

**UNITED STATES BANKRUPTCY COURT FOR THE
DISTRICT OF DELAWARE**

**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

Name of Creditor and Address

East Texas Petroleum Co Inc
P.O. Box 2611
Arlington, Texas 791604

- 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

Creditor Telephone Number (254) 673-6751

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 USC § 1114(a)
- Wages salaries and compensation (Fill out below)
- Your social security number _____
- Unpaid compensation for services performed from _____ to _____ (date) (date)

2 DATE DEBT WAS INCURRED 1-8 11/2003

3 IF COURT JUDGMENT, DATE OBTAINED

4 TOTAL AMOUNT OF ADMINISTRATIVE CLAIM

\$ 859.68
(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†

Donigan Fuel, Inc

8 This Administrative Proof of Claim

- is the first filed proof of claim denoting the claim asserted herein
- amends/supplements a proof of claim filed 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

THIS SPACE FOR COURT USE ONLY

DATE SIGNED

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)

15 December, 2003

Jane McCracken, VP

FILED

DEC 19 2003

Penalty for presenting fraudulent claim is a fine of up to \$500,000 or imprisonment for up to 5 years, or both 18 USC §§ 152 and 153

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

Fleming Companies Claim



15299

BMC

INVOICE

East Texas Petroleum Co., Inc.

P O Box 269, Abilene, Texas 79604 915-673-2058 1-800-456-7899

Invoice Number **20963**
Invoice Date 04-01-02

SOLD TO
DUNIGAN FUELS
P O BOX 2618
ABILENE, TX 79604

SHIPPED TO
DONO OIL
ABILENE

Terms net 04-11-02 Shipment Date 04-01-02 Bill of Lading 169162

LINE HAUL CHARGE

Miles	Gals	Origin	Destination	Product	Rate/Gal	Total
15	8003	PRD ABI	ABILENE	DIESEL	0 0115	\$92 03

GASOLINE MINIMUM 8450 GALLONS
DIESEL MINIMUM 7200 GALLONS

ACCESSORIAL SERVICES

Stop Charge	@					
Preload						25 00
Steam-Out Charge						
Extra Hose	feet	@				
Detention	hour	@				
Fuel Surcharge						3 68
Insurance Surcharge						<u>5 52</u>

Total Due \$ 126 24

Terminal Bill of Lading 169162
Comments

Office Copy 1

INVOICE

East Texas Petroleum Co., Inc.

P. O Box 269, Abilene, Texas 79604 915-673-2058 1-800 456-7899

Invoice Number **46135**
Invoice Date 04-05-03

SOLD TO

DUN/TRUCK & TRAVEL
P O BOX 2618
ABILENE, TX 79604

SHIPPED TO

TRUCK & TRAVEL
WEATHERFORD

Terms Shipment Date Bill of Lading
net 04-15-03 04-05-03 20850

LINE HAUL CHARGE

Miles	Gals	Origin	Destination	Product	Rate/Gal	Total
105	8501	WACO	WEATHERFORD	GASCLINE	0.0330	\$280.53

GASOLINE MINIMUM 8450 GALLONS
DIESEL MINIMUM 7200 GALLONS

ACCESSORIAL SERVICES

Stop Charge	@	
Preload		
Steam-Out Charge		
Extra Hose	feet	@
Detention	4.5 hour	@ \$40
Fuel Surcharge		130.00
Insurance Surcharge		11.22
		<u>141.22</u>

Total Due \$ **488.59**

Terminal Bill of Lading 201567
Comments

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INVOICE

East Texas Petroleum Co., Inc.

P O Box 269, Abilene, Texas 79604 915-673-2058 1-800-456-7899

Invoice Number **46139**
 Invoice Date 04-08-03

SOLD TO

DUN/COUNTRY STOP
 P O BOX 2618
 ABILENE, TX 79604

SHIPPED TO

COUNTRY STOP
 BROWNWOOD

Terms Shipment Date Bill of Lading
net 04-18-03 04-08-03 87731

LINE HAUL CHARGE

Miles	Gals	Origin	Destination	Product	Rate/Gal	Total
80	7487	ALON TYE	BROWNWOOD	GASOLINE	0 0154	\$190 17
80	1052		BROWNWOOD	DIESEL	0 0303	31 88

GASOLINE MINIMUM 8450 GALLONS
 DIESEL MINIMUM 7200 GALLONS

ACCESSORIAL SERVICES

Stop Charge	@	
Preload		
Steam-Out Charge		
Extra Hose	feet @	
Detention	hour @	
Fuel Surcharge		8 88
Insurance Surcharge		<u>13 22</u>
Total Due		\$ 244 25

Terminal Bill of Lading 87731
 Comments

Office Copy 1



East Texas Petroleum Co., Inc.

Specialists in Petroleum and Petroleum Product Transport

15 December 2003

Bankruptcy Management Corporation
P O Box 900
El Segundo, California 90245-0900

Ladies and gentlemen

Re Case No 03-10945 (Fleming Companies, Inc , et al)

I enclose a completed proof of administrative claim for services rendered between 2 April 2003 and 31 October 2003, but not paid for

Sincerely,

Vance McCracken
Vice-President