

IN THE UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF DELAWARE

FILED

2003 APR 14 AM 11:15

In re:) Chapter 11
)
FLEMING COMPANIES, INC., et al.,) Case No. 03-10945 (MFW)
)
Debtors.) Jointly Administered

CLERK
US BANKRUPTCY COURT
DISTRICT OF DELAWARE

NOTICE OF APPEARANCE AND DEMAND FOR NOTICES AND PAPERS

PLEASE TAKE NOTICE that American Sugar Refining, Inc. and Domino Foods, Inc., interested parties in the above-captioned bankruptcy case, appear herein by their counsel, Blanco Tackabery Combs & Matamoros, P.A.; such counsel hereby enters its appearance pursuant to §1109(b) of the Bankruptcy Code and Rule 9010(b) of the Federal Rules of Bankruptcy Procedure; and such counsel hereby requests, pursuant to Rules 2002, 9007, and 9010 of the Federal Rules of Bankruptcy Procedure and §102(1) of the Bankruptcy Code, that copies of all notices and pleadings given or filed in these cases be given and served upon the following person at the addresses, telephone, and facsimile numbers indicated:

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PLEASE TAKE FURTHER NOTICE THAT, pursuant to § 1109(b) of the Bankruptcy Code, the foregoing demand includes not only the notices and papers referred to in the Rules specified above but also includes, without limitation, any notice, application, complaint, demand, motion, petition, pleading or request, whether formal or informal, written or oral, and whether

transmitted or conveyed by mail, electronic mail, hand delivery, telephone, telegraph, telex or otherwise filed or made with regard to the above-captioned cases and proceedings therein.

PLEASE TAKE FURTHER NOTICE THAT this Notice of Appearance and Demand for Notices and Papers shall not, in and of itself constitute a submission by American Sugar Refining, Inc. or Domino Foods, Inc. to the jurisdiction of the Bankruptcy Court and neither this Notice of Appearance nor any former or later appearance, pleading, claim or suit shall waive the rights of American Sugar Refining, Inc. or Domino Foods, Inc. (1) to have final orders in non-core matters entered only after de novo review by a District Court Judge; (2) to trial by jury in any proceeding so triable in this case or any case, controversy, or proceeding related to this case; (3) to have the District Court withdraw the reference in any matter subject to mandatory or discretionary withdrawal; or (4) any other, rights, claims, actions, defenses, setoffs, or recoupments to which American Sugar Refining, Inc. or Domino Foods, Inc. is or may be entitled in law or in equity, all of which rights, claims, actions, defenses, setoffs, and recoupments are expressly reserved.

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Dated: April W, 2003

CERTIFICATE OF SERVICE

I, Gene B. Tarr, Esquire, hereby certify that on April 11, 2003, I caused a copy of the foregoing to be served upon the persons on the attached list via first class mail, postage prepaid.



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