UNITED STATES BANKRUPTCY COURT FOR THE DISTRICT OF DELAWARE

PROOF OF ADMINISTRATIVE CLAIM

In re
Fleming Companies, Inc , et al †
Debtors

Chapter 11, Case Number
Case No 03 10945 (MFW)
(Jointly Administered)

NOTE This form should only be used to make a claim for an administrative expense arising on or after April 1 2003 through and including October 31, 2003 **IT SHOULD NOT BE USED FOR CLAIMS ARISING PRIOR TO APRIL 1, 2003**

☐ Check box if you are aware that anyone else has filed a proof of claim relating to your claim Attach a copy of statement given 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

Name of Creditor and Address
DATS Trucking Inc
PO Box 910550
St George, UT 84791

Creditor Telephone Number (435 673-1886

CREDITOR TAX ID #

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 ADMINISTRATIVE CLAIM

☒ Goods sold
☐ Services performed
☐ Money loaned
☐ Contractual or lease obligations
☐ Personal injury/wrongful death/property damage
☐ 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 4/2/03

3 IF COURT JUDGMENT, DATE OBTAINED

4 TOTAL AMOUNT OF ADMINISTRATIVE CLAIM $ 33059 51 (Total)

If all or part of your claim is secured, also complete Item 5 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 set off)
Brief description of collateral _____
☐ Real Estate ☐ Motor Vehicle ☐ Equipment
☐ Other _____
Value of collateral $_____

7 Offsets, Credits and Setoffs

☐ All payments made on this claim by the Debtors have been credited and deducted from the amount claimed herein
☐ This claim is not subject to any setoff or counterclaim
☐ This claim is subject to setoff or counter claim as follows
_____

6 Please identify the Debtor against whom your claim is asserted†
Dunigan Fuels, Inc

8 This Administrative Proof of Claim

☐ is the first filed proof of claim evidencing the claim asserted herein
☐ amends/supplements a proof of claim field on _____ or
☐ replaces/suspends a proof of claim filed on _____

9 Assignment ☐ If the claimant has obtained this claim by Assignment a copy is attached hereto

DATE SIGNED
12/16/03

SIGN and print the name and title, if any, of the creditor or other person authorized to file this claim (attach power of attorney, if any)
Dan Ipson
Dan Ipson, VP-CFO

THIS SPACE FOR COURT USE ONLY
FILED
DEC 19 2003
BMC

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

† **Please refer to instructions on reverse side for a complete list of debtors**

Fleming Companies Claim
15277

DATS TRUCKING INC
www datstrucking com

OVERLAND PETROLEUM

P O BOX 910550
ST GEORGE, UTAH 84791-0550
PHONE (435) 628 4141 • FAX (435) 628 2285

SHIP TO
DUNIGAN FUELS, INC
P O BOX 2618
DUNIGAN-UTAH
, UT

Invoice #	0071693
Order Date	04/02/03
Deliv Date	04/02/03
Cust Number	10709
B O L	10213879

Terms NET 10 DAYS

GALLONS	PRODUCT CODE	DESCRIPTION	QUANTITY	PRICE	AMOUNT
9,959 00	10001	UNLEADED	9,959 00	1 0625	10,581 44
1,001 00	10003	UNLEADED SUPER	1,001 00	1 1625	1,163 66
		*** Tax Summary ***			
	USAGT	FEDERAL GASOLINE	10,960 00	184000	2,016 64
	UTGT	UTAH GASOLINE	10,960 00	245000	2,685 21
	UTUST	UTAH CLEANUP FEE	10,960 00	002500	27 40
		P O 0330414 TAYLORSVILLE			

BILL TO
DUNIGAN FUELS, INC
P O BOX 2618

ABILENE, TX 79604

SUBTOTAL	SALES TAX	TOTAL
16,474 35	0000% 00	16,474 35

DATS TRUCKING INC
www datstrucking com

OVERLAND PETROLEUM

P O BOX 910550
ST GEORGE, UTAH 84791-0550
PHONE (435) 628 4141 • FAX (435) 628 228

SHIP TO
DUNIGAN FUELS INC
P O BOX 2618
DUNIGAN-UTAH
, UT

Invoice #	0071692
Order Date	04/02/03
Deliv Date	04/02/03
Cust Number	10709
B O L	10213858

Terms NET 10 DAYS

GALLONS	PRODUCT CODE	DESCRIPTION	QUANTITY	PRICE	AMOUNT
9 963 00	10001	UNLEADED	9,963 00	1 0725	10,685 32
998 00	10003	UNLEADED SUPER	998 00	1 1725	1,170 16
		*** Tax Summary ***			
	USAGT	FEDERAL GASOLINE	10,961 00	184000	2,016 82
	UTGT	UTAH GASOLINE	10,961 00	245000	2,685 45
	UTUST	UTAH CLEANUP FEE	10,961 00	002500	27 41
		P O 0330415 SPANISH FORK			

BILL TO
DUNIGAN FUELS, INC
P O BOX 2618

ABILENE, TX 79604

SUBTOTAL	SALES TAX	TOTAL
16,585 16	0000% 00	16,585 16

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 July 28, 2005, document(s) were appended to Claim Number **15277** for the following reason(s)

- ☒ Proof of Payment dated 7/15/05
- ☐ New Supporting Documents
- ☐ Change of Address
- ☐ Notice of Withdrawal of Claim
- ☐ Other Docket Number ##

Doc #15277

Fleming Companies, Inc - Estate 34412

Account Payables - CAP				33,059.51
7/15/05	34412	OVERLAND PETROLEUM		$33,059 51

Fleming Companies, Inc - Estate
Phone 405 841 5789
5701 North Shartel
Oklahoma City OK 73118

JPMorgan Chase Bank
New York Controlled Disbursements

34412

1-2
210

34412	Jul 15, 2005	********$33,059 51

Thirty-Three Thousand Fifty-Nine and 51/100 Dollars

Memo

Copies of Checks

** VOID * VOID * VOID **

PAY TO THE ORDER OF

OVERLAND PETROLEUM
DATS TRUCKING
PO BOX 910550
ST GEORGE, UT 84791

**** NOT NEGOTIABLE ****

Authorized Signature