

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

In re:  FLEMING COMPANIES, INC., <u>et al.</u> , <sup>1</sup>  Debtors	Case No. 03-10945 (MFW)  Chapter 11  Jointly Administered  <b>Hearing Date: October 2, 2003 at 2:00 p.m.</b> <b>Related Docket Nos.: 1016, 1727, 3055, _____</b>
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**ORDER**

AND NOW, this \_\_\_\_\_ day of \_\_\_\_\_, 2003, the Court having considered this matter and the Motion of Kinsley Equities, and all capitalized terms undefined herein having the meaning ascribed to them in the Motion, IT IS HEREBY ORDERED AS FOLLOWS:

1. The Debtors shall immediately comply with the *Order Establishing Procedures for the Sale of Real Estate and Personal Property Located Therein and Authorizing the Sale of Real Estate and Personal Property Located Therein Pursuant to Sections 363(b), 364(f) and 1146(c) of the Bankruptcy Code* by filing a Certificate of No Objection and proposed form of order approving the sale of Property, so that Kinsley may enforce the Agreement;
2. The Late Objection is overruled; and
3. The Debtors shall immediately cancel the proposed Property auction.

BY THE COURT:

\_\_\_\_\_  
The Honorable Mary F. Walrath  
United States Bankruptcy Court, Chief Judge

<sup>1</sup> The Debtors are the following entities: Core-Mark International, Inc.; Fleming Companies, Inc.; ABCO Food Group, Inc.; ABCO Markets, Inc.; ABCO Realty Corp.; ASI Office Automation, Inc.; C/M Products, Inc.; Core-Mark Interrelated Companies, Inc.; Core-Mark Mid-Continent, Inc.; Dunigan Fuels, Inc.; Favar Concepts, Ltd.; Fleming Foods Management Co., L.L.C.; Fleming Foods of Texas, L.P.; Fleming International, Ltd.; Fleming Supermarkets of Florida, Inc.; Fleming Transportation Service, Inc.; Food 4 Less Beverage Company, Inc.; Fuelserv, Inc.; General Acceptance Corporation; Head Distributing Company; Marquise Ventures Company, Inc.; Minter-Weisman Co.; Piggly Wiggly Company; Progressive Realty, Inc.; Rainbow Food Group, Inc.; Retail Investments, Inc.; Retail Supermarkets, Inc.; RFS Marketing Services, Inc.; and Richmar Foods, Inc.