

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

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

**NOTICE OF DEPOSITION OF FLEMING COMPANIES, INC.  
PURSUANT TO FED.R.CIV.P. 30(b)(6), AS INCORPORATED  
BY FED.R.BANKR.P. 7030(b)(6)**

**TO: VIA HAND DELIVERY**

**VIA FACSIMILE AND REG. MAIL**

Laura Davis Jones, Esq.  
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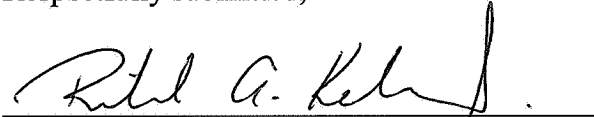
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PLEASE TAKE NOTICE THAT pursuant to Fed.R.Civ.P. 30(b)(6), as incorporated by Fed.R.Bankr.P. 7030, CHEP USA (“CHEP”), by and through its counsel, will take the oral deposition of Fleming Companies, Inc., et al. (the “Debtors”) concerning (i) the allegations and facts set forth in the Motion of CHEP USA for Relief from the Automatic Stay, or, in the Alternative, to Compel Rejection of Executory Contract (the “Motion”), (ii) the Debtors’ reasons for opposing the Motion, and (iii) the testimony that the Debtors intend to present at the final hearing on the Motion.

The depositions of the Debtors will take place at the law offices of Reed Smith LLP, 1201 Market Street, Suite 1500, 15<sup>th</sup> Floor; Wilmington, DE 19801, (302) 778-7550, commencing on August 29, 2003 at 10:00 a.m. (**Eastern Standard Time**).

Absent a court order permitting additional time pursuant to Fed.R.Civ.P. 30(d)(2), each deposition will conclude after one day and no more than seven (7) hours of examination. The depositions will take place before a person duly authorized to administer oaths, who will stenographically record the deponent's testimony. *You are required to designate one or more officers, directors, or managing agents and to set forth the matters on which each person will testify, and to produce such person(s) at the law office of Reed Smith LLP (at the address and the time and date set forth above) for examination.*

Respectfully submitted,



Howard A. Cohen, Esq. (No. 4082)

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