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IN THE UNITED STATES BANKRUPTCY COURT  
DISTRICT OF DELAWARE

FOR THE DISTRICT OF DELAWARE

In re

FLEMING COMPANIES, INC., et al.,

Debtors.

Chapter 11

Case No. 03-10945 (MFW)

**VERIFIED STATEMENT OF  
BINGHAM McCUTCHEEN LLP  
PURSUANT TO RULE 2019 OF THE  
FEDERAL RULES OF BANKRUPTCY  
PROCEDURE**

[No Hearing Required]

PLEASE TAKE NOTICE that, pursuant to Rule 2019 of the Federal Rules of Bankruptcy Procedure, Bingham McCutchen LLP ("Bingham") submits this verified statement:

Bingham is counsel to the following parties in interest in this bankruptcy case:

1. **Board of Administration as Trustee for the Police and Fire**

**Department Retirement Fund and Board of Administration as Trustee for the Federated City Employee Retirement Fund (the "Board")**, c/o MIG Realty Advisors, Inc., 2175 North California Boulevard, Suite 800, Walnut Creek, CA 94596. The Board is a landlord of certain real property leased by the Debtor located in the Copperwood Square Shopping Center in Citrus Heights, California. The amount of the Board's claim is currently unknown. Bingham was contacted by MIG to represent the Board shortly after the Debtor filed for bankruptcy.

2. **McKesson Corporation ("McKesson")**, One Post Street, 34th Floor, San

Francisco, CA 94104. McKesson is a prepetition trade creditor and reclamation claimant, and has been doing business with the Debtors postpetition. The amount of McKesson's claim is currently unknown. Bingham was contacted by McKesson to represent it shortly after the Debtors filed for bankruptcy.

ORIGINAL

3. **Valley Wide Beverage Co. ("Valley Wide")**, 4010 E. Hardy Ave., Fresno, CA 93725. Valley Wide is a prepetition trade creditor and reclamation claimant and has been doing business with Debtors postpetition. The amount of Valley Wide's claim is currently unknown. Bingham was contacted by the California Beer and Beverage Distributors to represent Valley Wide shortly after the Debtors filed for bankruptcy.

4. **Sequoia Beverage Co. ("Sequoia")**, 2122 North Plaza Drive, P.O. Box 5025, Visalia, CA 93278. Sequoia is a prepetition trade creditor and reclamation claimant and has been doing business with Debtors postpetition. The amount of Sequoia's claim is currently unknown. Bingham was contacted by the California Beer and Beverage Distributors to represent Sequoia shortly after the Debtors filed for bankruptcy.

5. **Diablo Beverage ("Diablo")**, 2701 Verne Roberts Circle, P.O. Box 370, Antioch, CA 94509. Diablo is a prepetition trade creditor and reclamation claimant and has been doing business with Debtors postpetition. The amount of Diablo's claim is currently unknown. Bingham was contacted by the California Beer and Beverage Distributors to represent Diablo shortly after the Debtors filed for bankruptcy.

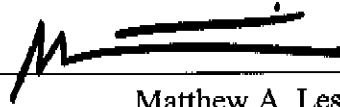
6. This Statement does not limit in any way the rights of Bingham, the Board, McKesson, Valley Wide, Sequoia or Diablo under the Bankruptcy Code, the Federal Rules of Bankruptcy Procedure, or other applicable law. Bingham reserves the right to supplement or amend this Statement from time to time and at any time in the future. Bingham may also represent other clients in matters pertaining to the Debtors and in the future may undertake other engagements. Those representations may or may not result in representations in

this bankruptcy case; if they come to involve representation in the bankruptcy case, this Statement will be supplemented.

Dated: June 4, 2003.

BINGHAM McCUTCHEN LLP

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

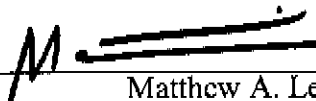


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**VERIFICATION**

I, Matthew A. Lesnick, am a member of Bingham McCutchen LLC. I have reviewed the foregoing Statement of Bingham McCutchen LLP Pursuant to Rule 2019 of the Federal Rules of Bankruptcy Procedure ("Statement"). I declare under penalty of perjury under the laws of the United States that the Statement is true and correct to the best of my knowledge and belief and that this Verification was executed on June 4, 2003 at Los Angeles, California.

  
\_\_\_\_\_  
Matthew A. Lesnick

PROOF OF SERVICE

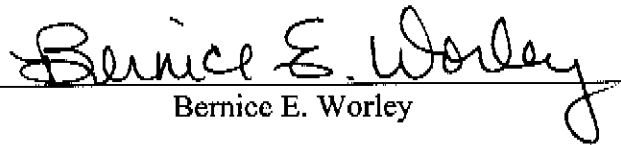
I am over 18 years of age, not a party to this action and employed in the County of Los Angeles, CA at 355 South Grand Avenue, Suite 4400, Los Angeles, CA 90071-3106. I am readily familiar with the practice of this office for collection and processing of correspondence for mailing with the United States Postal Service and correspondence is deposited with the United States Postal Service that same day in the ordinary course of business.

Today I served the attached:

**VERIFIED STATEMENT OF BINGHAM MCCUTCHEN  
LLP PURSUANT TO RULE 2019 OF THE FEDERAL  
RULES OF BANKRUPTCY PROCEDURE**

by causing a true and correct copy of the above to be placed in the United States Mail at Los Angeles, CA in sealed envelope(s) with postage prepaid, as addressed on the attached Service List.

I declare that I am employed in the office of a member of the bar of this court at whose direction the service was made and that this declaration was executed on June 5, 2003.

  
Bernice E. Worley

**SERVICE LIST**

*In re Fleming Companies, Inc.*  
Chapter 11 Case No. 03-10945-MFW

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