

UNITED STATES BANKRUPTCY COURT
DISTRICT OF DELAWARE

In re:) Chapter 11
)
FLEMING COMPANIES, INC.) Case No. 03-10948 (MFW)
et. al.)
)
Debtors.) (Jointly Administered)

FILED
2003 JUN 25 P 1:01
District of Delaware

FILED

**NOTICE OF APPEARANCE AND REQUEST FOR SERVICE
OF PAPERS, REQUEST FOR MATRIX ENTRY AND
REQUEST FOR INCLUSION ON AGENDA DISTRIBUTION LIST**

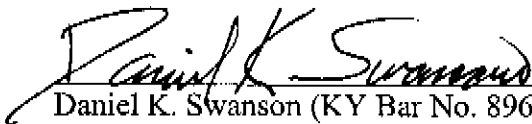
PLEASE TAKE NOTICE that Daniel K. Swanson of Wyatt, Tarrant & Combs, LLP, hereby enters his appearance for interested party Scott Northcutt ("Northcutt"), and pursuant to 11 U.S.C. §§ 342(a), 1109(b), and Federal Rules of Bankruptcy Procedure 2002 and 9010, requests that he be added to the master mailing list and any official service lists, and further requests that all notices given or required to be given, and all papers served or required to be served, in this case, be given to and served on:

Daniel K. Swanson
Wyatt, Tarrant & Combs, LLP
P. O. Box 1220
918 State Street
Bowling Green, KY 42102-1220
Telephone: 270-842-1050
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PLEASE TAKE FURTHER NOTICE that this request includes not only the notices and papers referred to in the Bankruptcy Rules and Bankruptcy Code sections specified above, but also includes without limitation, all orders and notices of any kind that (1) affect or seek to affect in any way any rights or interest of any creditor or party in interest in this case, including Northcutt, or (2) require or seek to require any act, delivery of any property, payment or other conduct by Northcutt.

PLEASE TAKE FURTHER NOTICE that Northcutt intends that neither this Notice of Appearance nor any later appearance, pleading, claim or suit shall waive (1) its right to trial by jury in any proceeding so triable in this case or any case, controversy, or proceeding related to this case; or (2) any other rights, claims, actions, defenses, setoffs, or recoupment to which it is or may be entitled under agreements, in law, in equity, or otherwise, all of which rights, claims, actions, defenses, setoffs, and recoupment are expressly reserved.

Dated: July 18, 2003



Daniel K. Swanson (KY Bar No. 89686)
WYATT, TARRANT & COMBS, LLP
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Attorneys for Scott Northcutt

PROOF OF SERVICE BY MAIL

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

I, Daniel K. Swanson, declare as follows:

I am employed with the law firm of Wyatt, Tarrant & Combs, LLP, whose address is P. O. Box 1220, 918 State Street, Bowling Green, Kentucky 42102-1220. I am readily familiar with the business practices of this office for collection and processing of correspondence for mailing with the United States Postal Service; I am over the age of eighteen years, and am not a party to this action.

On July 18, 2003, I served the following: NOTICE OF APPEARANCE AND REQUEST FOR SERVICE OF PAPERS, REQUEST FOR MATRIX ENTRY AND REQUEST FOR INCLUSION ON AGENDA DISTRIBUTION LIST on the below parties in this action by placing a true copy (copies) thereof in a separate envelope(s), addressed as shown, for collection and mailing on the below indicated day pursuant to the ordinary business practice of this office which is that correspondence for mailing is collected and deposited with the United States Postal Service on the same day in the ordinary course of business:

See Attached Service List

I declare under penalty of perjury under the laws of the State of Kentucky that the foregoing is true and correct.

Executed at Bowling Green, Kentucky, on July 18, 2003.


DANIEL K. SWANSON

SERVICE LIST

Debtor:

Fleming Companies, Inc.
1945 Lakepointe Drive
Lewisville, TX 75057

United States Trustee:

Office of the United States Trustee
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Wilmington, DE 19801

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Testamentary Trust A:
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