

UNITED STATES BANKRUPTCY COURT U S **DISTRICT OF** DELAWARE **PROOF OF CLAIM**

Name of Debtor **RICHMAR FOODS, INC** Case Number **03-10972**

NOTE This form should not be used to make a claim for an administrative expense arising after the commencement of the case. A request of payment of an administrative expense may be filed pursuant to 11 U.S.C. § 505.

Name of Creditor (The person or entity to whom the debtor owes money or property)
 Department of the Treasury, Internal Revenue Service

Name and addresses where notices should be sent
 Internal Revenue Service
 ROOM 1150
 31 HOPKINS PLAZA
 BALTIMORE MD 21201

Telephone number (410) 962-1866 Creditor #

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.

THIS SPACE IS FOR COURT USE ONLY

Account or other number by which creditor identifies debtor
 see attachment

Check here replaces if this claim amends a previously filed claim dated 07/09/2003

1 Basis for Claim

Goods sold
 Services performed
 Money loaned
 Personal injury/wrongful death
 Taxes
 Other _____

Retiree benefits as defined in 11 U.S.C. § 1114(a)
 Wages, salaries, and compensation (fill out below)
 Your SS # _____
 Unpaid compensation for services performed from _____ to _____
 (date) (date)

2 Date debt was incurred. see attachment **3 If court judgment, date obtained**

4 Total Amount of Claim at Time Case Filed \$ 161,702.52
 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 if any \$ _____

6 Unsecured Priority Claim

Check this box if you have an unsecured priority claim
 Amount entitled to priority \$ 29,968.34
 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 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 4/1/04 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 acknowledgement of the filing of your claim, enclose a stamped, self-addressed envelope and copy of this proof of claim.

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FILED

SEP 29 2003

EMC

Filing Companies Claim

14394

Date **09/25/2003**

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)
A. Johnson Insolvency Manager

Proof of Claim for Internal Revenue Taxes

Department of the Treasury/Internal Revenue Service



Form 10
Attachment

In the Matter of RICHMAR FOODS, INC
1945 LAKEPOINTE DRIVE
LEWISVILLE, TX 75057

Docket Number

03-10972

Type of Bankruptcy Case

Chapter 11

Date of Petition

04/01/2003

Amendment No 2 to Proof of Claim dated 07/09/2003

This claim is not subject to any setoff or counterclaim

Unsecured Priority Claims under section 507(a)(8) of the Bankruptcy Code

<i>Taxpayer ID Number</i>	<i>Kind of Tax</i>	<i>Tax Period</i>	<i>Date Tax Assessed</i>	<i>Tax Due</i>	<i>Interest to Petition Date</i>
87-0470281	WT-FICA	12/31/1999	12/16/2002	\$25,744 57	\$3,934 95
68-0095094	WT-FICA	12/31/2002	05/26/2003	\$0 00	\$0 00
68-0095094	FUTA	12/31/2002	05/19/2002	\$0 00	\$288 82
68-0095094	WT-FICA	03/31/2003	06/16/2003	\$0 00	\$0 00
				<u>\$25,744 57</u>	<u>\$4,223 77</u>
Total Amount of Unsecured Priority Claims					\$29,968.34

Unsecured General Claims

Penalty to date of petition on unsecured priority claims (including interest thereon)

\$131,734 18

Total Amount of Unsecured General Claims

\$131,734.18

**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 November 22, 2005, document(s) were appended to Claim Number **14394** for the following reason(s)

- Stipulation and Settlement Order
- Proof of Payment
- Change of Address Update
- Notice of Withdrawal of Claim dated 11/17/05
- Other Docket Number ###



DEPARTMENT OF THE TREASURY
INTERNAL REVENUE SERVICE
Washington, D.C 20224

SMALL BUSINESS/SELF-EMPLOYED DIVISION

Date November 17, 2005

Person to Contact A Jackson

Badge Number 52-03422

Telephone Number (410) 962-1866

Refer Reply to S C CS IE 3 4 A J

U S Bankruptcy Court for
Delaware
5th Floor
824 Market Street
Wilmington, DE 19801

Re Richmar Foods, Inc
Case Number 03-10972

Dear Sir/Madam

On September 29, 2003, we filed a Proof of Claim against the bankruptcy estate of Richmar Foods, Inc This claim has been satisfied

Kindly take action to withdraw this claim

Sincerely yours,

A handwritten signature in cursive script that reads "A. Jackson".

for Robert Murphy
Chief, Insolvency Unit V
Insolvency Territory III

Attachment ()

cc Laura D Jones
Bankruptcy Management Corp

claim 14394