2nd Amended

PROOF OF CLAIM BY MISSOURI DEPARTMENT OF REVENUE

AMENDS CLAIM 10/01/2003 IN THE AMOUNT OF $337 481 60

UNITED STATES BANKRUPTCY COURT

For the District DELAWARE

IN THE MATTER OF FLEMING COMPANIES, INC
d/b/a FOOD 4 LESS

Case Number
03-10945-MFW-11

Taxpayer Identifying Number
10167684

1 The undersigned, whose address is Box 475, Jefferson City, MO 65105, is the agent of the Department of Revenue, State of Missouri, and is authorized to make this proof of claim

2 The basis of liability is taxes due under the revenue laws of the State of Missouri

UNSECURED PRIORITY CLAIM Pursuant to 11 U S C section 507(a)

Kind of Tax	Tax Period	Tax Due	Interest to Petition Date	Total
CORPORATE	01/01/2002 - 12/31/2002	7 990 00	0 00	7 990 00
USE	04/01/2003 - 04/01/2003	474 60	0 00	474 60
				$8 464 60

FILED
DEC 1 5 2003
BMC

Fleming Companies Claim
15105

3 The amount of all payments on this claim has been credited and deducted for the purpose of making this claim

4 This claim is not subject to any setoff or counterclaim

5 The debtor is indebted to the State of Missouri in the sum of $8,464 60

Penalty for Presenting Fraudulent Claim
Fine or imprisonment for not more than 5 years, or both Title 18 U S C Section 152

Signature Yolanda Y. Rendleton

Title LEGAL AIDE

Date 12/08/2003

For DOR Use Only
89012-11c