



UNITED STATES BANKRUPTCY COURT
DISTRICT OF DELAWARE
PROOF OF CLAIM

In the matter of

Fleming Companies, Inc et al ,

Docket No 03-10945 MFW

Debtor

In Chapter 11 Proceedings

1 This proof is made for the claimant named below by the undersigned individual who is duly authorized to make this claim on behalf of the claimant, which is

STATE OF NEW JERSEY
DIVISION OF TAXATION
COMPLIANCE ACTIVITY
PO BOX 245
TRENTON, NEW JERSEY 08695

- 2 The debtor was, AT the time of the filing of the petition initiating this case, and still is indebted (or liable) to this claimant by reason of failure to pay New Jersey State taxes due, as shown on the itemized schedule attached hereto
- 3 This claim, in the amount of \$185,731 50 does NOT include penalties accrued under applicable law, and no part of the foregoing amount has been paid, and the entire amount is due and payable
- 4 This claim is not subject to any set-off or counterclaim, and no note has been received for said debt, and no security other than that provided by statute is held therefor
- 5 This is filed as a(n) **PRIORITY PROOF OF CLAIM**

Dated 7/30/03 Signed [Signature]
THOMAS O'CONNOR
Authorized Agent
For the N J Division of Taxation

United States Bankruptcy Court,
824 Market Street
5th Floor
Wilmington Delaware 19801

ID No 480-222-760/000 MO
480-222-760/005 006 009

Peter C Harvey
Attorney General Office
R J Hughes Justice Complex
P O Box 106
Trenton, NJ 08625

Enclosure Schedule of Liabilities

REC'D OCT 30 2003

Fleming Companies Claim



14760



James E McGreevey
GOVERNOR

STATE OF NEW JERSEY
DEPARTMENT OF THE TREASURY
DIVISION OF TAXATION
PO BOX 269
TRENTON, NJ 08695-0269
September 30, 2003

John E McCormac, CPA
STATE TREASURER

B TAXPAYER 480-222-760/000 FLEMING COMPANIES INC

CASE NO 033

SCHEDULE OF LIABILITIES

<u>TAX</u> <u>TYPE</u>	<u>PERIOD</u> <u>END</u>	<u>TAX</u> <u>ITEM TYPE</u>	<u>LIABILITY</u>	<u>INTEREST</u>	<u>AMOUNT</u> <u>CREDITED</u>	<u>BALANCE DUE</u>
S&U	09-00	DEL	14,000 00	0 00	0 00	14,000 00
S&U	12-00	DEL	14,000 00	0 00	0 00	14,000 00
S&U	03-02	DEL	14,000 00	0 00	0 00	14,000 00
S&U TOTAL						42,000 00
TOTAL AMOUNT						\$42,000 00

NOTES

Delinquent No Return - Estimated Liability
Deficient Underpayment
S&U Sales and Use Tax

IN REPLY REFER TO
MIRIAM OWENS
NJ DIVISION OF TAXATION
BANKRUPTCY SECTION
P O BOX 245
TRENTON NJ 08695-0245



STATE OF NEW JERSEY
 DEPARTMENT OF THE TREASURY
 DIVISION OF TAXATION
 PO BOX 269
 TRENTON, NJ 08695-0269
 September 30, 2003

James E McGreevey
 GOVERNOR

John E McCormac, CPA
 STATE TREASURER

B TAXPAYER 480-222-760/005 FLEMING COMPANIES INC

CASE NO 004

SCHEDULE OF LIABILITIES

<u>TAX</u> <u>TYPE</u>	<u>PERIOD</u> <u>END</u>	<u>TAX</u> <u>ITEM TYPE</u>	<u>LIABILITY</u>	<u>INTEREST</u>	<u>AMOUNT</u> <u>CREDITED</u>	<u>BALANCE DUE</u>
TPT	10-96	DEL	1,200 00	0 00	0 00	1,200 00
TPT	11-96	DEL	1,200 00	0 00	0 00	1,200 00
TPT	12-96	DEL	1,200 00	0 00	0 00	1,200 00
TPT	06-99	DEL	1,200 00	0 00	0 00	1,200 00
TPT	02-02	DEL	1,200 00	0 00	0 00	1,200 00
TPT	07-02	DEL	1,200 00	0 00	0 00	1,200 00
TPT	11-02	DEL	1,200 00	0 00	0 00	1,200 00
TPT	02-03	DEL	1,200 00	0 00	0 00	1,200 00
TPT	04-03	DEL	1,200 00	0 00	0 00	1,200 00
TPT TOTAL						10,800 00
TOTAL AMOUNT						\$10,800 00

NOTES

Delinquent No Return - Estimated Liability
 Deficient Underpayment
 TPT Tobacco Products Tax

IN REPLY REFER TO
 MIRIAM OWENS
 NJ DIVISION OF TAXATION
 BANKRUPTCY SECTION
 P O BOX 245
 TRENTON NJ 08695-0245



James E McGreevey
GOVERNOR

STATE OF NEW JERSEY
DEPARTMENT OF THE TREASURY
DIVISION OF TAXATION
PO BOX 269
TRENTON, NJ 08695-0269
September 30, 2003

John E McCormac, CPA
STATE TREASURER

B TAXPAYER 480-222-760/006 FLEMING COMPANIES INC

CASE NO 003

SCHEDULE OF LIABILITIES

<u>TAX</u> <u>TYPE</u>	<u>PERIOD</u> <u>END</u>	<u>TAX</u> <u>ITEM TYPE</u>	<u>LIABILITY</u>	<u>INTEREST</u>	<u>AMOUNT</u> <u>CREDITED</u>	<u>BALANCE DUE</u>
S&U	09-97	DEF	1,146 50	1,145 00	0 00	2,291 50
S&U	12-00	DEL	10,000 00	0 00	0 00	10,000 00
S&U TOTAL						12,291 50
TOTAL AMOUNT						\$12,291 50

NOTES

Delinquent No Return - Estimated Liability
Deficient Underpayment
S&U Sales and Use Tax

IN REPLY REFER TO
MIRIAM OWENS
NJ DIVISION OF TAXATION
BANKRUPTCY SECTION
P O BOX 245
TRENTON NJ 08695-0245



James E McGreevey
GOVERNOR

STATE OF NEW JERSEY
DEPARTMENT OF THE TREASURY
DIVISION OF TAXATION
PO BOX 269
TRENTON, NJ 08695-0269
September 30, 2003

John E McCormac, CPA
STATE TREASURER

B TAXPAYER 480-222-760/009 FLEMING COMPANIES INC

CASE NO 003

SCHEDULE OF LIABILITIES

<u>TAX</u> <u>TYPE</u>	<u>PERIOD</u> <u>END</u>	<u>TAX</u> <u>ITEM TYPE</u>	<u>LIABILITY</u>	<u>INTEREST</u>	<u>AMOUNT</u> <u>CREDITED</u>	<u>BALANCE DUE</u>
S&U	03-00	DEL	30,000 00	0 00	0 00	30,000 00
S&U	09-01	DEL	30,000 00	0 00	0 00	30,000 00
S&U	09-02	DEL	30,000 00	0 00	0 00	30,000 00
S&U	12-02	DEL	30,000 00	0 00	0 00	30,000 00
S&U TOTAL						120,000 00
TPT	09-01	DEL	80 00	0 00	0 00	80 00
TPT	10-01	DEL	80 00	0 00	0 00	80 00
TPT	11-01	DEL	80 00	0 00	0 00	80 00
TPT	12-01	DEL	80 00	0 00	0 00	80 00
TPT	03-01	DEL	80 00	0 00	0 00	80 00
TPT	12-02	DEL	80 00	0 00	0 00	80 00
TPT	01-03	DEL	80 00	0 00	0 00	80 00
TPT	02-03	DEL	80 00	0 00	0 00	80 00
TPT TOTAL						640 00
TOTAL AMOUNT						\$120,640 00

NOTES

Delinquent No Return - Estimated Liability
Deficient Underpayment
S&U Sales and Use Tax
TPT Tobacco Products Tax

IN REPLY REFER TO
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BANKRUPTCY SECTION
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