

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

In re:	§	Chapter 11
	§	
	§	
FLEMING COMPANY, INC., <u>et al.</u> ,	§	Case No. 03-10945 (MFW)
	§	Jointly Administered
Debtors.	§	
	§	

**NOTICE OF ENTRY OF APPEARANCE AND REQUEST FOR COPIES**

Please take notice that Joseph A. Friedman and the law firm of Kane, Russell, Coleman & Logan, P.C., hereby enter their appearance as counsel of record in the above-captioned action for Cypress/FC Las Cruces I, L.P. and Cypress/FC The Colony I, L.P. (collectively, "Landlords"), and hereby request that all notices given or required to be given in this case and any cases consolidated herewith, and all papers served or required to be served in this case, and any cases consolidated herewith, be given to and served upon:

Kane, Russell, Coleman & Logan, P.C.  
Attn: Joseph A. Friedman  
1601 Elm Street  
3700 Thanksgiving Tower  
Dallas, Texas 75201

This request encompasses all notices, copies and pleadings referred to in Title 11 of the United States Code, and the Bankruptcy Rules, including without limitation notices of any order, motions, demand, complaints, petitions, pleadings or requests, applications and any other documents brought before this court in this case, whether formal or informal, written or oral, or transmitted or conveyed by mail, delivery, telephone, telegraph, telcx or otherwise, which affects or seeks to affect the above case or affects or seeks to affect Landlords.

Please take notice that the undersigned intends that neither this Request for Copies or any later appearance, pleading, claim, or suit shall waive (i) the right to have final orders in non-core

matters entered only after *de novo* review by a District Judge; (ii) the right to trial by jury in any proceeding so triable in this case or any case, controversy, or proceeding related to this case; (iii) the right to have the District Court withdraw the reference in any matter subject to mandatory or discretionary withdrawal; or (iv) any other rights, claims, actions, defenses, setoffs, or recoupments to which the Landlords are or may be entitled under agreements, in law or in equity, all of which rights, claims, actions, defenses, setoffs, and recoupments are expressly reserved.

DATED: April 11, 2003.

Respectfully submitted,

**KANE, RUSSELL, COLEMAN & LOGAN, P.C.**

By: \_\_\_\_\_

Joseph A. Friedman  
Texas State Bar No. 07468280

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ATTORNEYS FOR CYPRESS/FC LAS CRUCES  
I, L.P. AND CYPRESS/FC THE COLONY I, L.P.

**CERTIFICATE OF SERVICE**

This *Notice of Entry of Appearance and Request for Copies* has been served on the parties on the attached Service List by first class mail, postage prepaid this 11<sup>th</sup> day of April, 2003.

\_\_\_\_\_  
Joseph A. Friedman

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