&L	0	0	70	33.59	0.00	70	33.59
Pers Prop	1,356,382	0	Bus	0.00	0.00	S/A	0.00
Bus Inv Exm	0	0	Other	0.00	0.00		
Other Exm	0	0	S/A	0.00	0.00		
Totals	1,823,045	0	Totals	21,097.05	0.00		19,589.64

	Penalties	Penalties Paid
Delq Pen	0.00	0.00
Sec 2922	0.00	0.00
Sec 506	0.00	0.00
Coll Fee	0.00	0.00
Cost	0.00	0.00
Ret Chk Chg	0.00	0.00
Totals	0.00	0.00

S/A	0.00
S/A	0.00
S/A	0.00
S/A	0.00

Monthly Penalty 0.00

Balance Due 1,507.41

Pending Payments

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PROOF OF SERVICE BY MAIL

I am a citizen of the United States and am employed in the County of Santa Clara, I am over the age of eighteen years and not a party to the within action, my business address is 70 W Hedding Street, San Jose, CA 95110-1767

On August 29, 2003, I served the within PROOF OF CLAIM FOR THE COUNTY OF SANTA CLARA, CALIFORNIA on the interested parties in said action by placing a true copy thereof in a sealed envelope, with postage thereon fully prepaid, in the United States mail at San Jose, California addressed to those parties indicated on the attached page

BY REGULAR MAIL I am "readily familiar" with the firm's practice of collection and processing correspondence for mailing Under that practice it would be deposited with the U S postal service on the same day with postage thereon fully prepaid at San Jose, California in the ordinary course of business I am aware that on motion of the party served, service is presumed invalid if postal cancellation date or postage meter date is more than one day after the date of deposit for mailing in affidavit

BY UPS Next Day Air I caused such envelope to be delivered by UPS Next Day Air to the offices of the addressee Executed on , San Jose, California

BY FACSIMILE TRANSMISSION I transmitted the above listed documents to those parties indicated on the attached service list at the fax numbers so indicated I caused the machine to print a transmission record of the transmission, a copy of which is attached to this declaration

I, Deborah Nichols, declare that I am employed by the County of Santa Clara at whose direction the service was made

Executed on August 29, 2003, at San Jose, California



Deborah Nichols

Pachulski, Stang, Ziehl, Young Jones & Weintraub, PC
Re Fleming Companies, Inc, et al
919 North Market Street, 16th Fl
P O Box 8705
Wilmington DE 19899-8705

Kirkland & Ellis
Re Fleming Companies, Inc , et al
777 South Figueroa Street
Los Angeles CA 90017

Bankruptcy Management Corporation
Re Fleming Companies, Inc , et al
P O Box 900
El Segundo CA 90245-0900

County of Santa Clara

Tax Collector
Tax Collections Division

County Government Center East Wing
70 West Hedding Street
San Jose California 95110
(408) 808-7900 FAX 279-0357

REC'D



August 21, 2003

Kirkland & Ellis
Re Fleming Companies, Inc , et al
777 South Figueroa Street
Los Angeles CA 90017

Bankruptcy Case # 03-10945 MFW
Bankruptcy Case Name Fleming Companies, Inc , et al

Enclosed is a copy of the Proof of Claim Form that was filed with the appropriate court for taxes in the above entitled bankruptcy matter

Should your client receive a final notice for delinquent taxes, please be informed that it is not our intent to harass your client in any way. Because our final notices are mailed by another firm, we are unable to stop the notice from being sent out. We are sorry for any inconvenience this may cause you or your client.

Sincerely,

Deborah Nichols

DEBORAH NICHOLS
Revenue Collections Officer II
(408) 808-7901

Attachment