

IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE DISTRICT OF DELAWARE

In re:	)	Chapter 11
	)	
Fleming Companies, Inc., <u>et al.</u> , <sup>1</sup>	)	Case No. 03-10945 (MFW)
	)	(Jointly Administered)
Debtors.	)	

**AMENDED NOTICE OF AGENDA OF MATTERS SCHEDULED  
FOR HEARING ON OCTOBER 20, 2003 AT 2:00 P.M.**

**CONTINUED MATTERS:**

1. Motion for Order Pursuant to Section 365(a) of the Bankruptcy Code Authorizing the Debtors to Reject Certain Unexpired Leases of Nonresidential Real Property and Aviation Equipment (Docket No. 13, Filed April 2, 2003)

Response Deadline: April 14, 2003 at 4:00 p.m., prevailing Eastern time; extended to April 16, 2003 4:00 p.m. for Richard P.S. Hannum, Esquire

Status: The outstanding portions of this matter are continued to the November 4, 2003 omnibus hearing.

2. Application Pursuant to 11 U.S.C. §§ 327(a) and 328 and Fed. R. Bankr. P. 2014(a), 2016 and 5002 Authorizing the Employment and Retention of Deloitte & Touche LLP as Independent Auditors, Accountants and Property Tax Service Providers Nunc Pro Tunc to April 1, 2003 – filed by Debtors (Docket No. 454, Filed April 18, 2003)

Response Deadline: April 29, 2003 at 4:00 p.m. at 4:00 p.m.

Status: The Debtors are requesting that this matter be continued to the November 4, 2003 hearing.

---

<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.

3. Motion for Order Pursuant to Section 365(a) of the Bankruptcy Code Authorizing the Debtors to Reject Certain Unexpired Leases of Nonresidential Real Property (Subleased Locations) (Docket No. 644, Filed April 30, 2003)

Response Deadline: May 13, 2003 at 4:00 p.m.

Status: The outstanding portions of this matter are continued to the November 4, 2003 omnibus hearing.

4. Debtors' Motion for Entry of an Order Authorizing the Debtors to (A) Sell Certain Additional Residual Assets That are Not Subject to the Initial Webcast Sale Pursuant to Section 363 of the Bankruptcy Code and (B) Establishing an Expedited Procedure to Sell Residual Assets in Future Pursuant to the Auction Agreement with Dovebid, Inc. (Docket No. 1205, Filed May 30, 2003)

Response Deadline: June 18, 2003

Status: This matter is being continued to a date to be determined.

5. Motion of Gorton's, Inc. for Relief from Stay Under Section 362 of the Bankruptcy Code to Exercise Right to Setoff Pursuant to 11 U.S.C. § 553 (Docket No. 1482, Filed June 13, 2003)

Response Deadline: July 10, 2003 at 4:00 p.m.; Extended to September 25, 2003.

Responses Received: None received

Status: This matter is being continued to the November 4, 2003 omnibus hearing.

6. Motion of Ventura Foods, LLC for an Order Granting Relief from the Automatic Stay (Docket No. 1501, Filed June 16, 2003)

Response Deadline: July 21, 2003 at 4:00 p.m.

Status: This matter is being continued to the November 4, 2003 omnibus hearing.

7. Motion of Barry Road Foods, Inc., for an Order Authorizing Discovery Pursuant to Bankruptcy Rule 2004 (Docket No. 1824, Filed July 3, 2003)

Response Deadline: July 28, 2003 by 4:00 p.m.; extended to August 11, 2003

Status: This matter is being continued to the November 4, 2003 omnibus hearing.

8. Motion of Barry Road Foods, Inc., for (i.) Allowance and Payment of Administrative Claim; (ii.) Compelling the Debtor to Provide Adequate

Protection; and, (iii.) Compelling the Debtor to Assume or Reject the Lease (Docket No. 1850, Filed July 7, 2003)

Response Deadline: July 28, 2003 by 4:00 p.m.; extended to August 11, 2003

Status: This matter is being continued to the November 4, 2003 omnibus hearing.

9. Motion of EFS National Bank for Relief from the Automatic Stay in Order to Effect Recoupment (Docket No. 1923, Filed July 14, 2003)

Response Deadline: July 28, 2003; extended to October 13, 2003. Because October 13, 2003 is a Federal Holiday, the objection deadline is October 14, 2003; Extended to October 28, 2003.

Status: This matter is being continued to the November 4, 2003 omnibus hearing.

10. Motion of Marigold Foods, LLC for an Order Authorizing Recoupment (Docket No. 3146, Filed August 15, 2003)

Response Deadline: August 28, 2003 at 4:00 p.m.; Extended to October 13, 2003. Because October 13, 2003 is a Federal Holiday, the objection deadline is October 14, 2003; Extended to October 28, 2003.

Status: This matter is being continued to the November 4, 2003 omnibus hearing.

11. Motion of Georgia-Pacific Corporation for an Order Resolving its Reclamation Claims Filed in the Debtors' Cases (Docket No. 3498, Filed September 2, 2003)

Response Deadline: September 16, 2003; Extended to October 28, 2003 for the Debtors and Committee only.

Status: This matter is being continued to the November 4, 2003 omnibus hearing.

12. Motion for Order Establishing Amount of Adequate Protection Reserve Pursuant to Sale Order (Docket No. 3667, Filed September 12, 2003)

Response Deadline: September 25, 2003 at 4:00 p.m.; Extended to September 26, 2003 for Committee only.

Status: This matter is being continued to the November 4, 2003 omnibus hearing.

13. Debtors' Motion for Order Approving Compromise and Settlement with Sara Lee Bakery Group, Inc. (Docket No. 3715, Filed September 18, 2003)

Response Deadline: October 13, 2003 at 4:00 p.m. Because October 13, 2003 is a Federal Holiday, the objection deadline is October 14, 2003.

Status: This matter is being continued to the November 4, 2003 omnibus hearing.

14. Debtors' Motion for Order Approving Compromise and Settlement with Superior Dairy, Inc. and Alfred Nickles Bakery, Inc. (Docket No. 3717, Filed September 18, 2003)

Response Deadline: October 13, 2003 at 4:00 p.m. Because October 13, 2003 is a Federal Holiday, the objection deadline is October 14, 2003.

Status: This matter is being continued to the November 4, 2003 omnibus hearing.

15. Kent Wuethrich's Motion for Relief from the Automatic Stay to Pursue Insurance Coverage (Docket No. 3719, Filed September 18, 2003)

Response Deadline: October 13, 2003 at 4:00 p.m. Because October 13, 2003 is a Federal Holiday, the objection deadline is October 14, 2003; Extended to October 28, 2003.

Status: This matter is being continued to the November 4, 2003 omnibus hearing.

16. Wilbur J. Rock's Motion Requesting Relief from Automatic Stay (Docket No. 3883, Filed September 29, 2003)

Response Deadline: [October 10, 2003; Extended to October 20, 2003]

Status: This matter is being continued to the November 4, 2003 omnibus Hearing.

17. Motion of Givorns Foods, Inc. et al. for Relief From Automatic Stay to Pursue Certain Litigation Claims (Docket No. 3927, Filed October 3, 2003)

Response Deadline: October 13, 2003 at 4:00 p.m. Because October 13, 2003 is a Federal Holiday, the objection deadline is October 14, 2003; Extended to October 28, 2003.

Status: This matter is being continued to the November 4, 2003 omnibus hearing.

18. Motion of DDB Limited Partnership to Compel Allowance and Payment of Administrative Expense Claim and Cure Claim Under 11 U.S.C. §§ 503(b)(A) and 365(b) (Docket No. 3938, Filed October 6, 2003)

Response Deadline: November 18, 2003

Status: This matter is being continued to the November 25, 2003 omnibus hearing for a status conference only.

**UNCONTESTED/RESOLVED MATTERS:**

19. Motion of the Board of Trustees of the Leland Stanford Junior University for Relief from the Automatic Stay to Pursue Litigation Against the Debtor and Debtor's Insurer's (Docket No. 1343, Filed June 5, 2003)

Related Documents:

- a. Notice of Motion (Docket No. 1343, Filed June 5, 2003)
- b. [Proposed] Order Granting the Motion of the Board of Trustees of the Leland Stanford University for Relief from the Automatic Stay (Docket No. 1343, Filed June 5, 2003)

Response Deadline: June 18, 2003 at 4:00 p.m.; Extended to September 30, 2003

Responses Received: None received

Status: The parties are discussing terms of a consensual withdrawal of this motion. In the event that the parties are unable to agree on such terms by the October 20, 2003 hearing date, the motion will be continued to the November 4, 2003 omnibus hearing.

20. Motion of Pictsweet Company for Relief from the Automatic Stay or Alternatively to Compel the Assumption or Rejection of Executory Contract and Demand for Adequate Assurances (Docket No. 2027, Filed July 18, 2003).

Related Documents:

- a. Notice of Motion of Pictsweet Company for Relief from the Automatic Stay or Alternatively to Compel the Assumption or Rejection of Executory Contract and Demand for Adequate Assurances (Docket No. 2027, Filed July 18, 2003)
- b. [Proposed] Order Granting Motion of the Pictsweet Company for Relief from the Automatic Stay (Docket No. 2027, Filed July 18, 2003)

Response Deadline: July 28, 2003; extended to July 30, 2003 at 4:00 p.m. for the Debtors only.

Responses Received:

- a. Fleming's Opposition to Motion of the Pictsweet Company for Relief from the Automatic Stay or Alternatively to Compel the Assumption and

Rejection of Executory Contract and Demand for Adequate Assurances  
(Docket No. 2542, Filed July 30, 2003)

- b. Joinder of the Official Committee of Unsecured Creditors of Fleming Companies, Inc., et al., in Objection of Fleming's Opposition to Motion of the Pictsweet Company for Relief from the Automatic Stay or Alternatively to Compel the Assumption and Rejection of Executory Contract and Demand for Adequate Assurances (Docket No. 2544, Filed July 30, 2003)

Status: The parties are discussing the terms of a stipulation. If the stipulation is not finalized by the time and date of the hearing, the matter will be continued to the November 4, 2003 omnibus hearing.

- 21. Motion of Westchester Fire Specialty Insurance Company for Relief from the Automatic Stay to Terminate Bonds (Docket No. 2387, Filed July 28, 2003)

Related Documents:

- a. Notice of Motion of Westchester Fire Specialty Insurance Company for Relief from the Automatic Stay to Terminate Bonds (Docket No. 2387, Filed July 28, 2003)
- b. [Proposed] Order on Motion of Westchester Fire Specialty Insurance Company for Relief from the Automatic Stay to Terminate Bonds (Docket No. 2387, Filed July 28, 2003)

Response Deadline: August 12, 2003 at 4:00 p.m.

Responses Received: None received

Status: This matter has been resolved. A stipulation will be presented under Certification of Counsel, otherwise this will be continued to the November 4, 2003 omnibus hearing.

- 22. Motion of Transport International Pool, Inc. ("TIP") for (i) Relief from Stay to Terminate Leases and Recover Trailers; (ii) Adequate Protection; (iii) Allowance and Payment of Administrative Claims; and (iv) for an Order Requiring an Accounting (Docket No. 2758, Filed August 5, 2003)

Related Documents:

- a. Notice of Motion of Transport International Pool, Inc. ("TIP") for (i) Relief from Stay to Terminate Leases and Recover Trailers; (ii) Adequate Protection; (iii) Allowance and Payment of Administrative Claims; and (iv) for an Order Requiring an Accounting (Docket No. 2758, Filed August 5, 2003)
- b. [Proposed] Order (Docket No. 2758, Filed August 5, 2003)

Response Deadline: August 28, 2003 at 4:00 p.m.; Extended to September 15, 2003 for the Debtors and the Committee only.

Responses Received: None received

Status: The parties are discussing the terms of a stipulation. If the stipulation is not finalized by the time and date of the hearing, the matter will be continued to the November 4, 2003 hearing.

23. George Perry & Sons, Inc., General Produce Co., Ltd. And The Produce Exchange, Inc.'s Motion for Turnover and Payment of Perishable Agricultural Commodities Act Trust Proceeds Pursuant to Section 554(b) of the Bankruptcy Code (Docket No. 3539, Filed September 4, 2003)

Related Documents:

- a. Notice of Motion (Docket No. 3539, Filed September 4, 2003)
- b. [Proposed] Order (Docket No. 3539, Filed September 4, 2003)

Response Deadline: September 25, 2003 at 4:00 p.m.; Extended to October 15, 2003 for the Debtors, Committee, and Lenders only.

Responses Received: None received

Status: This matter has been resolved and the Motion will be withdrawn.

24. Motion of Standard Fruit & Vegetable Co., Inc. d/b/a Del Monte Fresh Produce, N.A. to Compel Debtors to Assume or Reject Executory Contract or, in the Alternative, Authorize Rejection Thereof (Docket No. 3658, Filed September 12, 2003)

Related Documents:

- a. Notice of Motion of Standard Fruit & Vegetable Co., Inc. d/b/a Del Monte Fresh Produce, N.A. to Compel Debtors to Assume or Reject Executory Contract or, in the Alternative, Authorize Rejection Thereof (Docket No. 3658, Filed September 12, 2003)

Response Deadline: September 25, 2003 at 4:00 p.m.; Extended to September 30, 2003 at Noon for the Debtors and Committee only.

Responses Received: None received

Status: The parties are working to resolve the matter by stipulation. In the event that the stipulation cannot be finalized by the time and date of the hearing, the matter will be continued to the November 4, 2003 omnibus hearing.

25. Motion of Berger-Epstein & Associates, Inc. to Compel Debtors to Assume or Reject Lease (Docket No. 3720, Filed September 18, 2003)

Related Documents:

- a. Notice of Motion (Docket No. 3720, Filed September 18, 2003)
- b. [Proposed] Order (Docket No. 3720, Filed September 18, 2003)

Response Deadline: October 13, 2003 at 4:00 p.m. Because October 13, 2003 is a Federal Holiday, the objection deadline is October 14, 2003.

Responses Received: None received

Status: **This matter has been resolved. The parties are working to finalize the terms of a revised proposed order.**

26. Motion of Dana B. Geyer, Trustee, E.B. Geyer Testamentary Trust, for Allowance and Payment of Administrative Expense Claim (Docket No. 3728, Filed September 19, 2003)

Related Documents:

- a. [Proposed] Order on Motion of Dana B. Geyer, Trustee, E.B. Geyer Testamentary Trust, for Allowance and Payment of Administrative Expense Claim (Docket No. 3728, Filed September 19, 2003)
- b. Notice of Motion of Dana B. Geyer, Trustee, E.B. Geyer Testamentary Trust, for Allowance and Payment of Administrative Expense Claim (Docket No. 3727, Filed September 19, 2003)

Response Deadline: October 13, 2003 at 4:00 p.m. Because October 13, 2003 is a Federal Holiday, the objection deadline is October 14, 2003; Extended to October 28, 2003 (for the repair portion of the Motion).

Responses Received: None received to date.

Status: This matter has been resolved as it relates to real property taxes. In the event that a stipulation cannot be finalized by the date and time of the hearing, this portion of the Motion will be continued to the November 4, 2003 omnibus hearing. The portion of this Motion that relates to repair issues is being continued to the November 4, 2003 omnibus hearing.

27. Motion of Larry Culpepper for Order to Lift Stay to Allow State Court Proceeding (Docket No. 3740, Filed September 15, 2003)



Related Documents:

- a. Notice of Motion of Larry Culpepper for Order to Lift Stay to Allow State Court Proceeding (Docket No. 3740, Filed September 15, 2003)
- b. [Proposed] Order Granting Motion of Larry Culpepper to Lift Stay to Allow State Court Proceeding (Docket No. 3740, Filed September 15, 2003)

Response Deadline: September 25, 2003 at 4:00 p.m.

Responses Received: None received

Status: This matter has been resolved. A stipulation will be presented.

- 28. Debtors' Motion for Order Approving Lease Termination Agreements Between Fleming Companies, Inc. and J&J Nelson, Inc. (Docket No. 3771, Filed September 24, 2003)

Related Documents:

- a. Notice of Debtors' Motion for Order Approving Lease Termination Agreements Between Fleming Companies, Inc. and J&J Nelson, Inc. (Docket No. 3771, Filed September 24, 2003)
- b. Certification of No Objection Regarding Docket No. 3771 (Docket No. 4075, Filed October 15, 2003)

Response Deadline: October 13, 2003. Because October 13, 2003 is a Federal Holiday, the objection deadline is October 14, 2003.

Responses Received: None received

Status: No Objections have been received. The Debtors have filed a Certification of No Objection (Docket No. 4075) requesting the Court enter the proposed order at its earliest convenience.

- 29. Debtors' Motion for Order Authorizing the Debtors to Reject Certain Personal Property Leases and Executory Contracts (October 2, 2003 Motion) (Docket No. 3917, Filed October 2, 2003)

Related Documents:

- a. Notice of Debtors' Motion for Order Authorizing the Debtors to Reject Certain Personal Property Leases and Executory Contracts (October 2, 2003 Motion) (Docket No. 3917, Filed October 2, 2003)

- b. [Proposed] Order Under Authorizing the Debtors to Reject Certain Personal Property Leases and Executory Contracts (October 2, 2003 Motion ) (Docket No. 3917, Filed October 2, 2003)
- c. Certification of Counsel Regarding Revised Proposed Order for Docket No. 3917 (Docket No. 4079)

Response Deadline: October 13, 2003. Because October 13, 2003 is a Federal Holiday, the objection deadline is October 14, 2003.

Responses Received: None received

Status: No objections were received. The Debtors have filed a Certification of Counsel with a revised proposed Order to reflect the bar date for any rejection claims to be filed as a result of the granting of the motion.

- 30. Motion of Grand Island Properties, LLC to Compel Payment of Post-Petition Lease Obligations and for Other Related Relief (Docket No. 3926, Filed October 3, 2003)

Related Documents:

- a. Notice of Motion (Docket No. 3926, Filed October 3, 2003)
- b. [Proposed] Order Granting Motion of Grand Island Properties, LLC to Compel Payment of Post-Petition Lease Obligations and for Other Related Relief (Docket No. 3926, Filed October 3, 2003)

Response Deadline: October 13, 2003 at 4:00 p.m. Because October 13, 2003 is a Federal Holiday, the objection deadline is October 14, 2003; Extended to October 17, 2003 at 2:00 p.m. for the Debtors and the Committee.

Responses Received: None received to date.

Status: **This matter has been resolved. The parties are working to finalize a Stipulation.**

- 31. Motion of Renaissance Plaza Associates, LP to Compel Payment of Post-Petition Rents and Other Obligations, or in the Alternative, for Relief from the Automatic Stay Pursuant to 11 U.S.C. § 362(d) (Docket No. 3928, Filed October 3, 2003)

Related Documents:

- a. Notice of Motion of Renaissance Plaza Associates, LP to Compel Payment of Post-Petition Rents and Other Obligations, or in the Alternative, for Relief from the Automatic Stay Pursuant to 11 U.S.C. § 362(d) (Docket No. 3928, Filed October 3, 2003)

- b. Certification of Edward Kochman in Support of Motion of Renaissance Plaza Associates, LP to Compel Payment of Post-Petition Rents and Other Obligations, or in the Alternative, for Relief from the Automatic Stay Pursuant to 11 U.S.C. § 362(d) (Docket No. 3928, Filed October 3, 2003)
- c. [Proposed] Order Compelling Payment of Post-Petition Rents and Other Obligations (Docket No. 3928, Filed October 3, 2003)
- d. Motion to Shorten Notice (Docket No. 3929, Filed October 3, 2003)
- e. [Signed] Order Granting Motion to Shorten Notice (Docket No. 4005, Filed October 9, 2003)

Response Deadline: October 14, 2003 at 4:00 p.m.; Extended to October 17, 2003 for the Debtors and the Committee

Responses Received: None received to date.

Status: **This matter has been resolved. The parties are working to finalize a Stipulation.**

- 32. Motion for an Order Pursuant to Section 365 of the Bankruptcy Code Authorizing Debtors to Assume and Assign Certain Unexpired Non-Residential Real Property Leases (KY-189) (Docket No. 3933, Filed October 3, 2003)

Related Documents:

- a. Notice of Motion for an Order Pursuant to Section 365 of the Bankruptcy Code Authorizing Debtors to Assume and Assign Certain Unexpired Non-Residential Real Property Leases (KY-189) (Docket No. 3933, Filed October 3, 2003)
- b. [Proposed] Order Authorizing the Debtors to Assume and Assign Certain Unexpired Non-Residential Real Property Leases (KY-189) (Docket No. 3933, Filed October 3, 2003)
- c. Certification of No Objection Regarding Docket No. 3933 (Docket No. 4068, Filed October 15, 2003))

Response Deadline: October 13, 2003 at 4:00 p.m. Because October 13, 2003 is a Federal Holiday, the objection deadline is October 14, 2003.

Responses Received: None received

Status: No Objections have been received. The Debtors have filed a Certification of No Objection (Docket No. 4068) requesting the Court enter the proposed order at its earliest convenience.

- 33. Emergency Motion for Modification of Motion for Order Pursuant to Section 365(a) of the Bankruptcy Code Authorizing the Debtors to Reject Certain

Unexpired Leases of Nonresidential Real Property (October 2, 2003 Motion)  
(Docket No. 4050, Filed October 14, 2003)

Related Documents:

- a. Motion for Order Pursuant to Section 365(a) of the Bankruptcy Code Authorizing the Debtors to Reject Certain Unexpired Leases of Nonresidential Real Property (October 2, 2003 Motion) (Docket No. 3916, Filed October 2, 2003)
- b. Motion to Shorten Notice Period with Respect to Emergency Motion for Modification of Motion for Order Pursuant to Section 365(a) of the Bankruptcy Code Authorizing the Debtors to Reject Certain Unexpired Leases of Nonresidential Real Property (October 2, 2003 Motion) (Docket No. 4050, Filed October 14, 2003)
- c. Notice of Emergency Motion for Modification of Motion for Order Pursuant to Section 365(a) of the Bankruptcy Code Authorizing the Debtors to Reject Certain Unexpired Leases of Nonresidential Real Property (October 2, 2003 Motion) (Docket No. 4050, Filed October 14, 2003)
- d. [Proposed] Order Approving Emergency Motion for Modification of Motion for Order Pursuant to Section 365(a) of the Bankruptcy Code Authorizing the Debtors to Reject Certain Unexpired Leases of Nonresidential Real Property (October 2, 2003 Motion) (Docket No. 4050, Filed October 14, 2003)

[Proposed] Response Deadline: October 20, 2003 at 2:00 p.m. (at the hearing)

Responses Received: None received to date.

Status: This matter relates to Agenda item no. 48. If the Court grants the Motion to Shorten Notice Period, this matter will go forward.

**CONTESTED MATTERS:**

- 34. Motion of CitiCapital Commercial Leasing Corporation for Order Compelling Debtor to Assume or Reject Vehicle Fleet Leases and Ancillary Agreements and Compelling Performance Thereunder (Docket No. 1480, Filed June 13, 2003)

Related Documents:

- a. Notice of CitiCapital Commercial Leasing Corporation's Motion for Order Compelling Debtor to Assume or Reject Vehicle Fleet Leases and Ancillary Agreements and Compelling Performance Thereunder (Docket No. 1480, Filed June 13, 2003)

- b. Affidavit of CitiCapital Commercial Leasing Corporation in Support of Motion for Order Compelling Debtor to Assume or Reject Vehicle Fleet Leases and Ancillary Agreements and Compelling Performance Thereunder (Docket No. 1480, Filed June 13, 2003)
- c. [Proposed] Order Compelling Debtor to Assume or Reject Vehicle Leases and Ancillary Agreements and Compelling Performance Thereunder (Docket No. 1480, Filed June 13, 2003)

Response Deadline: July 10, 2003 at 4:00 p.m.; Extended to September 16, 2003

Responses Received:

- a. Debtors Objection to Motion of CitiCapital Commercial Leasing Corporation for Order Compelling Debtor to Assume or Reject Vehicle Fleet Leases and Ancillary Agreements and Compelling Performance Thereunder (Docket No. 3856, Filed September 29, 2003)

Status: A Stipulation and Order will be submitted under Certificate of Counsel. If the stipulation is not submitted prior to the hearing, this matter is continued to the November 4, 2003 omnibus hearing.

- 35. Motion of Fox's Foods, Inc. to Compel Rejection of a Certain Executory Contract and to Compel Rejection of an Unexpired Sublease for Non-Residential Real Property (Docket No. 1816, Filed July 2, 2003)

Related Documents:

- a. Notice of Hearing (Docket No. 1816, Filed July 2, 2003)
- b. [Proposed] Order (Docket No. 1816, Filed July 2, 2003)

Response Deadline: July 10, 2003 at 4:00 p.m.; extended to July 14, 2003 at 4:00 for the Debtors only; extended to August 11, 2003 for Debtors only..

Responses Received:

- a. Fleming's Objection to Fox's Foods' Motion to Compel Rejection of a Certain Executory Contract and to Compel Rejection of an Unexpired Sublease for Non-residential Real Property (Docket No. 2973, Filed August 11, 2003)

Status: This matter is going forward.

- 36. Application of the Debtors for Entry of an Order Pursuant to 11 U.S.C. §§ 327(a), 330 and 105(a) and Fed. R. Bankr. P. 2014(a), 2016 and 5002 Authorizing the Employment and Retention of Bain & Company as Turnaround Advisor to the Debtors and Debtors in Possession Nunc Pro Tunc to April 1, 2003 and Motion of the Debtors for an Order Approving the Termination Agreement (Docket No.

2818, Filed August 6, 2003)

Related Documents:

- a. Notice of Application of the Debtors for Entry of an Order Pursuant to 11 U.S.C. §§ 327(a), 330 and 105(a) and Fed. R. Bankr. P. 2014(a), 2016 and 5002 Authorizing the Employment and Retention of Bain & Company as Turnaround Advisor to the Debtors and Debtors in Possession Nunc Pro Tunc to April 1, 2003 and Motion of the Debtors for an Order Approving the Termination Agreement (Docket No. 2818, Filed August 6, 2003)
- b. Declaration Of Mark Kovac Re Application Of The Debtors For Entry Of An Order Pursuant To 11 U.S.C. §§ 327(A), 330, 363, 365 And 105(A) And Fed.R.Bankr.P. 2014(A), 2016 And 5002 Authorizing The Employment And Retention Of Bain & Company As Turnaround Advisor to the Debtors and Debtors in Possession and Approving the Termination Agreement (Docket No. 2818, Filed August 6, 2003)
- c. [Proposed] Order Approving The Application Of The Debtors For Entry Of An Order Pursuant To 11 U.S.C. §§ 327(A), 330, And 105(A) And Fed. R. Bankr. P. 2014(A), 2016 And 5002 Authorizing The Employment And Retention Of Bain & Company As Turnaround Advisor to the Debtors and Debtors in Possession and Approving the Termination Agreement (Docket No. 2818, Filed August 6, 2003)
- d. Amended Notice of Application of the Debtors for Entry of an Order Pursuant to 11 U.S.C. §§ 327(a), 330 and 105(a) and Fed. R. Bankr. P. 2014(a), 2016 and 5002 Authorizing the Employment and Retention of Bain & Company as Turnaround Advisor to the Debtors and Debtors in Possession Nunc Pro Tunc to April 1, 2003 and Motion of the Debtors for an Order Approving the Termination Agreement (Docket No. 3043, Filed August 12, 2003)

Response Deadline: August 28, 2003 at 4:00 p.m.

Responses Received:

- a. Objection of the Acting United States Trustee to the Application of the Debtors for Entry of an Order Pursuant to 11 U.S.C. §§ 327(a), 330 and 105(a) and Fed. R. Bankr. P. 2014(a), 2016 and 5002 Authorizing the Employment and Retention of Bain & Company as Turnaround Advisor to the Debtors and Debtors in Possession Nunc Pro Tunc to April 1, 2003 and Motion of the Debtors for an Order Approving the Termination Agreement (Docket No. 2892, Filed August 8, 2003)
- b. Objection of the Official Committee of Unsecured Creditors to Application of the Debtors for Entry of an Order Pursuant to 11 U.S.C. §§ 327(a), 330 and 105(a) and Fed. R. Bankr. P. 2014(a), 2016 and 5002 Authorizing the Employment and Retention of Bain & Company as

Turnaround Advisor to the Debtors and Debtors in Possession Nunc Pro Tunc to April 1, 2003 and Motion of the Debtors for an Order Approving the Termination Agreement (Docket No. 3017, Filed August 12, 2003)

- i. Notice of Withdrawal of Objection of the Official Committee of Unsecured Creditors to Application of the Debtors for Entry of an Order Pursuant to 11 U.S.C. §§ 327(a), 330 and 105(a) and Fed. R. Bankr. P. 2014(a), 2016 and 5002 Authorizing the Employment and Retention of Bain & Company as Turnaround Advisor to the Debtors and Debtors in Possession Nunc Pro Tunc to April 1, 2003 and Motion of the Debtors for an Order Approving the Termination Agreement (Docket No. 3449, Filed August 29, 2003)

Replies Received:

- a. Omnibus Reply of Bain & Company, Inc. to Objections of Acting United States Trustee to (A) the Application of Debtors for Entry of An Order Pursuant to 11 USC §§ 327(A), 330 and 105(A) and Fed.R.Bankr. P 2014(a), 2016 and 5002 Authorizing the Employment and Retention of Bain & Co. as Turnaround Advisor to the Debtors and Debtors in Possession Nunc Pro Tunc to April 1, 2003 and Motion of the Debtors for an Order Approving the Termination Agreement and (B) First and Final Application for Approval of Professional Fees and Expenses Incurred by Bain & Co., Inc. as Management Consultants to the Debtors for the Period April 1, 2003 through April 11, 2003 (Docket No. 4067, Filed October 15, 2003)

Status: This matter is going forward as a status conference only.

- 37. First and Final Fee Application for Approval of Professional Fees and Expenses Incurred by Bain and Company, Inc., as Management Consultants to the Debtors for the Period from April 1, 2003 through April 11, 2003 (Docket No. 2847, Filed August 7, 2003)

Related Documents:

- a. Notice of Filing Fee Application (Docket No. 2847, Filed August 7, 2003)

Response Deadline: August 27, 2003 at 4:00 p.m.; Extended to August 29, 2003 for the Committee only.

Responses Received:

- a. Objection of the Acting United States Trustee to the First and Final Fee Application for Approval of Professional Fees and Expenses Incurred by Bain & Company, Inc. as Management Consultants to the Debtors for the Period from April 1, 2003 through April 11, 2003 (Docket No. 3372, Filed August 27, 2003)

Replies Received:

- a. Omnibus Reply of Bain & Company, Inc. to Objections of Acting United States Trustee to (A) the Application of Debtors for Entry of An Order Pursuant to 11 USC §§ 327(A), 330 and 105(A) and Fed.R.Bankr. P 2014(a), 2016 and 5002 Authorizing the Employment and Retention of Bain & Co. as Turnaround Advisor to the Debtors and Debtors in Possession Nunc Pro Tunc to April 1, 2003 and Motion of the Debtors for an Order Approving the Termination Agreement and (B) First and Final Application for Approval of Professional Fees and Expenses Incurred by Bain & Co., Inc. as Management Consultants to the Debtors for the Period April 1, 2003 through April 11, 2003 (Docket No. 4067, Filed October 15, 2003)

Status: This matter is going forward as a status conference only.

38. Motion for Order Allowing Administrative Claims of Certain Terminated Salaried Employees and Authorizing and Instructing the Debtor to Pay Said Claims (Docket No. 3079, Filed August 13, 2003)

Related Documents:

- a. Notice of Motion for Order Allowing Administrative Claims of Certain Terminated Salaried Employees and Authorizing and Instructing the Debtor to Pay Said Claims (Docket No. 3079, Filed August 13, 2003)
- b. [Proposed] Order Allowing Administrative Claims of Certain Terminated Salaried Employees and Authorizing and Instructing the Debtor to Pay Said Claims (Docket No. 3079, Filed August 13, 2003)

Response Deadline: August 28, 2003 at 4:00 p.m.; Extended to September 11, 2003 for the Debtors; Extended to a date to be determined for the Debtors.

Responses Received:

- a. Debtors' Objection to Motion for Order Allowing Administrative Claims of Certain Terminated Salaried Employees and Authorizing and Instructing the Debtors to Pay Said Claims (Docket No. 3866, Filed September 29, 2003)

Status: This matter is going forward as a status conference only.

39. Morgan Stanley's Application for Allowance of Administrative Expense Claim Pursuant to Sections 503(b)(1)(a) and 503(b)(3)(d) of the Bankruptcy Code (Docket No. 3286, Filed August 21, 2003)



Related Documents:

- a. Notice of Application (Docket No. 3286, Filed August 21, 2003)
- b. [Proposed] Order Authorizing Allowance and Payment of Administrative Expense Claim Pursuant to Sections 503(b)(1)(a) and 503(b)(3)(d) of the Bankruptcy Code (Docket No. 3286, Filed August 21, 2003)

Response Deadline: September 11, 2003 at 4:00 p.m.; Extended to October 13, 2003. Because October 13, 2003 is a Federal Holiday, the objection deadline is October 14, 2003.

Responses Received:

- a. Objection of the Acting United States Trustee to the Application of Morgan Stanley & Co. for Allowance and Payment of an Administrative Expense Claim (Docket No. 3357, Filed August 26, 2003)
- b. Objection of the Official Committee of Unsecured Creditors of Fleming Companies, Inc., et al. to Morgan Stanley's Application for Allowance of Administrative Expense Claim Pursuant to Sections 503(b)(1)(A) and 503(b)(3)(d) of the Bankruptcy Code (Docket No. 3784, Filed September 25, 2003)
- c. Debtors' Comments Regarding Morgan Stanley's Application for Allowance of Administrative Expense Claim Pursuant to Sections 502(b)(1)(A) and 503(b)(3)(d) of the Bankruptcy Code (Docket No. 4032, Filed October 13, 2003)

Status: **The movant desires to continue this matter until the November 4, 2003 omnibus hearing.**

- 40. Motion to Amend Order Waiving Certain Requirements Under 11 U.S.C. §§ 345(b) Requiring the Debtors to Post a Bond in Order to Use and Maintain Certain New and Existing Bank Accounts [Docket No. 62] (Docket No. 3462, Filed August 29, 2003)

Related Documents:

- a. Notice of Motion to Amend Order Waiving Certain Requirements Under 11 U.S.C. §§ 345(b) Requiring the Debtors to Post a Bond in Order to Use and Maintain Certain New and Existing Bank Accounts [Docket No. 62] (Docket No. 3462, Filed August 29, 2003)
- b. [Proposed] Order Waiving Certain Requirements Under 11 U.S.C. §§ 345(b) Requiring the Debtors to Post a Bond in Order to Use and Maintain Certain New and Existing Bank Accounts [Docket No. 62] (Docket No. 3462, Filed August 29, 2003)

Response Deadline: September 11, 2003 at 4:00 p.m.

Responses Received:

- a. Objection of the Acting United States Trustee to the Debtors' Motion to Amend Order Waiving Certain Requirements Under 11 U.S.C. § 345(b) Requiring the Debtors to Post a Bond in Order to Use and Maintain Certain New and Existing Bank Accounts (Docket No. 3696, Filed September 16, 2003)

Status: **This matter is being continued to the November 4, 2003 hearing.**

- 41. Hegenbarth Wisconsin Dealerships' Motion for Order Deeming Dealership Agreements with the Debtors Rejected and Terminated (Docket No. 3670, Filed September 15, 2003)

Related Documents:

- a. Motion to Shorten Notice Period and Approve Form and Manner of Notice with Respect to Motion to Deem Dealership Agreements Rejected and Terminated (Docket No. 3662, Filed September 12, 2003)
- b. [Proposed] Granting Hegenbarth Food Group, Inc. and Related Entities Motion to Shorten Notice Period and Approve Form and Manner of Notice Period and Approve Form and Manner of Notice with Respect to Motion to Deem Dealership Agreements Rejected and Terminated (Docket No. 3662, Filed September 12, 2003)
- c. [Proposed] Order Granting Motion to Deem Dealership Agreements Rejected and Terminated (Docket No. 3662, Filed September 12, 2003)
- d. [Signed] Order Granting Motion to Shorten Notice Period and Approve Form and Manner of Notice with Respect to Motion to Deem Dealership Agreements Rejected and Terminated (Docket No. 3729, Filed September 22, 2003)
- e. Motion for Expedited Hearing on Hegenbarth Food Group Inc. and Related Entities' Motion for Order Deeming Dealership Agreements with the Debtors Rejected and Terminated (Docket No. 3766, Filed September 24, 2003)
- f. [Signed] Order Denying Motion for Expedited Hearing on Hegenbarth Food Group Inc. and Related Entities' Motion for Order Deeming Dealership Agreements with the Debtors Rejected and Terminated (Docket No. 3842, Filed September 25, 2003)

[Proposed] Response Deadline: September 16, 2003 at 2:00 p.m.; Extended to September 17, 2003 at 2:00 p.m. for the Debtors only.

Responses Received:

- a. Debtors' Response to Hegenbarth's (I) Motion to Shorten Notice Period and Approve Form and Manner of Notice with Respect to Motion to Deem Dealership Agreements Rejected and Terminated, and (II) Motion for Order Deeming Dealership Agreements with the Debtors Rejected and Terminated (Docket No. 3699, Filed September 17, 2003)
- b. Joinder of Official Committee of Unsecured Creditors of Fleming Companies, Inc., et al., in Debtors' Response to Hegenbarth's (I) Motion to Shorten Notice Period and Approve Form and Manner of Notice with Respect to Motion to Deem Dealership Agreements Rejected and Terminated, and (II) Motion for Order Deeming Dealership Agreements with the Debtors Rejected and Terminated (Docket No. 3701, Filed September 17, 2003)
- c. Debtors' Response to Motion for Expedited Hearing on Hegenbarth Food Group Inc. and Related Entities' Motion for Order Deeming Dealership Agreements with the Debtors Rejected and Terminated (Docket No. 3840, Filed September 26, 2003)

Status: This matter is going forward as a scheduling conference only.

- 42. Debtors' Motion for an Order Pursuant to Sections 365(a) of the Bankruptcy Code Authorizing Debtors to Assume and Assign the Miami Foodco Sublease and to Reject Prim Lease Pursuant to an Asset Purchase Agreement Between the Debtors and C&S Wholesale Grocers, Inc. and C&S Acquisition LLC (Docket No. 3711, Filed September 17, 2003)

Related Documents:

- a. Notice of Debtors' Motion for an Order Pursuant to Sections 365(a) of the Bankruptcy Code Authorizing Debtors to Assume and Assign the Miami Foodco Sublease and to Reject Prim Lease Pursuant to an Asset Purchase Agreement Between the Debtors and C&S Wholesale Grocers, Inc. and C&S Acquisition LLC (Docket No. 3711, Filed September 17, 2003)
- b. [Proposed] Order Authorizing Debtors to Assume and Assign the Miami Foodco Sublease and to Reject the Prim Lease Pursuant to an Asset Purchase Agreement Between the Debtors and C&S Wholesale Grocers, Inc. and C&S Acquisition LLC (Docket No. 3711, Filed September 17, 2003)

Response Deadline: September 25, 2003

Responses Received:

- a. Objection of Miami Foodco Investors, LLC to Motion for Order Authorizing Debtors to Assume and Assign the Miami Foodco Sublease and to Reject Prim Lease (Docket No. 3807, Filed September 25, 2003)
- b. Objection by PRIM Fleming Warehouse, LLC to Debtors' Motion for an Order Pursuant to Section 365(a) of the Bankruptcy Code Authorizing Debtors to Assume and Assign the Miami Foodco Sublease and to Reject the PRIM Lease (Docket No. 3987, Filed October 9, 2003)
- c. **Limited Response Of Associated Grocers Acquisition Company To Objection By Prim Fleming Warehouse, Llc To Debtors' Motion For An Order Pursuant To Section 365(A) Of The Bankruptcy Code Authorizing Debtors To Assume And Assign The Miami Foodco Sublease And To Reject The Prim Lease (Docket No. 4083, Filed October 16, 2003)**
- d. **Reply of Miami Foodco Investors, LLC in Opposition to Motion for Order Authorizing Debtors to Assume and Assign the Miami Foodco Sublease and to Reject Prim Lease (Docket No. 4086, Filed October 16, 2003)**
- e. **Reply of Landlord, David Minkin et al, to Debtors Motion for Assumption and Assignment of Ground Sublease to Associated Grocers of Florida, Inc. (Docket No. 4090, Filed October 16, 2003)**

Reply Received:

- a. Reply to (a): Objection of Miami Foodco Investors, LLC to Motion for Order Authorizing Debtors to Assume and Assign the Miami Foodco Sublease and to Reject Prim Lease; (b) Objection of Miami Foodco Investors, LLC to Debtors' Motion for Assumption and Assignment of Ground Sublease to Associated Grocers of Florida, Inc.; (c) Objection of David Minkin (Contract No. 3701); and (d) Renewed Objection of David Minkin to Assumption and Assignment of the Miami Foodco Sublease (Docket No. 3995, Filed October 9, 2003)

Status: This matter is going forward.

- 43. Debtors' Motion for Order Pursuant to Section 365(a) of the Bankruptcy Code Authorizing the Debtors to Reject Certain Unexpired Leases and Subleases of Non-residential Real Property (September 25, 2003 Motion) (Docket No. 3815, Filed September 25, 2003)

Related Documents:

- a. Notice of Debtors' Motion for Order Pursuant to Section 365(a) of the Bankruptcy Code Authorizing the Debtors to Reject Certain Unexpired Leases and Subleases of Non-residential Real Property (September 25, 2003 Motion) (Docket No. 3815, Filed September 25, 2003)
- b. [Proposed] Order Pursuant to Section 365(a) of the Bankruptcy Code Authorizing the Debtors to Reject Certain Unexpired Leases of Nonresidential Real Property (September 25, 2003 Motion) (Docket No. 3815, Filed September 25, 2003)

Response Deadline: October 13, 2003. Because October 13, 2003 is a Federal Holiday, the objection deadline is October 14, 2003.

Responses Received:

- a. Objection by B.C. Warner Investments, L.C. to Debtor's Motion for Order Pursuant to § 365(a) of the Bankruptcy Code Authorizing the Debtors to Reject Certain Unexpired Leases of Nonresidential Real Property and Executory Contracts in Connection with Sale Order (Docket No. 4015, Filed October 13, 2003)

**Status: This objection has been resolved. The parties are working on finalizing a stipulation.**

- b. Objection of Village Properties, Inc. on Behalf of Itself and Madison Evergreen Associates, LLC, to Debtors' Motion for Order Pursuant to Section 365(a) of the Bankruptcy Code Authorizing the Debtors to Reject Certain Unexpired Leases and Subleases of Nonresidential Real Property (September 25, 2003 Motion) (Docket No. 4016, Filed October 13, 2003)
- c. Limited Objection of Santa Fe Square Income Investors Limited Partnership to Debtors' Motion for Order Pursuant to Section 365(c) of the Bankruptcy Code Authorizing the Debtors to Reject Certain Unexpired Leases and Subleases of Non-Residential Real Property (Docket No. 4020, Filed October 13, 2003)
- d. Limited Objection of CAM-I, LLC as Successor in Interest to EVPM Limited Partnership to Debtors' Motion for Order Pursuant to Section 365(c) of the Bankruptcy Code Authorizing the Debtors to Reject Certain Unexpired Leases and Subleases of Nonresidential Real Property (Docket No. 4022, Filed October 13, 2003)

Status: This matter is going forward.

- 44. Motion for an Order (A) Authorizing Sale of Certain of the Debtors Real Property Free and Clear of Liens, Claims and Interests; and (B) Authorizing Assumption

and Assignment of Certain Unexpired Leases (Docket No. 3833, Filed September 26, 2003)

Related Documents:

- a. Notice of Debtors' Motion for an Order (A) Authorizing Sale of Certain of the Debtors Real Property Free and Clear of Liens, Claims and Interests; and (B) Authorizing Assumption and Assignment of Certain Unexpired Leases (Docket No. 3833, Filed September 26, 2003)
- b. Notice of Auction and Sale Hearing (Docket No. 3834, Filed September 26, 2003)
- c. Notice of Potential Assumption and Assignment of Certain Unexpired Leases (Docket No. 3835, Filed September 26, 2003)

Response Deadline: October 13, 2003 at 4:00 p.m. Because October 13, 2003 is a Federal Holiday, the objection deadline is October 14, 2003.

Responses Received:

- a. Stanley Station Associates, LP's Objection to Cure Schedule Filed with Respect to Notice of Potential Assumption and Assignment of Certain Unexpired Leases (Docket No. 3945, Filed October 6, 2003)
- b. Village Market Place Investors, Ltd.'s Limited Objection to Notice of Potential Assumption and Assignment of Certain Unexpired Leases Dated September 26, 2003, and Related Sale Motion (Docket No. 4001, Filed October 10, 2003)
- c. Objection of Wachovia Corporation Pension to Proposed Cure Amount and Limited Objection to Motion for an Order (A) Authorizing Sale of Certain of the Debtors' Real Property Free and Clear of Liens, Claims and Interests, and (B) Authorizing Assumption and Assignment of Certain Unexpired Leases (Docket No. 4019, Filed October 13, 2003)
- d. Response of Creditor City of Garland, Texas to Debtors' Motion for an Order (A) Authorizing Sale of Certain of the Debtors' Real Property Free and Clear of Liens, Claims and Interests; and (B) Authorizing Assumption of Certain Unexpired Leases (Docket No. 4077, Filed October 14, 2003)

Status: This matter is going forward.

- 45. Debtors' Second Motion Pursuant to Section 365(d)(4) of the Bankruptcy Code for Entry of an Order Extending Time to Assume, Assume and Assign, or Reject Unexpired Leases of Non-residential Real Property (Docket No. 3836, Filed September 26, 2003)

Related Documents:

- a. Notice of Debtors' Second Motion Pursuant to Section 365(d)(4) of the Bankruptcy Code for Entry of an Order Extending Time to Assume, Assume and Assign, or Reject Unexpired Leases of Non-residential Real Property (Docket No. 3836, Filed September 26, 2003)
- b. [Proposed] Order Granting Second Extension of Time to Assume, Assume and Assign, or Reject Unexpired Leases of Non-residential Real Property Pursuant to Section 365(d)(4) of the Bankruptcy Code (Docket No. 3836, Filed September 26, 2003)
- c. Schedule of Unexpired Leases Subject to Debtors' Second Motion Pursuant to Section 365(d)(4) of the Bankruptcy Code for Entry of an Order Extending Time to Assume, Assume and Assign, or Reject Unexpired Leases of Nonresidential Real Property (Docket No. 3838, Filed September 26, 2003)

Response Deadline: October 13, 2003. Because October 13, 2003 is a Federal Holiday, the objection deadline is October 14, 2003.

Responses Received:

- a. Limited Objection of Renaissance Plaza Associates, L.P. to Debtors' Second Motion to Extend Time to Assume or Reject Leases (Docket No. 3988, Filed October 9, 2003)
- b. Objection of Berger-Epstein Associates, Inc. to the Debtors' Second Motion Pursuant to § 365(d)(4) of the Bankruptcy Code for Entry of an Order Extending Time to Assume, Assign or Reject Unexpired Leases of Nonresidential Real Property (Docket No. 4002, Filed October 10, 2003)
- c. Objection of Frank C. Robson and Ludmila Robson, Co-Trustees of the Frank C. Robson Revocable Trust Dated February 17, 1992, as Amended to the Debtors' Motion Pursuant to Section 365(d)(4) of the Bankruptcy Code for Entry of an Order Extending Time to Assume, Assume and Assign, or Reject Unexpired Leases of Nonresidential Real Property (Docket No. 4012, Filed October 13, 2003)
- d. Limited Objection of IRET Properties, L.P. to Motion of Debtor for Extension of Time to Assume, Assume and Assign, or Reject Lease (Docket No. 4014, Filed October 13, 2003)
- e. Objection by B.C. Warner Investments, L.C. to Debtor's Motion for Order Pursuant to § 365(a) of the Bankruptcy Code Authorizing the Debtors to Reject Certain Unexpired Leases of Nonresidential Real Property and Executory Contracts in Connection with Sale Order (Docket No. 4015, Filed October 13, 2003)

- f. Objection of Conewago Contractors, Inc. to Debtors' Second Motion Pursuant to Section 365(d)(4) of the Bankruptcy Code for Entry of an Order Extending the Time to Assume, Assume and Assign, or Reject Unexpired Leases of Nonresidential Real Property (Docket No. 4023, Filed October 13, 2003)
- g. Objection of Grand Island Properties, LLC to Debtors' Second Motion to Extend the Time to Assume, Assume and Assign or Reject Unexpired Leases of Nonresidential Real Property (Docket No. 4024, Filed October 13, 2003)
- h. Objection of Inversiones Ramiro to the Debtors' Second Motion Pursuant to § 365(d)(4) of the Bankruptcy Code for Entry of an Order Extending Time to Assume, Assign, or Reject Certain Nonresidential Real Property Leases (Docket No. 4025, Filed October 13, 2003)
- i. Objection of Brigantine Town Center Associates, LP to the Debtors' Second Motion Pursuant to Section 365(d)(4) of the Bankruptcy Code for Entry of an Order Extending the Time to Assume, Assume and Assign, or Reject Unexpired Leases of Nonresidential Real Property (Docket No. 4027, Filed October 13, 2003)
- j. Warrensburg Venture, Inc.'s Objection to Debtors' Second Motion Pursuant to Section 365(d)(4) of the Bankruptcy Code for Entry of an Order Extending the Time to Assume, Assume and Assign, or Reject Unexpired Leases of Nonresidential Real Property (Docket No. 4028, Filed October 13, 2003)
- k. Objection of Dutton Mill Joint Venture, L.P. to the Debtors' Second Motion Pursuant to § 365(d)(4) of the Bankruptcy Code for Entry of an Order Extending Time to Assume, Assign, or Reject Unexpired Leases of Nonresidential Real Property (Docket No. 4033, Filed October 13, 2003)
- l. Limited Objection of Goldstein Management, Agent for Allen J. Goldstein to Debtor's Second Motion Pursuant to Section 365(d)(4) of the Bankruptcy Code for Entry of an Order Extending Time to Assume, Assume and Assign, or Reject Unexpired Leases of Nonresidential Real Property (Docket No. 4052, Filed October 14, 2003)
- m. Objection of LPL Properties of California, LTD. to Debtors' Second Motion Pursuant to Section 365(d)(4) of the Bankruptcy Code for Entry of an Order Extending Time to Assume, Assume and Assign, or Reject Unexpired Leases of Nonresidential Real Property (D.I. 3836) (Docket No. 4065, Filed October 15, 2003)
- n. Objection of Meridian Plaza One, LLC to Debtors Second Motion Pursuant to Section 365(d)(4) of the Bankruptcy Code for Entry of an Order Extending Time to Assume, Assume and Assign, or Reject**



**Unexpired Leases of Nonresidential Real Property (Docket No. 4010,  
Filed October 10, 2003)**

Status: This matter is going forward.

46. Debtors' Motion for Order Pursuant to Section 365(a) of the Bankruptcy Code Authorizing the Debtors to Reject Certain Unexpired Leases and Subleases of Non-residential Real Property (September 30, 2003 Motion) (Docket No. 3877, Filed September 30, 2003)

Related Documents:

- a. Notice of Debtors' Motion for Order Pursuant to Section 365(a) of the Bankruptcy Code Authorizing the Debtors to Reject Certain Unexpired Leases and Subleases of Non-residential Real Property (September 30, 2003 Motion) (Docket No. 3877, Filed September 30, 2003)
- b. [Proposed] Order Pursuant to Section 365(a) of the Bankruptcy Code Authorizing the Debtors to Reject Certain Unexpired Leases and Subleases of Non-residential Real Property (September 30, 2003 Motion) (Docket No. 3877, Filed September 30, 2003)

Response Deadline: October 13, 2003. Because October 13, 2003 is a Federal Holiday, the objection deadline is October 14, 2003.

Responses Received:

- a. Limited Objection of Reinhart Real Estate Group to Debtors' Motion for Order Pursuant to Section 365(a) of the Bankruptcy Code Authorizing the Debtors to Reject Certain Unexpired Leases and Subleases of Nonresidential Real Property (September 30, 2003 Motion) (Docket No. 4029, Filed October 13, 2003)

Status: This matter is going forward.

47. Debtors' Motion for Order Pursuant to Section 365(a) of the Bankruptcy Code Authorizing the Debtors to Reject Certain Unexpired Leases of Non-residential Real Property and Executory Contracts in Connection with Sale Order (October 20, 2003 Hearing) (Docket No. 3880, Filed September 30, 2003)

Related Documents:

- a. Notice of Debtors' Motion for Order Pursuant to Section 365(a) of the Bankruptcy Code Authorizing the Debtors to Reject Certain Unexpired Leases of Non-residential Real Property and Executory Contracts in Connection with Sale Order (October 20, 2003 Hearing) (Docket No. 3880, Filed September 30, 2003)

- b. [Proposed] Order Pursuant to Section 365(a) of the Bankruptcy Code Authorizing the Debtors to Reject Certain Unexpired Leases of Non-residential Real Property and Executory contracts in Connection with Sale Order (Docket No. 3880, Filed September 30, 2003)
- c. Notice of Filing Amended Exhibit "A" to Debtors' Motion for Order Pursuant to Section 365(a) of the Bankruptcy Code Authorizing the Debtors to Reject Certain Unexpired Leases of Nonresidential Real Property and Executory Contracts in Connection with Sale Order (October 20, 2003 Hearing) (Docket No. 3899, Filed October 1, 2003)

Response Deadline: October 13, 2003 at 4:00 p.m. Because October 13, 2003 is a Federal Holiday, the objection deadline is October 14, 2003.

Responses Received:

- a. Evergreen Enterprises of New York, LLC's Objection to Debtors' Motion for Order Pursuant to Section 365(a) of the Bankruptcy Code Authorizing the Debtors to Reject Certain Unexpired Leases of Nonresidential Real Property and Executory Contracts in Connection with Sale Order (Docket No. 3984, Filed October 8, 2003)
- b. Objection of International Business Machines Corporation and IBM Credit LLC, f/k/a IBM Credit Corporation, to Debtors' Motion for Order Pursuant to Section 365(a) of the Bankruptcy Code Authorizing the Debtors to Reject Certain Unexpired Leases of Nonresidential Real Property and Executory Contracts in Connection with Sale Order (October 20, 2003 Hearing) (Docket No. 4008, Filed October 10, 2003)
- c. Protective Objection of Transamerica Equipment Financial Services Corporation to the Motion for Order Authorizing the Debtors to Reject Certain Personal Property Leases and Executory Contracts (October 20, 2003 Motion) (Docket No. 4026, Filed October 13, 2003)
- d. Objection of Discount Center, Inc. to the Debtors' Motion for Order Pursuant to Section 365(a) of the Bankruptcy Code Authorizing the Debtors to Reject Certain Unexpired Leases of Nonresidential Real Property and Executory Contracts in Connection with Sale Order (October 20, 2003 Hearing) (Docket No. 4049, Filed October 14, 2003)

Status: This matter is going forward.

- 48. Motion for Order Pursuant to Section 365(a) of the Bankruptcy Code Authorizing the Debtors to Reject Certain Unexpired Leases of Nonresidential Real Property (October 2, 2003 Motion) (Docket No. 3916, Filed October 2, 2003)

Related Documents:

- a. Notice of Motion for Order Pursuant to Section 365(a) of the Bankruptcy Code Authorizing the Debtors to Reject Certain Unexpired Leases of Nonresidential Real Property (October 2, 2003 Motion) (Docket No. 3916, Filed October 2, 2003)
- b. [Proposed] Order Pursuant to Section 365(a) of the Bankruptcy Code Authorizing the Debtors to Reject Certain Unexpired Leases of Nonresidential Real Property (October 2, 2003 Motion) (Docket No. 3916, Filed October 2, 2003)
- c. Emergency Motion for Modification of Motion for Order Pursuant to Section 365(a) of the Bankruptcy Code Authorizing the Debtors to Reject Certain Unexpired Leases of Nonresidential Real Property (October 2, 2003 Motion) (Docket No. 4050, Filed October 14, 2003)

Response Deadline: October 13, 2003. Because October 13, 2003 is a Federal Holiday, the objection deadline is October 14, 2003.

Responses Received:

- a. Conditional Objection of Associated Grocers, Incorporated to Debtors' Proposed Rejection of Certain Unexpired Leases of Nonresidential Real Property (Docket No. 4004, Filed October 10, 2003)
- b. Limited Objection of DRR, LLC, to Debtors' Motion for Order Pursuant to Section 365(a) of the Bankruptcy Code Authorizing Debtors to Reject Certain Unexpired Leases of Nonresidential Real Property (Docket No. 4018, Filed October 13, 2003)
- c. Objection of Leon N. Weiner & Associates, Inc. to Debtors' Proposed Rejection of Certain Unexpired Leases of Nonresidential Real Property (Docket No. 4021, Filed October 13, 2003)

Status: This matter is going forward.

- 49. Debtors' Motion for an Order Pursuant to Section 365(a) of the Bankruptcy Code Approving the Stipulation Regarding the Unexpired Real Property Lease and Sublease for 4576 Willow Road, Pleasanton, California (Lease No. CA-237) and the Rejection of Same (Docket No. 3918, Filed October 2, 2003)

Related Documents:

- a. Notice of Debtors' Motion for an Order Pursuant to Section 365(a) of the Bankruptcy Code Approving the Stipulation Regarding the Unexpired Real Property Lease and Sublease for 4576 Willow Road, Pleasanton,

California (Lease No. CA-237) and the Rejection of Same (Docket No. 3918, Filed October 2, 2003)

- b. [Proposed] Order Approving the Stipulation Regarding the Unexpired Real Property Lease and Sublease for 4576 Willow Road, Pleasanton, California (Lease No. CA-237) and the Rejection of Same (Docket No. 3918, Filed October 2, 2003)

Response Deadline: October 13, 2003. Because October 13, 2003 is a Federal Holiday, the objection deadline is October 14, 2003.

Responses Received:

- a. Limited Objection of the Benenson Capital Company and the Labor Capital Company in Response to Debtors' Motion for an Order Pursuant to Section 365(c) of the Bankruptcy Code Approving the Stipulation Regarding the Unexpired Real Property Lease and Sublease for 4576 Willow Road, Pleasanton, California (Lease No. CA-237) and the Rejection of Same (Docket No. 4042, Filed October 14, 2003)

Status: This matter is going forward.

**QUARTERLY INTERIM FEE APPLICATIONS:**

- 50. First Quarterly Fee Application Request of Pepper Hamilton LLP for Compensation and Reimbursement of Expenses as Counsel to the Official Committee of Unsecured Creditors for the Period April 1, 2003 through June 30, 2003 (Docket No. 3087, Filed August 14, 2003)

Related Documents:

- a. First Application for Interim Professional Compensation and Reimbursement of Costs Incurred for the Period April 1, 2003 through April 30, 2003 Filed by Pepper Hamilton LLP (Docket No. 1551, Filed June 18, 2003)
- b. Second Application for Interim Professional Compensation and Reimbursement of Costs Incurred for the Period May 1, 2003 through May 31, 2003 Filed by Pepper Hamilton LLP (Docket No. 1812, Filed July 2, 2003)
- c. Third Application for Interim Professional Compensation and Reimbursement of Costs Incurred for the Period June 1, 2003 through June 30, 2003 Filed by Pepper Hamilton LLP (Docket No. 2770, Filed August 6, 2003)

- d. Notice of Hearing on Quarterly Interim Fee Applications or Compensation and Reimbursement of Expenses (Docket No. 3604, Filed September 10, 2003)
- e. Certificate of No Objection to the First Quarterly Fee Application Requests of: (A) Pepper Hamilton LLP, Co-Counsel to the Creditors' Committee; (B) Compass SRP Associates LLP, Investment Banking Advisors to the Committee; (C) Milbank, Tweed, Hadley & McCloy LLP, Co-Counsel to the Creditors' Committee; and (D) KPMG LLP, Accountants and Restructuring Advisors to the Creditors Committee, for the Period April 1, 2003 through June 30, 2003 (Docket No. 3961, Filed October 7, 2003)

Response Deadline: September 3, 2003 at 4:00 p.m.

Responses Received: None received

Status: If the Court does not enter the Order approving this Application prior to the hearing, this matter will go forward.

- 51. First Interim Verified Application of McAfee & Taft a Professional Corporation for Compensation of Services Rendered and Reimbursement of Expenses as Special Corporate Counsel to the Debtors for the Interim Period April 1, 2003 through June 30, 2003 (Docket No. 3152, Filed August 15, 2003)

Related Documents:

- a. First Monthly Application of McAfee & Taft a Professional Corporation for Compensation of Services Rendered and Reimbursement of Expenses as Special Corporate Counsel to the Debtors for the Period from April 1, 2003 through April 30, 2003 (Docket No. 1151, Filed May 29, 2003)
- b. Second Monthly Application of McAfee & Taft a Professional Corporation for Compensation of Services Rendered and Reimbursement of Expenses as Special Corporate Counsel to the Debtors for the Period from May 1, 2003 through May 31, 2003 (Docket No. 1687, Filed June 26, 2003)
- c. Third Monthly Application of McAfee & Taft a Professional Corporation for Compensation of Services Rendered and Reimbursement of Expenses as Special Corporate Counsel to the Debtors for the Period from June 1, 2003 through June 30, 2003 (Docket No. 2123, Filed July 24, 2003)
- d. Notice of Filing of Quarterly Fee Application (Docket No. 3152, Filed August 15, 2003)
- e. Notice of Hearing on Quarterly Interim Fee Applications or Compensation and Reimbursement of Expenses (Docket No. 3604, Filed September 10, 2003)

f. Certification of No Objection (Docket No. 3958, Filed October 8, 2003)

Response Deadline: September 4, 2003 at 4:00 p.m.

Responses Received: None received

Status: If the Court does not enter the Order approving this Application prior to the hearing, this matter will go forward.

52. First Quarterly Interim Application of PricewaterhouseCoopers LLP as Forensic Accountants for the Audit and Compliance Committee of the Board of Directors of the Debtors for Interim Compensation for Services Rendered and Reimbursement of Actual and Necessary Expenses Incurred from April 1, 2003 through June 30, 2003 (Docket No. 3195, Filed August 18, 2003)

Related Documents:

- a. Monthly Application of PricewaterhouseCoopers LLP as Forensic Accountants for the Audit and Compliance Committee of the Board of Directors of the Debtors for Interim Compensation for Services Rendered and Reimbursement of Actual and Necessary Expenses Incurred from April 1, 2003 through April 30, 2003 (Docket No. 1193, Filed May 22, 2003)
- b. Monthly Application of PricewaterhouseCoopers LLP as Forensic Accountants for the Audit and Compliance Committee of the Board of Directors of the Debtors for Interim Compensation for Services Rendered and Reimbursement of Actual and Necessary Expenses Incurred from May 1, 2003 through May 31, 2003 (Docket No. 1719, Filed June 27, 2003)
- c. Monthly Application of PricewaterhouseCoopers LLP as Forensic Accountants for the Audit and Compliance Committee of the Board of Directors of the Debtors for Interim Compensation for Services Rendered and Reimbursement of Actual and Necessary Expenses Incurred from June 1, 2003 through June 30, 2003 (Docket No. 3193, Filed August 18, 2003)
- d. Notice of Filing of Fee Application and Request for Reimbursement of Expenses by PricewaterhouseCoopers LLP (Docket No. 3195, Filed August 18, 2003)
- e. Notice of Hearing on Quarterly Interim Fee Applications or Compensation and Reimbursement of Expenses (Docket No. 3604, Filed September 10, 2003)
- f. Supplemental Affidavit in Response to the Acting United States Trustee's Report on, and Objections to, the First Interim Fee Applications of Certain Debtor Professionals (Docket No. 3931, Filed October 3, 2003)

- g. Supplement to the First Quarterly Interim Application of PricewaterhouseCoopers LLP as Forensic Accountants for the Audit and Compliance Committee of the Board of Directors of the Debtors for Interim Compensation for Services Rendered and Reimbursement of Actual and Necessary Expenses Incurred from April 1, 2003 through June 30, 2003 (Docket No. 4053, Filed October 14, 2003)

Response Deadline: September 6, 2003 at 4:00 p.m.

Responses Received:

- a. The Acting United States Trustee's Report on, and Objections to, the First Interim Fee Applications of Certain Debtor Professionals (Docket Nos. 3744 and 3745, Filed September 22, 2003)

Status: This matter is being continued to the November 4, 2003 omnibus hearing.

- 53. Verified First Interim Fee Application of Baker Botts L.L.P., Special Corporate and Securities Counsel to the Debtors, for Allowance of Compensation and Reimbursement of Expenses for the Period 04/01/03 through 6/30/03 (Docket No. 3209, Filed August 18, 2003)

Related Documents:

- a. First Monthly Application of Baker Botts L.L.P. for Compensation for Services Rendered and Reimbursement of Expenses as Special Corporate and Securities Counsel for the Period 04/01/03 through 04/30/03 (Docket No. 1864, Filed July 8, 2003)
- b. Second Monthly Application of Baker Botts L.L.P. for Compensation for Services Rendered and Reimbursement of Expenses as Special Corporate and Securities Counsel for the Period 05/01/03 through 05/31/03 (Docket No. 1865, Filed July 8, 2003)
- c. Third Monthly Application of Baker Botts L.L.P. for Compensation for Services Rendered and Reimbursement of Expenses as Special Corporate and Securities Counsel for the Period 06/01/03 through 06/30/03 (Docket No. 2499, Filed July 29, 2003)
- d. Notice of Filing of Quarterly Fee Application (Docket No. 3209, Filed August 18, 2003)
- e. Notice of Hearing on Quarterly Interim Fee Applications or Compensation and Reimbursement of Expenses (Docket No. 3604, Filed September 10, 2003)

Response Deadline: September 8, 2003 at 4:00 p.m.

Responses Received:

- a. The Acting United States Trustee's Report on, and Objections to, the First Interim Fee Applications of Certain Debtor Professionals (Docket Nos. 3744 and 3745, Filed September 22, 2003)

Status: This matter is going forward.

- 54. First Quarterly Application of Pachulski, Stang, Ziehl, Young, Jones & Weintraub P.C. for Compensation for Services Rendered and Reimbursement of Expenses as Co-Counsel to the Debtors for the Period From April 1, 2003 through June 30, 2003 (Docket No. 3211, Filed August 18, 2003)

Related Documents:

- a. First Monthly Application of Pachulski, Stang, Ziehl, Young, Jones & Weintraub P.C. for Compensation for Services Rendered and Reimbursement of Expenses as Co-Counsel to the Debtors for the Period From April 1, 2003 through April 30, 2003 (Docket No. 1610, Filed June 20, 2003)
- b. Second Monthly Application of Pachulski, Stang, Ziehl, Young, Jones & Weintraub P.C. for Compensation for Services Rendered and Reimbursement of Expenses as Co-Counsel to the Debtors for the Period From April 1, 2003 through April 30, 2003 (Docket No. 1901, Filed July 10, 2003)
- c. Third Monthly Application of Pachulski, Stang, Ziehl, Young, Jones & Weintraub P.C. for Compensation for Services Rendered and Reimbursement of Expenses as Co-Counsel to the Debtors for the Period From April 1, 2003 through April 30, 2003 (Docket No. 2550, Filed July 30, 2003)
- d. Notice of Filing of Quarterly Fee Application (Docket No. 3211, Filed August 18, 2003)
- e. Notice of Hearing on Quarterly Interim Fee Applications or Compensation and Reimbursement of Expenses (Docket No. 3604, Filed September 10, 2003)

Response Deadline: September 8, 2003 at 4:00 p.m.

Responses Received:

- a. The Acting United States Trustee's Report on, and Objections to, the First Interim Fee Applications of Certain Debtor Professionals (Docket Nos. 3744 and 3745, Filed September 22, 2003)



Reply Received:

- a. Pachulski, Stang, Ziehl, Young, Jones & Weintraub P.C.'S Response To The Acting United States Trustee's Report On, And Objections To, The First Interim Fee Applications Of Certain Professionals [Docket Nos. 3744, 3745 And 3748] (Docket No. 3867, Filed September 30, 2003)
  - i. Motion for Leave to File Pachulski, Stang, Ziehl, Young, Jones & Weintraub P.C.'s Response to the Acting United States Trustee's Report on, and Objections to, the First Interim Applications of Certain Professionals (Docket No. 3867, Filed September 30, 2003)

Status: This matter is going forward.

- 55. First Interim Application of Compass SRP Associates LLP for Allowance of Compensation for Services Rendered and Reimbursement of Expenses as Investment Banking Advisors to the Official Committee of Unsecured Creditors of Fleming Companies, Inc., et al. for the Period from April 16, 2003 through June 30, 2003 (Docket No. 3222, Filed August 19, 2003)

Related Documents:

- a. First Monthly Statement for Allowance of Compensation for Services Rendered and Reimbursement of Expenses for the Period April 16, 2003 Through May 31, 2003 (Docket No. 2038, Filed July 21, 2003)
- b. Second Monthly Fee Statement for Allowance of Compensation for Services Rendered and Reimbursement of Expenses for the Period June 1, 2003 Through June 30, 2003 (Docket No. 2041, Filed July 21, 2003)
- c. Notice of Hearing on Quarterly Interim Fee Applications or Compensation and Reimbursement of Expenses (Docket No. 3604, Filed September 10, 2003)
- d. Certificate of No Objection to the First Quarterly Fee Application Requests of: (A) Pepper Hamilton LLP, Co-Counsel to the Creditors' Committee; (B) Compass SRP Associates LLP, Investment Banking Advisors to the Committee; (C) Milbank, Tweed, Hadley & McCloy LLP, Co-Counsel to the Creditors' Committee; and (D) KPMG LLP, Accountants and Restructuring Advisors to the Creditors Committee, for the Period April 1, 2003 through June 30, 2003 (Docket No. 3961, Filed October 7, 2003)

Response Deadline: September 8, 2003 at 4:00 p.m.

Responses Received: None received

Status: If the Court does not enter the Order approving this Application prior to the hearing, this matter will go forward.

56. First Quarterly Fee Application of Milbank, Tweed, Hadley & McCloy LLP for Compensation and Reimbursement of Expenses as Co-Counsel to the Official Committee of Unsecured Creditors for the Period April 10, 2003 through May 31, 2003 (Docket No. 3229, Filed August 19, 2003)

Related Documents:

- a. First Interim Application, Pursuant to 11 U.S.C. Sections 330 and 331, for Compensation for Services Rendered and Reimbursement of Expenses During Period April 10, 2003 Through April 30, 2003 (Docket No. 2887, Filed August 8, 2003)
- b. Second Interim Application for Compensation and Reimbursement of Expenses During Period May 1, 2003 Through May 31, 2003 (Docket No. 3088, Filed August 14, 2003)
- c. Notice of Hearing on Quarterly Interim Fee Applications or Compensation and Reimbursement of Expenses (Docket No. 3604, Filed September 10, 2003)
- d. Certificate of No Objection to the First Quarterly Fee Application Requests of: (A) Pepper Hamilton LLP, Co-Counsel to the Creditors' Committee; (B) Compass SRP Associates LLP, Investment Banking Advisors to the Committee; (C) Milbank, Tweed, Hadley & McCloy LLP, Co-Counsel to the Creditors' Committee; and (D) KPMG LLP, Accountants and Restructuring Advisors to the Creditors Committee, for the Period April 1, 2003 through June 30, 2003 (Docket No. 3961, Filed October 7, 2003)

Response Deadline: September 9, 2003 at 4:00 p.m.

Responses Received: None received

Status: If the Court does not enter the Order approving this Application prior to the hearing, this matter will go forward.

57. First Quarterly Fee Application Request of KPMG LLP for Compensation and Reimbursement of Expenses as Accountants and Restructuring Advisors to the Official Committee of Unsecured Creditors Committee for the Period April 1, 2003 through June 30, 2003 (Docket No. 3232, Filed August 19, 2003)

Related Documents:

- a. First Monthly Application of KPMG LLP as Accountants and Restructuring Advisors for Allowance of Compensation and

Reimbursement of Expenses for the Period From April 14, 2003 through April 30, 2003 (Docket No. 3138, Filed August 15, 2003)

- b. Second Monthly Application of KPMG LLP as Accountants and Restructuring Advisors for Allowance of Compensation and Reimbursement of Expenses for the Period From May 1, 2003 through May 31, 2003 (Docket No. 3224, Filed August 19, 2003)
- c. Third Second Monthly Application of KPMG LLP as Accountants and Restructuring Advisors for Allowance of Compensation and Reimbursement of Expenses for the Period From June 1, 2003 through June 30, 2003 (Docket No. 3227, Filed August 19, 2003)
- d. Notice of Hearing on Quarterly Interim Fee Applications or Compensation and Reimbursement of Expenses (Docket No. 3604, Filed September 10, 2003)
- e. Certificate of No Objection to the First Quarterly Fee Application Requests of: (A) Pepper Hamilton LLP, Co-Counsel to the Creditors' Committee; (B) Compass SRP Associates LLP, Investment Banking Advisors to the Committee; (C) Milbank, Tweed, Hadley & McCloy LLP, Co-Counsel to the Creditors' Committee; and (D) KPMG LLP, Accountants and Restructuring Advisors to the Creditors Committee, for the Period April 1, 2003 through June 30, 2003 (Docket No. 3961, Filed October 7, 2003)

Response Deadline: September 9, 2003 at 4:00 p.m.

Responses Received: None received

Status: If the Court does not enter the Order approving this Application prior to the hearing, this matter will go forward.

58. First Quarterly Interim Application of Ernst & Young LLP as Internal Auditor and Tax Accountant to the Debtors and Debtors in Possession for Compensation and Reimbursement of Professional Expenses for the Period April 1, 2003 through June 30, 2003 (Docket No. 3235, Filed August 19, 2003)

Related Documents:

- a. First Application of Ernst & Young LLP Internal Auditor and Tax Accountant to the Debtors and Debtors in Possession for Compensation and Reimbursement of Professional Expenses for the Interim Period of April 1 through April 30, 2003 (Docket No. 1367, Filed June 6, 2003)
- b. Second Application of Ernst & Young LLP Internal Auditor and Tax Accountant to the Debtors and Debtors in Possession for Compensation and Reimbursement of Professional Expenses for the Interim Period of May 1 through May 31, 2003 (Docket No. 1732, Filed June 30, 2003)

- c. Third Application of Ernst & Young LLP Internal Auditor and Tax Accountant to the Debtors and Debtors in Possession for Compensation and Reimbursement of Professional Expenses for the Interim Period of June 1 through June 30, 2003 (Docket No. 2901, Filed August 8, 2003)
- d. Notice of Filing of First Quarterly Interim Application of Ernst & Young LLP as Internal Auditor and Tax Accountant to the Debtors and Debtors in Possession for Compensation and Reimbursement of Professional Expenses for the Period April 1, 2003 through June 30, 2003 (Docket No. 3235, Filed August 19, 2003)
- e. Notice of Hearing on Quarterly Interim Fee Applications or Compensation and Reimbursement of Expenses (Docket No. 3604, Filed September 10, 2003)
- f. Supplemental Affidavit in Support of Application Pursuant to Bankruptcy Rule 2014(a) and Section 327(a) of the Bankruptcy Code for Authorization to Employ and Retain Ernst & Young LLP as Inside Auditors and Tax Accountants for the Debtors (Docket No. 3755, Filed September 23, 2003)
- g. Second Supplemental Affidavit in Support of Application Pursuant to Bankruptcy Rule 2014(a) and Section 327(a) of the Bankruptcy Code for Authorization to Employ and Retain Ernst & Young LLP as Inside Auditors and Tax Accountants for the Debtors (Docket No. 3932, Filed October 3, 2003)
- h. Certification of Counsel Regarding Order Approving First Quarterly Interim Application of Ernst & Young LLP as Internal Auditor and Tax Accountant to the Debtors and Debtors in Possession for Compensation and Reimbursement of Professional Expenses for the Period April 1, 2003 through June 30, 2003 (Docket No. 4066, Filed October 15, 2003)

Response Deadline: September 9, 2003 at 4:00 p.m.

Responses Received:

- a. The Acting United States Trustee's Report on, and Objections to, the First Interim Fee Applications of Certain Debtor Professionals (Docket Nos. 3744 and 3745, Filed September 22, 2003)

Status: The Acting United States Trustee and Ernst & Young LLP have resolved the objection to this Application. A Certification of Counsel with a proposed order has been filed. If the Court does not enter the proposed order prior to the hearing, this matter is going forward.

- 59. First Interim Application of Kirkland & Ellis LLP for Allowance of Administrative Claim for Compensation and Reimbursement of Expenses for the

Interim Period April 1, 2003 through June 30, 2003 (Docket No. 3296, Filed August 21, 2003)

Related Documents:

- a. First Monthly Application of Kirkland & Ellis LLP for Allowance of Administrative Claim for Compensation and Reimbursement of Expenses for the Interim Period April 1, 2003 through April 30, 2003 (Docket No. 1150, Filed May 29, 2003)
- b. Second Monthly Application of Kirkland & Ellis LLP for Allowance of Administrative Claim for Compensation and Reimbursement of Expenses for the Interim Period May 1, 2003 through May 31, 2003 (Docket No. 1648, Filed June 25, 2003)
- c. Third Monthly Application of Kirkland & Ellis LLP for Allowance of Administrative Claim for Compensation and Reimbursement of Expenses for the Interim Period June 1, 2003 through June 30, 2003 (Docket No. 2402, Filed July 28, 2003)
- d. Notice of Filing of First Interim Application of Kirkland & Ellis LLP for Allowance of Administrative Claim for Compensation and Reimbursement of Expenses for the Interim Period April 1, 2003 through June 30, 2003 (Docket No. 3296, Filed August 21, 2003)
- e. Notice of Hearing on Quarterly Interim Fee Applications or Compensation and Reimbursement of Expenses (Docket No. 3604, Filed September 10, 2003)

Response Deadline: September 10, 2003 at 4:00 p.m.

Responses Received:

- a. The Acting United States Trustee's Report on, and Objections to, the First Interim Fee Applications of Certain Debtor Professionals (Docket Nos. 3744 and 3745, Filed September 22, 2003)
- b. Notice of Erratum Re: Docket Entry #3744 (Docket No. 3748, Filed September 22, 2003)

Reply Received:

- a. Response of Kirkland & Ellis LLP to Acting United States Trustee's Report on, and Objections to, the First Interim Fee Applications of Certain Debtor Professionals (Docket No. 3870, Filed September 30, 2003)
  - i. Motion for Leave to File Response of Kirkland & Ellis LLP to Acting United States Trustee's Report on, and Objections to, the

First Interim Fee Applications of Certain Debtor Professionals  
(Docket No. 3870, Filed September 30, 2003)

Status: This matter is going forward.

60. First Interim Application of the Blackstone Group L.P., as Financial Advisor to the Debtors and Debtors-in-Possession for an Allowance of Compensation for the Actual and Necessary Services Rendered and For the Reimbursement of All Actual and Necessary Expenses Incurred During the Period of April 28, 2003 Through June 30, 2003 (Docket No. 3369, Filed August 26, 2003)

Related Documents:

- a. First Application of the Blackstone Group, L.P., As Financial Advisor to the Debtors and Debtors-in-Possession for an Allowance of Compensation for Actual and Necessary Services Rendered and for the Reimbursement of All Actual and Necessary Expenses Incurred During the Period of April 28, 2003 through June 30, 2003 (Docket No. 3368, Filed August 26, 2003)
- b. Notice of Filing of First Interim Application of the Blackstone Group L.P., as Financial Advisor to the Debtors and Debtors-in-Possession for an Allowance of Compensation for the Actual and Necessary Services Rendered and For the Reimbursement of All Actual and Necessary Expenses Incurred During the Period of April 28, 2003 Through June 30, 2003 (Docket No. 3369, Filed August 26, 2003)
- c. Notice of Hearing on Quarterly Interim Fee Applications or Compensation and Reimbursement of Expenses (Docket No. 3604, Filed September 10, 2003)
- d. Amended First Interim Application of the Blackstone Group L.P., as Financial Advisor to the Debtors and Debtors in Possession for an Allowance of Compensation for Actual and Necessary Services Rendered and for the Reimbursement of all Actual and Necessary Expenses Incurred During the Period of April 28, 2003 through June 30, 2003 (Docket No. 3879, Filed September 30, 2003)

Response Deadline: September 15, 2003 at 4:00 p.m.

Responses Received:

- a. Objection of the Acting United States Trustee to the First Application of the Blackstone Group L.P., as Financial Advisor to the Debtors and Debtors-in-Possession for an Allowance of Compensation for the Actual and Necessary Services Rendered and For the Reimbursement of All Actual and Necessary Expenses Incurred During the Period of April 28, 2003 Through June 30, 2003 (Docket No. 3678, Filed September 15, 2003)

Status: This matter is going forward.

61. First Quarterly Application of FTI Consulting, Inc. for Compensation for Services Rendered and Reimbursement of Expenses as Financial Advisors for the Debtors in Possession for the Period April 1, 2003 through June 30, 2003 (Docket No. 3556, Filed September 5, 2003)

Related Documents:

- a. First Application of FTI Consulting, Inc. as Financial Advisors to the Debtors and Debtors in Possession for Interim Compensation for Services Rendered and Reimbursement of Actual and Necessary Expenses Incurred from the Period April 1, 2003 through April 30, 2003 (Docket No. 1911, Filed July 11, 2003)
- b. Second Application of FTI Consulting, Inc. as Financial Advisors to the Debtors and Debtors in Possession for Interim Compensation for Services Rendered and Reimbursement of Actual and Necessary Expenses Incurred from the Period May 1, 2003 through May 31, 2003 (Docket No. 3208, Filed August 18, 2003)
- c. Third Application of FTI Consulting, Inc. as Financial Advisors to the Debtors and Debtors in Possession for Interim Compensation for Services Rendered and Reimbursement of Actual and Necessary Expenses Incurred from the Period June 1, 2003 through June 30, 2003 (Docket No. 3287, Filed August 21, 2003)
- d. Notice of Filing of Quarterly Fee Application (Docket No. 3556, Filed September 5, 2003)
- e. Notice of Hearing on Quarterly Interim Fee Applications or Compensation and Reimbursement of Expenses (Docket No. 3604, Filed September 10, 2003)
- f. Certification of No Objection (Docket No. 3960, Filed October 8, 2003)

Response Deadline: September 25, 2003 at 4:00 p.m.

Responses Received: None received

Status: If the Court does not enter the Order approving this Application prior to the hearing, this matter will go forward.

62. First Interim Application of Rider Bennett, LLP for Allowance of Administrative Claim for Compensation and Reimbursement of Expenses for the Interim Period April 1, 2003 through July 31, 2003 (Docket No. 3596, Filed September 9, 2003)

Related Documents:

- a. First Application of Rider Bennett, LLP for Allowance of Administrative Claim for Compensation and Reimbursement of Expenses for the Interim Period April 1, 2003 through May 31, 2003 (Docket No. 2052, Filed July 21, 2003)
- b. Second Application of Rider Bennett, LLP for Allowance of Administrative Claim for Compensation and Reimbursement of Expenses for the Interim Period June 1, 2003 through June 30, 2003 (Docket No. 2710, Filed August 4, 2003)
- c. Third Application of Rider Bennett, LLP for Allowance of Administrative Claim for Compensation and Reimbursement of Expenses for the Interim Period July 1, 2003 through July 31, 2003 (Docket No. 3459, Filed August 19, 2003)
- d. Notice of Filing of First Interim Application of Rider Bennett, LLP for Allowance of Administrative Claim for Compensation and Reimbursement of Expenses for the Interim Period April 1, 2003 through July 31, 2003 (Docket No. 3596, Filed September 9, 2003)
- e. Notice of Hearing on Quarterly Interim Fee Applications or Compensation and Reimbursement of Expenses (Docket No. 3604, Filed September 10, 2003)

Response Deadline: September 29, 2003 at 4:00 p.m.

Responses Received:

- a. The Acting United States Trustee's Report on, and Objections to, the First Interim Fee Applications of Certain Debtor Professionals (Docket Nos. 3744 and 3745, Filed September 22, 2003)

Status: The Acting United States Trustee and Rider Bennett, LLP have resolved the objections to this Application and will file a Certification of Counsel with a proposed order.

**ADVERSARY MATTERS:**

- 63. Class Action Plaintiffs' Motion for Further Injunctive Relief (Adv. Pro. No. 03-53069, Docket No. 55, Filed August 28, 2003)

Related Documents:

- a. Class Action Plaintiffs' Memorandum in Support of Motion for Further Injunctive Relief (Docket No. 56, Filed August 28, 2003)



Response Deadline: September 9, 2003 at 4:00 p.m.; Extended to October 13, 2003. Because October 13, 2003 is a Federal Holiday, the objection deadline is October 14, 2003; Extended to October 28, 2003 from the Debtors.

Responses Received: None received to date.

Status: This matter is being continued to the November 4, 2003 omnibus hearing.

64. Class Action Plaintiff's Motion for Order Compelling Discovery (Adv. Pro. No. 03-53069, Docket No. 57, Filed October 3, 2003)

Related Documents:

- a. Notice of Class Action Plaintiff's Motion for Order Compelling Discovery (Adv. Pro. No. 03-53069, Docket No. 57, Filed October 3, 2003)
- b. [Proposed] Order Compelling Discovery (Adv. Pro. No. 03-53069, Docket No. 57, Filed October 3, 2003)
- c. Class Action Plaintiff's Memorandum of Law in Support of Motion for Order Compelling Discovery (Adv. Pro. No. 03-53069, Docket No. 58, Filed October 3, 2003)

Response Deadline: October 13, 2003 at 4:00 p.m. Because October 13, 2003 is a Federal Holiday, the objection deadline is October 14, 2003; Extended to October 28, 2003 from the Debtors.

Responses Received: None received to date.

Status: This matter is being continued to the November 4, 2003 omnibus hearing.

65. Class Action Plaintiff's Motion for Partial Summary Judgment on the Adversary Compliant (Adv. Pro. No. 03-53069, Docket No. 59, Filed October 3, 2003)

Related Documents:

- a. Notice of Class Action Plaintiff's Motion for Partial Summary Judgment on the Adversary Compliant (Adv. Pro. No. 03-53069, Docket No. 59, Filed October 3, 2003)
- b. [Proposed] Order Granting Class Action Plaintiff's Motion for Partial Summary Judgment (Adv. Pro. No. 03-53069, Docket No. 59, Filed October 3, 2003)
- c. Class Action Plaintiff's Memorandum of Law in Support of Motion for Partial Summary Judgment (Adv. Pro. No. 03-53069, Docket No. 60, Filed October 3, 2003)

Response Deadline: October 13, 2003 at 4:00 p.m. Because October 13, 2003 is a Federal Holiday, the objection deadline is October 14, 2003; Extended to October 28, 2003 from the Debtors.

Responses Received: None received to date.

Status: This matter is being continued to the November 4, 2003 omnibus hearing.

66. Fleming's Complaint for Declaratory Relief and an Injunction Prohibiting Harassment (Adv. Pro No. 03-54809, Docket No. 1, Filed August 1, 2003)

Related Documents:

- a. Summons and Notice of Pretrial Conference in an Adversary Proceeding (Docket No. 2, Filed August 1, 2003).
- b. Fleming's Opposition to Wayne Berry's Motion to Dismiss, Stay or Transfer (Docket No. 17, Filed September 11, 2003)
- c. Declaration of Damian D. Capozzola in Support of Fleming's Opposition to Wayne Berry's Motion to Dismiss, Stay or Transfer (Docket No. 18, Filed September 11, 2003)

Response Deadline:

Responses Received:

- a. Affidavit and Request to File Wayne Berry's Motion to Dismiss, Stay or Transfer and Memorandum In Support (Docket No. 16, Filed September 2, 2003)

Status: This is a scheduling conference. The parties will ask the Court to set various pretrial dates and to set the pending Wayne Berry's Motion to Dismiss, Stay or Transfer for a hearing.

**NOTICES OF ASSUMPTION AND ASSIGNMENT:**

67. Notice Re Initial Assumption and Assignment of Certain Executory Contracts and Unexpired Leases in Connection with Sale Motion – Assignee: AWG Acquisition, LLC (Docket No. 2716, Filed August 4, 2003)

Related Documents:

- a. [Signed] Order (Supplemental) Approving Assumption and Assignment of Certain Executory Contracts and Unexpired Leases to AWG Acquisition, LLC (Docket No. 3270, Filed August 19, 2003)

- b. [Signed] Second Supplemental Order Approving Assumption and Assignment of Certain Executory Contracts and Unexpired Leases to AWG Acquisition, LLC (Docket No. 3582, Filed September 4, 2003)
- c. [Signed] Third Supplemental Order Approving Assumption and Assignment of Certain Executory Contracts and Unexpired Leases to AWG Acquisition, LLC (Docket No. 3952, Filed October 3, 2003)

Response Deadline: August 11, 2003 at 12:00 p.m.

Responses Received: Objections related to this matter are attached hereto as Schedule A.

Status: This matter will go forward with respect to certain uncontested contracts and certain contracts for which objections have been filed but resolved. Other outstanding portions of this matter will be continued to November 4, 2003.

- 68. Notice Re Initial Assumption and Assignment of Certain Executory Contracts and Unexpired Leases in Connection with Sale Motion – Assignee: C&S Acquisition LLC (Docket No. 2717, Filed August 4, 2003)

Related Documents:

- a. [Signed] Order (Supplemental) Approving Assumption and Assignment of Certain Executory Contracts, License Agreements and Unexpired Leases to Purchaser or its Designees on Initial Closing Date (Docket No. 3271, Filed August 19, 2003)
- b. [Signed] Second Supplemental Order Approving Assumption and Assignment of Certain Executory Contracts, License Agreements and Unexpired Leases to Purchaser or its Designees as of September 4, 2003 (Docket No. 3581, Filed September 4, 2003)

Response Deadline: August 11, 2003 at 12:00 p.m.

Responses Received: Objections related to this matter are attached hereto as Schedule B.

Replies Filed:

- a. Memorandum of Law Reply Of C&S Acquisition LLC And Certain Of Its Affiliates To Objections Based On Adequate Assurance Filed by C&S Acquisition LLC (Docket No. 3012, filed August 12, 2003).

Status: This matter will go forward with respect to certain uncontested contracts and certain contracts for which objections have been filed but resolved. Other outstanding portions of the Motion will be continued to November 4, 2003.

69. Notice Re Initial Assumption and Assignment of Certain Executory Contracts and Unexpired Leases in Connection with Sale Motion – Assignee: The Grocers Supply Co., Inc. (Docket No. 2718, Filed August 4, 2003).

Related Documents:

- a. [Signed] Supplemental Order Approving Assumption and Assignment of Certain Executory Contracts and Unexpired Leases to AWG Acquisition, LLC (Docket No. 3270, Filed August 19, 2003)

Response Deadline: August 11, 2003 at 12:00 p.m.

Responses Received:

- a. Objection to Cure Amounts Proposed by Debtors with Regard to Motion for Order (A) Approving Asset Purchase Agreement with C&S Wholesale Grocers, Inc. and C&S Acquisition LLC, (B) Authorizing (I) Sale of Substantially all of Selling Debtors' Assets Relating to the Wholesale Distribution Business to Purchaser or Its Designee(s) or Other Successful Bidder(s) at Auction, Free and Clear of all Liens, Claims, Encumbrances and Interests and (II) Assumption and Assignment of Certain Executory Contracts, License Agreements and Unexpired Leases, and (C) Granting Related (Docket No. 2433, Filed: 07/29/2003).
- b. Objection to Debtor's Notice Re Initial Assumption and of Certain Executory Contracts and Unexpired Leases to Grocers Supply Co., Inc., Connection With Sale Motion filed by Comdisco, Inc. (Docket No. 2936, Filed August 11, 2003).
- c. Objection to Notices of Assumption and Assignment of Certain Executory Contracts and Unexpired Leases Scheduled for Hearing on August 14, 2003, filed by Ralphs Grocery Company (Docket No. 2943, Filed August 11, 2003).
- d. Objection of Sandelman Landlords to Initial Assumption and Assignment of Certain Executory Contracts and Unexpired Leases in Connection with Sale Motion and Statement of Cure Amounts in Connection with the Proposed Assignment of Certain Unexpired Leases. (Docket No. 2953, Filed August 11, 2003).

Status: This matter will go forward with respect to certain uncontested contracts and certain contracts for which objections have been filed but resolved. Other outstanding portions of the Motion will be continued to November 4, 2003.

70. Notice Pursuant to Sale Order Re Assumption and Assignment of Certain Executory Contracts and Unexpired Leases to AWG Acquisition, LLC (Hearing Date: September 4, 2003) (Docket No. 3250, Filed August 20, 2003)

Related Documents:

- a. [Signed] Second Supplemental Order Approving Assumption and Assignment of Certain Executory Contracts and Unexpired Leases to AWG Acquisition, LLC (Docket No. 3582, Filed September 4, 2003)

Response Deadline: August 28, 2003 at 12:00 p.m.

Responses Received: None received to date

Status: This matter will go forward with respect to certain uncontested contracts and certain contracts for which objections have been filed but resolved. Other outstanding portions of the Motion will be continued to November 4, 2003.

- 71. Notice Pursuant to Sale Order Re Assumption and Assignment of Certain Executory Contracts and Unexpired Leases to SuperValu Inc. (Hearing Date: September 4, 2003) (Docket No. 3252, Filed August 20, 2003)

Related Documents:

- a. Certification of Counsel Regarding Supplemental Order (I) Designating SuperValu as a Third Party Purchaser and (II) Approving Assumption and Assignment of Certain Executory Contracts, License Agreements and Unexpired Leases to SuperValu (Docket No. 3551, Filed September 5, 2003)
- b. [Signed] Second Supplemental Order Approving Assumption and Assignment of Certain Executory Contracts and Unexpired Leases to AWG Acquisition, LLC (Docket No. 3582, Filed September 4, 2003)
- c. Certification of Counsel Regarding Second Supplemental Order Approving Assumption and Assignment of Certain Executory Contracts, License Agreements and Unexpired Leases to SuperValu (Docket No. 3930, Filed October 3, 2003)

Response Deadline: August 28, 2003 at 12:00 p.m.

Responses Received:

- \* "Cure" objections relating to this notice are listed on Schedule C attached hereto
- a. Objection of Knowlan's Super Markets, Inc. to Assignment and Assumption of Certain Executory Contracts and Unexpired Leases to SuperValu, Inc. (Docket No. 3381, Filed August 27, 2003)
- b. Objection of Sentry Franchisees to Debtors' Notice Pursuant to Sale Order Regarding Assumption and Assignment of Certain Executory Contracts

and Unexpired Leases to Supervalu Inc. (Docket No. 3402, Filed August 27, 2003)

- c. Jaren E. Hiller and Eagle Prairie, Inc.'s Objection to Proposed Assumption and Assignment of Lease No. 6723 (Docket No. 3404, Filed August 28, 2003)
- d. Objection of the Fred W. Albrecht Grocery Company, dba Acme Markets to Debtors' Notice Pursuant to Sale Order re Assumption and Assignment of Certain Executory Contracts and Unexpired Leases to Supervalu Inc. (Docket No. 3406, Filed August 28, 2003)
- e. NorthStar Refrigeration LLC's Limited Objection to Sale and Closing of LaCrosse Warehouse to Supervalu Without Purchase of NorthStar Refrigeration's Equipment Pursuant to Terms of Refrigeration Supply Agreement and Notice to Proposed Assignee, Supervalu, of Requirement of Purchase of Refrigeration Equipment or in the Alternative Notice of Constructive Trust on Funds From Proceeds of Sale (Docket No. 3411, filed 8/28/03)
- f. Knowlan's Super Markets, Inc.'s Objection to Assignment and Assumption of Certain Executory Contracts and Unexpired Leases to Supervalu, Inc. (Docket No. 3381, filed 8/27/03)
- g. Foxridge Healthcare, Inc.'s Objection To Notice RE Assumption And Assignment (Docket No. 3437, Filed 8/28/03)
- h. Frank J. Worrell, Millenium Operations, Inc.'s Joint Objection To Debtors' Notice Pursuant To Sale Order Regarding Assumption And Assignment Of Certain Executory Contracts And Unexpired Leases To Supervalu Inc. (Docket No. 3425, Filed 8/28/03)

Status: This matter will go forward with respect to certain uncontested contracts and certain contracts for which objections have been filed but resolved. Other outstanding portions of the Motion will be continued to November 4, 2003.

72. Notice Pursuant to Sale Order Re Assumption and Assignment of Certain Executory Contracts and Unexpired Leases to C&S Acquisition LLC (Hearing Date: September 4, 2003) (Docket No. 3253, Filed August 20, 2003)

Related Documents:

- a. [Signed] Second Supplemental Order Approving Assumption and Assignment of Certain Executory Contracts, License Agreements and Unexpired Leases to Purchaser or its Designees as of September 4, 2003 (Docket No. 3581, Filed September 4, 2003)

Response Deadline: August 28, 2003 at 12:00 p.m.

Responses Received:

- a. Objection Of Cruco Foods Inc. To Cure Amount And To Proposed Assumption And Assignment Pursuant To Sale Order Re Assumption And Assignment Pursuant To Sale Order Re Assumption And Assignment Of Executory Contracts And Unexpired Leases (Docket No. 3413, filed 8/28/03)
- b. Objection of First Citrus Associates, LLC d/b/a Citrus Heights Food 4 Less and IL Ponte Associates to Assumption and Assignment of Certain Executory Contracts (Docket No. 3416, filed 8/28/03)

Status: This matter will go forward with respect to certain uncontested contracts and certain contracts for which objections have been filed but resolved. Other outstanding portions of the Motion will be continued to November 4, 2003.

73. Notice Pursuant to Sale Order Re Assumption and Assignment of Certain Executory Contracts and Unexpired Leases to The Grocers Supply Co., Inc. (Hearing Date: September 4, 2003) (Docket No. 3255, Filed August 20, 2003)

Response Deadline: August 28, 2003 at 12:00 p.m.; Extended to 8/29/03 for Honeywell only.

Responses Received:

- a. Objection of Weatherford Supersave to Proposed Assumption and Assignment (Docket No. 3379, Filed August 27, 2003)
- b. Burrus Supermarket's Objection to Proposed Assumption and Assignment (Docket No. 3377, filed 8/27/03)
- c. Burris Supermarkets' Objection to Proposed Assumption and Assignment (Docket No. 3377, filed 8/27/03)
- d. Weatherford Super Save, Inc.'s Objection to Proposed Assumption and Assignment (Docket No. 3379, filed 8/27/03)
- e. Honeywell Inc.'s Objection To Claim Objection Of Honeywell, Inc., To Cure Claim Amount For Contract No. 1985 Filed By Honeywell Inc. (Docket No. 3423, Filed 8/28/03)
- f. Shellie Curtis, Inc.'s Objection To Assumption And Assignment Notice (Grocers Supply) (Docket No. 3438, Filed 8/28/03)
- g. Objection Of Mass Marketing, Inc. To Notice Pursuant To Sale Order Re Assumption And Assignment Of Certain Executory Contracts And Unexpired Leases To The Grocers Supply Co., Inc. (Docket No. 3439, Filed 8/28/03)

- h. Objection of Zettler-Sullivan Enterprises, Inc. to the "Cure Amounts" (Docket No. 2084, Filed July 23, 2003)
- i. Objection of Mass Marketing, Inc. to Original Cure Notice and Exhibit (D.I. 2002) and Supplemental Cure Notice (D.I. 2034) (Docket No. 2148, Filed July 25, 2003)
- j. Objection to Cure Amount By Level Food Center, Inc., Regarding Facility Standby Agreement, Contract Assignment # 4716 (Docket No. 2172, Filed July 25, 2003)
- k. Food Basket Partners, L.P., Erica, Inc.'s Objection to Debtors' Notice and Supplemental Notice Regarding Potential Assumption and Assignment of Certain Executory Contracts and Unexpired Leases in Connection with the Sale Motion (Contract 6557) (Docket No. 2188, Filed July 25, 2003)
- l. Objection of Strickland Foods, Inc. to Cure Amount (Docket No. 2192, Filed July 25, 2003)
- m. Burrus Supermarkets' Objection to the "Cure Amount" (docket No. 2227, Filed July 28, 2003)
- n. Weatherford Super Save, Inc.'s Objection to the "Cure Amount (Docket No. 2229, Filed July 28, 2003)
- o. Objection of Shellie Curtis, Inc. to Original Cure Notice and Exhibit (D.I. 2002) and Supplemental Cure Notice (D.I. 2034) (Docket No. 2286, Filed July 28, 2003)
- p. M.A. Phelan, Trustee and Orangehurst Venture, L.P.'s Objection to Cure Amounts (Docket No. 2354, Filed July 28, 2003)
- q. IGA Foodliner of Decatur, Texas, Inc.'s Objection to Notice Re Potential Assumption and Assignment Of Certain Executory Contracts and Unexpired Leases In Connection With Sale Motion(Docket No. 2423, Filed July 28, 2003)

Status: This matter will go forward with respect to certain uncontested contracts and certain contracts for which objections have been filed but resolved. Other outstanding portions of the Motion will be continued to November 4, 2003.

- 74. Notice Re Assumption and Assignment of Certain Executory Contracts and Unexpired Leases to The Grocers Supply Co., Inc. (Hearing Date: September 4, 2003) (Docket No. 3292, Filed August 21, 2003)



Related Documents:

- a. Supplemental Notice Re Assumption and Assignment of Certain Executory Contracts and Unexpired Leases to The Grocers Supply Co., Inc. (Hearing Date: September 4, 2003) (Docket No. 3311, Filed August 22, 2003)

Response Deadline: August 28, 2003 at 12:00 p.m.

Responses Received:

- a. Objection of Burrus Supermarkets to Proposed Assumption and Assignment (Docket No. 3377, Filed August 27, 2003)

Status: This matter will only go forward only to the extent it is uncontested or to the extent an objection has been filed but resolved. Other outstanding portions of this matter will be continued to November 4, 2003.

- 75. Notice Re Assumption and Assignment of Certain Executory Contracts and Unexpired Leases to SuperValue Inc. (Hearing Date: September 4, 2003) (Docket No. 3293, Filed August 21, 2003)

Related Documents:

- a. Supplemental Notice Re Assumption and Assignment of Certain Executory Contracts and Unexpired Leases to SuperValue Inc. (Hearing Date: September 4, 2003) (Docket No. 3314, Filed August 22, 2003)
- b. Certification of Counsel Regarding Supplemental Order (I) Designating SuperValu as a Third Party Purchaser and (II) Approving Assumption and Assignment of Certain Executory Contracts, License Agreements and Unexpired Leases to SuperValu (Docket No. 3551, Filed September 5, 2003)
- c. Certification of Counsel Regarding Second Supplemental Order Approving Assumption and Assignment of Certain Executory Contracts, License Agreements and Unexpired Leases to SuperValu (Docket No. 3930, Filed October 3, 2003)

Response Deadline: August 28, 2003 at 12:00 p.m.; Extended to August 29, 2003 for J.B. Sullivan, Inc. only.

Responses Received:

- a. Objection Of Sentry Franchisees To Debtors' Notice Pursuant To Sale Order Regarding Assumption And Assignment Of Certain Executory Contracts And Unexpired Leases To Supervalu Inc. (Docket No. 3402, filed 8/27/03)

- b. Objection of QVS Food Group, LLC to Debtors' Supplemental Notice Pursuant to Section 365 of the Bankruptcy Code Authorizing the Assumption and Assignment of Certain Executory Contracts and Unexpired Leases to Supervalu, Inc. (Docket No. 3419, filed 8/28/03)
- c. Objection of Festa Food Group, LLC to Debtors' Supplemental Notice Pursuant to Section 365 of the Bankruptcy Code Authorizing the Assumption and Assignment of Certain Executory Contracts and Unexpired Leases to Supervalu, Inc. (Docket No. 3420, filed 8/28/03)
- d. Objection of the Skogen's Wisconsin Dealerships to Debtors' Cure Notice, Supplemental Cure Notice and Motion Regarding Potential Assumption and Assignment of Certain Executory Contracts and Unexpired Leases in Connection with Sale Motion (Docket No. 2191, Filed July 25, 2003)
- e. Exhibit A - Part 14 and 15 to Objection of the Skogen's Wisconsin Dealerships to Debtors' Cure Notice, Supplemental Cure Notice and Motion Regarding Potential Assumption and Assignment of Certain Executory Contracts and Unexpired Leases in Connection with Sale Motion (Docket No. 2195, Filed July 25, 2003)
- f. Knowlan's Super Markets, Inc.'s Objection to Cure Amount (Docket No. 2472, Filed July 29, 2003)
- g. Knowlan's Super Markets, Inc.'s Objection to Motion for Order (A) Approving Asset Purchase Agreement with C&S Wholesale Grocers, Inc. and C&S Acquisition LLC, (B) Authorizing (I) Sale of Substantially All of Selling Debtors' Assets Relating to the Wholesale Distribution Business to Purchaser or Its Designee(s) or Other Successful Bidder(s) at Auction, Free and Clear of All Liens, Claims, Encumbrances and Interests and (II) Assumption and Assignment of All Executory Contracts, License Agreements and Unexpired Leases and (C) Granting Related Relief (Docket No. 2478, Filed July 29, 2003)

Status: This matter will go forward with respect to certain uncontested contracts and certain contracts for which objections have been filed but resolved. Other outstanding portions of the Motion will be continued to November 4, 2003.

- 76. Notice Re Assumption and Assignment of Certain Executory Contracts and Unexpired Leases to C&S Acquisition (Hearing Date: September 4, 2003) (Docket No. 3294, Filed August 21, 2003)

Related Documents:

- a. Supplemental Notice Re Assumption and Assignment of Certain Executory Contracts and Unexpired Leases to C&S Acquisition (Hearing Date: September 4, 2003) (Docket No. 3315, Filed August 22, 2003)

- b. [Signed] Second Supplemental Order Approving Assumption and Assignment of Certain Executory Contracts, License Agreements and Unexpired Leases to Purchaser or its Designees as of September 4, 2003 (Docket No. 3581, Filed September 4, 2003)

Response Deadline: August 28, 2003 at 12:00 p.m.

Responses Received: None received to date

Status: This matter will go forward with respect to certain uncontested contracts and certain contracts for which objections have been filed but resolved. Other outstanding portions of the Motion will be continued to November 4, 2003.

77. Notice Re Assumption and Assignment of Certain Executory Contracts and Unexpired Leases to AWG Acquisition, LLC (Hearing Date: October 2, 2003) (Docket No. 3563, Filed September 8, 2003)

Related Documents:

- a. [Signed] Third Supplemental Order Approving Assumption and Assignment of Certain Executory Contracts and Unexpired Leases to AWG Acquisition, LLC (Docket No. 3952, Filed October 3, 2003)

Response Deadline: September 25, 2003 at 12:00 p.m.

Responses Received: None received to date.

Status: This matter will go forward with respect to certain uncontested contracts and certain contracts for which objections have been filed but resolved. Other outstanding portions of the Motion will be continued to November 4, 2003.

78. Notice Re Assumption and Assignment of Certain Executory Contracts and Unexpired Leases to AWG Acquisition, LLC (Hearing Date: October 2, 2003) (Docket No. 3564, Filed September 8, 2003)

Related Documents:

- a. [Signed] Third Supplemental Order Approving Assumption and Assignment of Certain Executory Contracts and Unexpired Leases to AWG Acquisition, LLC (Docket No. 3952, Filed October 3, 2003)

Response Deadline: September 25, 2003 at 12:00 p.m.

Responses Received:

- a. Supplemental Objection of Brownsboro Road Supermarket, Inc. d/b/a Doll's Market to Cure Amounts and to Potential Assumption and Assignment of Certain Executory Contracts and Unexpired Leases in

Connection with Sale Motion (Docket No. 3714, Filed September 18, 2003)

- i. Exhibit A to Supplemental Objection of Brownsboro Road Supermarket, Inc. d/b/a Doll's Market to Cure Amounts and to Potential Assumption and Assignment of Certain Executory Contracts and Unexpired Leases in Connection with Sale Motion (Docket No. 3741, Filed September 22, 2003)

Status: This matter will go forward with respect to certain uncontested contracts and certain contracts for which objections have been filed but resolved. Other outstanding portions of the Motion will be continued to November 4, 2003.

- 79. Notice Pursuant to Sale Order Re Assumption and Assignment of Certain Executory Contracts and Unexpired Leases to SuperValu Inc. (Hearing Date: October 2, 2003) (Docket No. 3709, Filed September 17, 2003)

Related Documents:

- a. Certification of Counsel Regarding Second Supplemental Order Approving Assumption and Assignment of Certain Executory Contracts, License Agreements and Unexpired Leases to SuperValu (Docket No. 3930, Filed October 3, 2003)

Response Deadline: September 25, 2003 at 12:00 p.m.

Responses Received: None received.

Status: **No objection was filed with respect to the noticed contract of Doll Foods, Inc. and that lease is specified in the proposed Second Supplemental Order Approving Assumption and Assignment of Certain Executory Contracts, Lease Agreement and Unexpired Leases to SuperValu filed under Certification of Counsel on October 3, 2003 (Docket No. 3930). The other outstanding portions of this Motion will be continued to the November 4, 2003 omnibus hearing.**

- 80. Notice Pursuant to Sale Order Re Assumption and Assignment of Certain Executory Contracts and Unexpired Leases to Autozone, Inc. (Hearing Date: October 2, 2003) (Docket No. 3710, Filed September 17, 2003)

Response Deadline: September 25, 2003 at 12:00 p.m.

Responses Received: None received.

Status: This matter is being continued to October 21, 2003 at 1:00 p.m. Eastern.

- 81. Notice Pursuant to Sale Order Re Assumption and Assignment of Certain Executory Contracts and Unexpired Leases to AWG Acquisition, LLC (Hearing

Date: October 20, 2003) (Docket No. 3919, Filed October 2, 2003)

Response Deadline: October 13, 2003 at 12:00 p.m. Because October 13, 2003 is a Federal Holiday, the objection deadline is October 14, 2003.

Responses Received: None received to date.

Status: This matter is going forward.

Dated: October 17, 2003

KIRKLAND & ELLIS  
James H. M. Sprayregen, P.C. (ARDC No. 6190206)  
Richard L. Wynne (CA Bar No. 120349)  
Geoffrey A. Richards (ARDC No. 6230120)  
Shirley Cho (CA Bar No. 192619)  
Marjon Ghasemi (CA Bar No. 211551)  
777 South Figueroa Street  
Los Angeles, CA 90017  
Telephone: (213) 680-8400  
Facsimile: (213) 680-8500

and

PACHULSKI, STANG, ZIEHL, YOUNG, JONES &  
WEINTRAUB P.C.



Laura Davis Jones (Bar No. 2436)  
Ira D. Kharasch (CA Bar No. 109084)  
Scotta E. McFarland (Bar No. 4184)  
Christopher J. Lhulier (Bar No. 3850)  
919 North Market Street, 16<sup>th</sup> Floor  
P.O. Box 8705  
Wilmington, Delaware 19899-8705 (Courier No. 19801)  
Telephone: (302) 652-4100  
Facsimile: (302) 652-4400

Counsel for the Debtors and Debtors in Possession