

**IN THE 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. | § | |

**RESPONSE OF HEALDS VALLEY FARMS, LTD TO CLAIM STATUS DETAIL
REPORT FOR SECOND SUPPLEMENTAL PACA STATUS REPORT**

Healds Valley Farms, Ltd. ("Healds Valley") files its Response to Claim Status Detail Report for Second Supplemental PACA Status Report of the Debtors. The Claim Status Detail Report was received by email on August 22, 2003, therefore the response is due September 2, 2003.

**I. THE CLAIM STATUS DETAIL REPORT IS SO VAGUE THAT IT
PREVENTS A PROPER RESPONSE FROM HEALDS VALLEY**

Debtor's sole objection to Healds Valley's claim was "Claimants have not provided adequate supporting material to allow for evaluation of claimed amounts in light of the Debtors' financial records or for determination of eligibility of products included therein with respect to PACA Trust coverage. Consequently, the Debtors have deemed these claims as Ineligible for PACA Trust coverage." Nowhere do the Debtors specifically state the documents that they require to make such a determination of PACA Trust Coverage. The objection is so vague as to make it nearly difficult to determine exactly what documents would satisfy the Debtors.

**II. THE DEBTORS HAVE BEEN SUPPLIED INVOICES BY EMAIL FOR THE
TRANSACTIONS LISTED IN THE CLAIMS STATUS REPORT**

On August 29, 2003 the Debtors' representatives were supplied Adobe files of all of the invoices listed in the Claim Status Report for Healds Valley. A copy of the

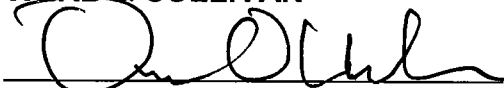
email correspondence and the invoices are attached to this Response. The invoices contain the legend required by PACA regulation 7 C.F.R 46.46 for preservation of rights under the PACA statutory trust. Healds Valley does not know what further documentation would be required to satisfy the vague objection asserted by the Debtors to its claim.

Wherefore Healds Valley requests that the Objections to its Claims by Debtors be overruled.

September 2, 2003

Respectfully submitted

WERB & SULLIVAN



Duane D. Werb, Esquire
300 Delaware Avenue, 10th Floor
P.O. Box 25046
Wilmington, Delaware 19899
(For courier: 19801)
Telephone: (302) 652-1100
Facsimile: (302) 652-1111
e-mail: dwerb@werksullivan.com

**CONCEPCION, ROJAS & SANTOS
LLP**











Craig A. Stokes
3 Bowood Ct.
San Antonio, Texas 78218
Telephone: (210) 804-0011
Facsimile: (210) 822-2595

Andrey Atilano

From: Craig Stokes
To: Audrey Atilano
Cc:

Sent: Tue 9/2/2003 8:34 AM

Subject: FW: Healds Valley Farms PACA Claim

Attachments:  [Heald 04933.pdf\(175KB\)](#)  [Healds 03671.pdf\(159KB\)](#)  [Healds 04255.pdf\(167KB\)](#)  [Healds 04360.pdf\(156KB\)](#)  [Healds 04412.pdf\(158KB\)](#)  [Healds 04558.pdf\(157KB\)](#)  [Healds 04637.pdf\(157KB\)](#)  [Healds 04672.pdf\(161KB\)](#)  [Healds 04721.pdf\(159KB\)](#)  [Healds 04947.pdf\(156KB\)](#)

-----Original Message-----

From: Craig Stokes
Sent: Friday, August 29, 2003 12:30 PM
To: 'Case Management Support'; 'ccipione@alixpartners.com'; 'pmyers@kirkland.com'
Subject: RE: Healds Valley Farms PACA Claim

Dear Ms. Myers, Ms. Albus and Mr. Cipione:

I attach PDF files for the invoices listed in your ineligible claims list for Healds Valley Farms. Each of the invoices were raised in the email which we received on the 22nd of August. I am unable to determine whether you have any further objections on behalf of Fleming. Please advise if you have any further objections that remain after receipt of these documents. We are also filing objections to the Second Report, but we believe that these invoices should moot the problems which you have raised in the Second Report.

Craig Stokes

Counsel for Healds Valley Farms
cstokes@concepcionrojas.com
Concepcion, Rojas & Santos, LLP

-----Original Message-----

From: Case Management Support [<mailto:cms@email.fleming.com>]
Sent: Thursday, August 07, 2003 1:22 PM
To: Craig Stokes
Subject: Healds Valley Farms PACA Claim

Mr. Stokes-

We are attempting to have all Fleming PACA claims reconciled for the August 16 PACA Report. In order to fully reconcile the claim for Healds Valley Farms, I am needing copies of invoices and proofs of delivery. I am attaching a list of those that we still need.

Regards,

Sarah Albus
AlixPartners, LLC

INVOICE



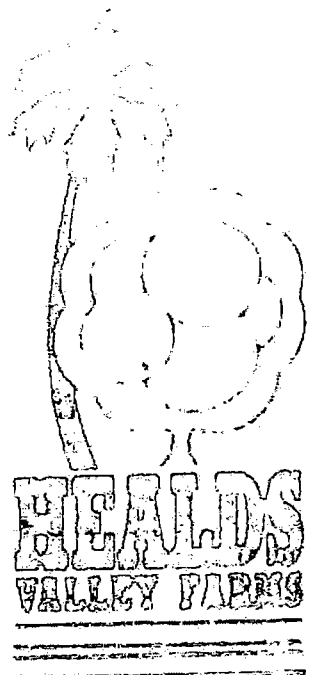
HEALDS VALLEY FARMS, LTD.

6715 W. MONTE CRISTO RD.
EDINBURG, TEXAS 78539
(956) 380-6211 • 380-0102
FAX: (956) 380-1063

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1877
FLEMING COMPANIES, INC.
TULSA DIVISION
P.O. BOX 268959
OKLAHOMA CITY, OK 73126

S 1806
H FLEMING COMPANIES, INC.
I 420 S 145 EAST AVE
P TULSA, OK 74108
T
O

| DATE SHIPPED | BROKER | CUST. P.O. # | BUYER'S P.O. # | SLMN # | TERMS |
|--------------|------------------------------------|--------------|----------------|--------|-------|
| 3/06/03 | FLEMING COMPANIES, INC. | 496581 | | 1 | FOB 3 |
| TRUCK BROKER | | LICENSE NO. | ROUTING | | |
| | | 0842690 ME | R.T.X. | | |
| QUANTITY | DESCRIPTION | PRICE | AMOUNT | | |
| 36.0 | S11-023 RIDSTAR GFT STD CTN FAN 23 | 9.0000 \$ | 324.00 | | |
| 54.0 | S11-036 RIDSTAR GFT STD CTN FAN 36 | 7.0000 \$ | 378.00 | | |
| 54.0 | S11-048 RIDSTAR GFT STD CTN FAN 48 | 6.0000 \$ | 324.00 | | |
| 162.0 | 634-777 RIDSTAR GFT MC 8/5 CHOIC V | 7.5000 \$ | 1,215.00 | | |
| 306.0 | | | 2,241.00 | | |



The perishable agricultural commodities listed on this invoice are sold subject to the statutory trust authorized by section 5(c) of the Perishable Agricultural Commodities Act, 1930 (7 U.S.C. 499e (c)). The seller of these commodities retains a trust claim over these commodities, all inventories of food or other products derived from these commodities, and any receivables or proceeds from the sale of these commodities until full payment is received.

PAY THIS AMOUNT →

TERMS: PLEASE REMIT WITHIN 10 DAYS



INVOICE

HEALDS VALLEY FARMS, LTD.

6715 W. MONTE CRISTO RD.
 EDINBURG, TEXAS 78539
 (956) 380-6211 • 380-0102
 FAX: (956) 380-1063

INVOICE NO
04360-A-U

DATE
3/11/03

S
O
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 1809
 FLEMING COMPANIES INC
 SUPERIOR DIVISION
 P.O. BOX 26680
 OKLAHOMA CITY, OK 73126

S
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 1539
 FLEMING COMPANIES, INC
 1 GATEWAY COURT
 SUPERIOR, WI 54880

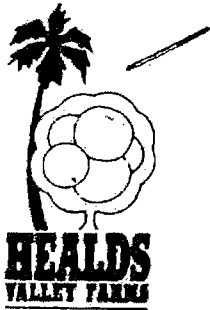
| DATE SHIPPED | BROKER | CUST. P.O. # | BUYER'S P.O. # | SLMN # | TERMS |
|--------------|------------------------------------|--------------|----------------|--------|-------|
| 3/10/03 | FLEMING COMPANIES, INC | 703247 | | 1 | FOB 3 |
| TRUCK BROKER | LICENSE NO. | ROUTING | | | |
| | 0042482 ME | R T X | | | |
| QUANTITY | DESCRIPTION | PRICE | AMOUNT | | |
| 94.0 | S32-777 RIOSTAR GFT MC 8/5 CHOIC P | 7.5000 | \$ | 630.00 | |
| 84.0 | | | \$ | 630.00 | |

The perishable agricultural commodities listed on this invoice are sold subject to the statutory trust authorized by section 5(c) of the Perishable Agricultural Commodities Act, 1930 (7 U.S.C. 499e (c)). The seller of these commodities retains a trust claim over these commodities, all inventories of food or other products derived from these commodities, and any receivables or proceeds from the sale of these commodities until full payment is received.

PAY THIS AMOUNT

TERMS: PLEASE REMIT WITHIN 10 DAYS

FILE



INVOICE

HEALDS VALLEY FARMS, LTD.

6715 W. MONTE CRISTO RD.
 EDINBURG, TEXAS 78539
 (956) 380-6211 • 380-0102
 FAX: (956) 380-1063

| |
|--------------------------|
| INVOICE NO. 04412-A-D |
| DATE 5/11/03 |

S
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1779
 FLEMING COMPANIES, INC
 LUBBOCK DIVISION
 P.O. BOX 24680
 OKLAHOMA CITY, OK 73124

S
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O

1117
 FLEMING COMPANIES, INC.
 5824 ELM AVENUE
 LUBBOCK, TX 79404

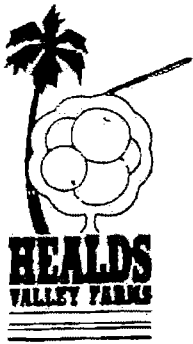
| DATE SHIPPED | BROKER | CUST. P.O # | BUYER'S P.O # | SLMN # | TERMS |
|--------------|------------------------|-------------|---------------|--------|-------|
| 3/10/03 | FLEMING COMPANIES, INC | 99331 | | 1 | FDB 3 |
| TRUCK BROKER | LICENSE NO. | ROUTING | | | |
| | 0842682 ME | R.T.X. | | | |

| QUANTITY | DESCRIPTION | PRICE | AMOUNT |
|----------|------------------------------------|-----------|--------|
| 108.0 | S11-048 RIDSTAR GFT STD CTN FAN 48 | 6.0000 \$ | 648.00 |
| 108.0 | | | 648.00 |

The perishable agricultural commodities listed on this invoice are sold subject to the statutory trust authorized by section 5(c) of the Perishable Agricultural Commodities Act, 1930 (7 U.S.C. 499e (c)). The seller of these commodities retains a trust claim over these commodities, all inventories of food or other products derived from these commodities, and any receivables or proceeds from the sale of these commodities until full payment is received.

PAY THIS AMOUNT →

TERMS: PLEASE REMIT WITHIN 10 DAYS
 GOOD CONDITION BY: _____



INVOICE

INVOICE NO.
04558-A-E

DATE
3/18/03

HEALDS VALLEY FARMS, LTD.

6715 W. MONTE CRISTO RD.
EDINBURG, TEXAS 78539
(956) 380-6211 • 380-0102
FAX: (956) 380-1063

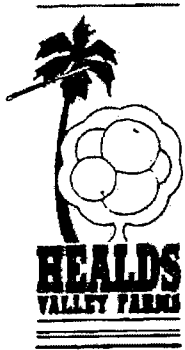
S 1776
O FLEMING COMPANIES, INC.
L LAC-HJNN-SUP. DIVISIONS
D P.O. BOX 26680
T OKLAHOMA CITY, OK 73126
O

S 1027
H FLEMING COMPANIES, INC
I 1637 ST. JAMES ST
P LA CRUSSE, WI 54603
T
O

| DATE SHIPPED | BROKER | CUST. P.O # | BUYER'S P.O # | SLMN # | TERMS |
|--------------|---|--------------------------|---------------|--------|----------|
| 3/17/03 | FLEMING COMPANIES, INC | 701868 | | 1 | FOB 3 |
| TRUCK BROKER | LICENSE NO. | ROUTING | | | |
| | 0732071 HE | GARCIAS | | | |
| QUANTITY | DESCRIPTION | PRICE | AMOUNT | | |
| 162.0 | S11-092 RIDSTAR GFT STD CTR FAR 32 | 7.7500 | \$ 1,255.50 | | |
| 162.0 | <p>The perishable agricultural commodities listed on this invoice are sold subject to the statutory trust authorized by section 5(c) of the Perishable Agricultural Commodities Act, 1930 (7 U.S.C. 499e (c)). The seller of these commodities retains a trust claim over these commodities, all inventories of food or other products derived from these commodities, and any receivables or proceeds from the sale of these commodities until full payment is received.</p> | | | | |
| | | PAY THIS AMOUNT → | | \$ | 1,255.50 |

TERMS: PLEASE REMIT WITHIN 10 DAYS

INVOICE



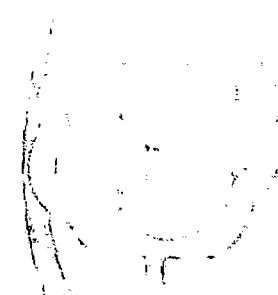
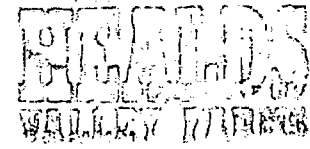

HEALDS VALLEY FARMS, LTD.

6715 W. MONTE CRISTO RD.
EDINBURG, TEXAS 78539
(956) 380-6211 • 380-0102
FAX: (956) 380-1063

S 1811
O L D T O
FLEHING COMPANIES, INC
MILWAUKEE DIVISION
1200 WEST SUNSET DRIVE
WAUKESHA, WI

53186

S 1542
H FLEHING COMPANIES, INC
I 1200 WEST SUNSET DRIVE
P WAUKESHA, WI
T O
53186

| DATE SHIPPED | BROKER | CUST. P.O. # | BUYER'S P.O. # | SLMN # | TERMS |
|--------------|--|--------------|----------------|---|-------|
| 3/20/03 | FLEHING COMPANIES, INC | 996907 | | 1 | FOB 3 |
| TRUCK BROKER | LICENSE NO. | ROUTING | | | |
| | 0842687 ME | R.T.X. | | | |
| QUANTITY | DESCRIPTION | PRICE | AMOUNT | | |
| 55.0 | S33-777 RIDSTAR 8FT MC 8/5 FANCY V | 8.5000 | \$ 467.50 | | |
| 55.0 |   The perishable agricultural commodities listed on this invoice are sold subject to the statutory trust authorized by section 5(c) of the Perishable Agricultural Commodities Act, 1930 (7 U.S.C. 499s (c)). The seller of these commodities retains a trust claim over these commodities, all inventories of food or other products derived from these commodities, and any receivables or proceeds from the sale of these commodities until full payment is received. | | \$ 467.50 |  | |

TERMS: PLEASE REMIT WITHIN 10 DAYS

INVOICE

HEALDS VALLEY FARMS, LTD.

6715 W. MONTE CRISTO RD.
EDINBURG, TEXAS 78539
(956) 380-6211 • 380-0102
FAX: (956) 380-1063



S 1877
O FLEMING COMPANIES, INC.
D TULSA DIVISION
T P.O. BOX 268959
O OKALHOMA CITY, OK 73126

S 1803
H FLEMING COMPANIES, INC.
I 420 S 145 EAST AVE
P TULSA, OK 74108
T
O

| DATE SHIPPED | BROKER | CUST. P.O. # | BUYER'S P.O. # | SLMN # | TERMS |
|--------------|-------------------------|--------------|----------------|--------|-------|
| 3/22/03 | FLEMING COMPANIES, INC. | 997026 | | 1 | FOB 3 |
| TRUCK BROKER | LICENSE NO. | ROUTING | | | |
| | 564-BEJ OK | R.T.X. | | | |

| QUANTITY | DESCRIPTION | PRICE | AMOUNT |
|----------|------------------------------------|-----------|--------|
| 54.0 | S11-023 RIQSTAR GFT STD CTN FAN 23 | 9.2500 \$ | 499.50 |
| 108.0 | S11-036 RIQSTAR GFT STD CTN FAN 36 | 7.5000 \$ | 810.00 |
| 108.0 | S11-048 RIQSTAR BFT STD CTN FAN 48 | 6.0000 \$ | 648.00 |
| 21.0 | S34-777 RIQSTAR GFT NC 8/5 CHOIC V | 7.5000 \$ | 157.50 |



The perishable agricultural commodities listed on this invoice are sold subject to the statutory trust authorized by section 5(c) of the Perishable Agricultural Commodities Act, 1930 (7 U.S.C. 499e (c)). The seller of these commodities retains a trust claim over these commodities, all inventories of food or other products derived from these commodities, and any receivables or proceeds from the sale of these commodities until full payment is received.

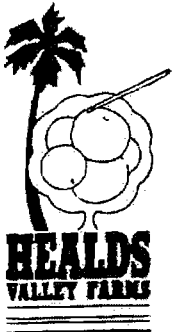
291.0

PAY THIS AMOUNT →

\$ 2,115.00

TERMS: PLEASE REMIT WITHIN 10 DAYS

INVOICE



HEALDS VALLEY FARMS, LTD.

6715 W. MONTE CRISTO RD.
EDINBURG, TEXAS 78539
(956) 380-6211 • 380-0102
FAX: (956) 380-1063

S 1776
O FLEMING COMPANIES, INC.
L LAC-MINN-SUP. DIVISIONS
D P.O. BOX 26680
T OKLAHOMA CITY, OK 73126
O

S 1027
H FLEMING COMPANIES, INC
I 1637 ST. JAMES ST
P LA CROSSE, WI 54603
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O

| DATE SHIPPED | BROKER | CUST. P.O. # | BUYER'S P.O. # | SLMN # | TERMS |
|--------------|------------------------|--------------|----------------|--------|-------|
| 3/24/03 | FLEMING COMPANIES, INC | 709584 | | 1 | FOB 3 |
| TRUCK BROKER | | LICENSE NO. | ROUTING | | |
| | | 0842686 HE | R T X | | |

| QUANTITY | DESCRIPTION | PRICE | AMOUNT |
|----------|------------------------------------|--------|-------------|
| 270.0 | S11-032 RIOSTAR GFT STD CTN FAN 32 | 8.7500 | \$ 2,362.50 |
| 180.0 | S34-777 RIOSTAR GFT MC 2/5 CHOIC V | 7.0000 | \$ 1,260.00 |
| 450.0 | | | \$ 3,622.50 |

The perishable agricultural commodities listed on this invoice are sold subject to the statutory trust authorized by section 5(c) of the Perishable Agricultural Commodities Act, 1930 (7 U.S.C. 499e (c)). The seller of these commodities retains a trust claim over these commodities, all inventories of food or other products derived from these commodities, and any receivables or proceeds from the sale of these commodities until full payment is received.

PAY THIS AMOUNT

TERMS: PLEASE REMIT WITHIN 10 DAYS



INVOICE

HEALDS VALLEY FARMS, LTD.

6715 W. MONTE CRISTO RD.
 EDINBURG, TEXAS 78539
 (956) 380-6211 • 380-0102
 FAX: (956) 380-1063

| |
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| INVOICE NO. 04947-A-0 |
| DATE 3/31/03 |

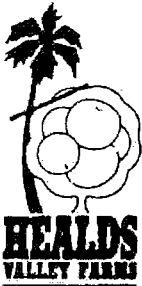
S 1849
 O FLEMING COMPANIES, INC.
 L GARLAND DIVISION
 D P.O. BOX 24750
 T OKLAHOMA CITY, OK 73124

S 1459
 H FLEMING COMPANIES, INC.
 I 2600 HURCLE ROAD
 P GARLAND, TX 75041
 T
 O

| DATE SHIPPED | BROKER | CUST. P.O. # | BUYER'S P.O. # | SLMN # | TERMS |
|--------------|------------------------|--------------|----------------|--------|-------|
| 3/31/03 | FLEMING COMPANIES, INC | 999392 | | 1 | FOB 3 |
| TRUCK BROKER | LICENSE NO. | ROUTING | | | |
| | 099392 NE | H.X. | | | |

| QUANTITY | DESCRIPTION | PRICE | AMOUNT |
|----------|---|--------|---|
| 54.0 | S11-027 RIOSTAR GFT STD LIN FAN 27 | 9.2500 | \$ 499.50 |
| 54.0 | S11-040 RIOSTAR GFT STD CIN FAN 40 | 6.5000 | \$ 351.00 |
| 42.0 | S33-777 RIOSTAR GFT MG 8/8 FANCY V | 7.5000 | \$ 315.00 |
| 150.0 | <p>The perishable agricultural commodities listed on this invoice are sold subject to the statutory trust authorized by section 5(c) of the Perishable Agricultural Commodities Act, 1930 (7 U.S.C. 499e (c)). The seller of these commodities retains a trust claim over these commodities, all inventories of food or other products derived from these commodities, and any receivables or proceeds from the sale of these commodities until full payment is received.</p> | | |
| | | | <p>PAY THIS AMOUNT → \$ 1,165.50</p> |

TERMS: PLEASE REMIT WITHIN 10 DAYS



INVOICE

HEALDS VALLEY FARMS, LTD.

6715 W. MONTE CRISTO RD.
 EDINBURG, TEXAS 78539
 (956) 380-6211 • 380-0102
 FAX: (956) 380-1063

| |
|-------------------------|
| INVOICE NO 04933-A-0 |
| DATE 3/31/03 |

S 1877
 O FLEMING COMPANIES, INC.
 L TULSA DIVISION
 D P.O. BOX 268959
 T OKLAHOMA CITY, OK 73126
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S 1886
 H FLEMING COMPANIES, INC.
 F 420 S 145 EAST AVE
 P TULSA, OK 74109
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| DATE SHIPPED | BROKER | CUST. P.O. # | BUYER'S P.O. # | SLMN # | TERMS |
|--------------|-------------------------|--------------|----------------|--------|-------|
| 3/31/03 | FLEMING COMPANIES, INC. | 997327 | | 1 | FOB 3 |

| TRUCK BROKER | LICENSE NO | ROUTING |
|--------------|------------|---------|
| | 0730072 HE | R T X |

| QUANTITY | DESCRIPTION | PRICE | AMOUNT |
|--------------------------------|---|--------|-------------|
| 54.0 | 911-036 RIOSTAR GFT STD CTN FAN 36 | 7.0000 | 378.00 |
| 108.0 | 911-048 RIOSTAR GFT STD LIN FAN 48 | 6.0000 | 648.00 |
| | | | |
| 162.0 | <p>The perishable agricultural commodities listed on this invoice are sold subject to the statutory trust authorized by section 5(c) of the Perishable Agricultural Commodities Act, 1930 (7 U.S.C. 499e (c)). The seller of these commodities retains a trust claim over these commodities, all inventories of food or other products derived from these commodities, and any receivables or proceeds from the sale of these commodities until full payment is received.</p> | | |
| <p>PAY THIS AMOUNT </p> | | | \$ 1,026.00 |

TERMS: PLEASE REMIT WITHIN 10 DAYS

FILE



INVOICE

HEALDS VALLEY FARMS, LTD.

6715 W. MONTE CRISTO RD.
 EDINBURG, TEXAS 78539
 (956) 380-6211 • 380-0102
 FAX: (956) 380-1063

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| INVOICE NO. 03671-A-L |
| DATE 4/07/03 |


S 1811
 O FLEMING COMPANIES, INC
 L MILWAUKEE DIVISION
 D 1200 WEST SUNSET DRIVE
 T WAUKESHA, WI

59186

S 1542
 H FLEMING COMPANIES, INC
 I 1200 WEST SUNSET DRIVE
 P WAUKESHA, WI

59186

| DATE SHIPPED | BROKER | CUST. P.O. # | BUYER'S P.O. # | SLMN # | TERMS |
|--------------|------------------------|--------------|----------------|--------|-------|
| 2/17/03 | FLEMING COMPANIES, INC | 996482 | | 1 | FOU 3 |
| TRUCK BROKER | | LICENSE NO. | ROUTING | | |
| | | 781-9EA DK | R.T.X. | | |

| QUANTITY | DESCRIPTION | PRICE | AMOUNT |
|---|------------------------|-------|-----------|
| 1-01-1003 | FLEMING INV 3671AE NSF | | \$ 714.00 |
|  <p>HEALDS VALLEY FARMS</p> | | | |
| <p>The perishable agricultural commodities listed on this invoice are sold subject to the statutory trust authorized by section 5(c) of the Perishable Agricultural Commodities Act, 1930 (7 U.S.C. 499e (c)). The seller of these commodities retains a trust claim over these commodities, all inventories of food or other products derived from these commodities, and any receivables or proceeds from the sale of these commodities until full payment is received.</p> | | | |
| | | | \$ 714.00 |

DEBIT MEMO **PAY THIS AMOUNT** →

TERMS: PLEASE REMIT WITHIN 10 DAYS

CERTIFICATE OF SERVICE

I, Duane D. Werb, hereby certify that on this 2nd day of September, 2003, a copy of the foregoing *Response of Healds Valley Farms, Ltd to Claim Status Detail Report for Second Supplemental Paca Status Report* was sent to the following individuals in the manner indicated:

VIA HAND DELIVERY

Laura Davis Jones, Esq.
Christopher J. Lhulier, Esq.
Pachulski, Stang, Ziehl, Young,
Jones & Weintraub P.C.
919 North Market Street, 16th Floor
P.O. Box 8705
Wilmington, DE 19899

VIA FIRST CLASS MAIL

James H. M. Sprayregen, P.C.
Richard L. Wynne, Esq.
Shirley Cho, Esq.
Kirkland & Ellis
777 South Figueroa Street
Los Angeles, CA

VIA FIRST CLASS MAIL

Charles A. Cipione
Alix Partners, LLC
2100 McKinney Ave., Suite 800
Dallas, TX 75201

VIA FIRST CLASS MAIL

Paul S. Aronzon, Esq.
Milbank, Tweed, Hadley & McCloy LLP
601 South Figueroa Street
Los Angeles, CA 90017

VIA FIRST CLASS MAIL

I. William Cohen, Esq.
Pepper Hamilton LLP
100 Renaissance Center, Suite 3600
Detroit, MI 48243

VIA FIRST CLASS MAIL

Andrew P. DeNatale, Esq.
Daniel Ginsberg, Esq.
White & Case
1155 Avenue of the Americas
New York, NY 10036

VIA HAND DELIVERY

Scott D. Cousins, Esq.
William E. Chipman, Jr., Esq.
Greenburg Traurig L.P.
The Brandywine Building
1000 West Street, Suite 1540
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Dated: September 2, 2003
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