

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

|  |   |  |
|--|---|--|
| In re:                                   | ) | Chapter 11   |
|  | ) |  |
| Fleming companies, Inc., <u>et al.</u> , | ) | Case No. 03-10945 (MFW)                                |
|  | ) |  |
| Debtors.                                 | ) | (Jointly Administered)                                 |
|  | ) |  |
|  | ) | <b>Objection Deadline: December 11, 2003; 12:00 pm</b> |
|  | ) | <b>Hearing Date: December 12, 2003; 11:30 am</b>       |
|  | ) |  |
|  | ) | <b>Related Docket No. 4812</b>                         |

**RESPONSE AND JOINDER OF MCCORMICK & COMPANY, INC.,  
MOJAVE FOODS CORPORATION AND ZATARAINS, INC.  
IN SUPPORT OF MOTION TO DEFER RESPONSE DATE,  
DIRECT THAT BANKRUPTCY RULE 7016 SHALL APPLY TO THIS MATTER,  
RE-DESIGNATE PROPOSED HEARING DATE AS SCHEDULING CONFERENCE,  
AND FOR OTHER RELIEF ON DEBTORS' MOTION TO DETERMINE  
THAT RECLAMATION CLAIMS ARE VALUELESS**

McCormick & Company, Inc., Mojave Foods Corporation and Zatarains, Inc.  
(collectively, "Respondents"), by and through their attorneys, hereby join in support of the Motion to Defer Response Date, Direct that Bankruptcy Rule 7016 Shall Apply to this Matter, Redesignate Proposed Hearing Date as Scheduling Conference, and for Other Relief on Debtors' Motion to Determine that Reclamation Claims are Valueless (the "Motion to Defer"), and respectfully represent as follows:

**Background**

1. The Respondents are reclamation claimants in this matter with reclamation claims asserted in the approximate aggregate amount of \$1.1 million.

**Relief Requested**

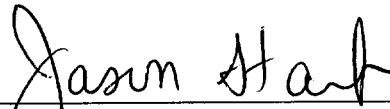
2. Respondents hereby join in support of the Motion to Defer.

**Conclusion**

WHEREFORE, Respondents respectfully request that this Court enter an Order: (a) granting the Motion to Defer; and (b) granting such other and further relief as this Court deems just and proper.

Dated: December 11, 2003

BLANK ROME LLP



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Jason W. Staib (DE Bar No. 3779)  
1201 North Market Street, Suite 80  
Wilmington, DE 19801  
Telephone: (302) 425-6439  
Facsimile: (302) 425-6464

- and -


PIPER RUDNICK LLP

Daniel Carrigan  
1200 19<sup>th</sup> Street, NW  
Washington, DC 20036  
Telephone: (202) 851-3900  
Facsimile: (202) 223-2085

*Attorneys for Respondents, McCormick &  
Company, Inc., Mojave Foods Corporation  
and Zatarains, Inc.*

**CERTIFICATE OF SERVICE**

I hereby certify that on December 11, 2003, I caused a copy of the foregoing *Response And Joinder In Support Of Motion To Defer Response Date, Direct That Bankruptcy Rule 7016 Shall Apply To This Matter, Re-Designate Proposed Hearing Date As Scheduling Conference, And For Other Relief On Debtors' Motion To Determine That Reclamation Claims Are Valueless* to be served upon the parties on the attached service list and in the manner there indicated.

  
\_\_\_\_\_  
Jason W. Staib

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Date: December 11, 2003

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| 2. | Andrew P. DeNatale, Esquire | <i>White &amp; Case</i>  | (212) 354-8113 | (212) 819-8200    |
| 3. | Dennis F. Dunne, Esquire    | <i>Millbank, Tweed, Hadley &amp; McCloy LLP</i>                    | (212) 530-5219 | (212) 530-5000    |
| 4. | I. William Cohen, Esquire   | <i>Pepper Hamilton LLP</i>   | (313) 259-7926 | (313) 259-7110    |
| 5. | Laura Davis Jones, Esq.     | <i>Pachulski, Stang, Ziehl, Young, Jones &amp; Weintraub, P.C.</i> | (302) 652-4400 |                   |
| 6. | Scott Cousins, Esq.         | <i>Greenberg Traurig LLP</i>                                       | (302) 661-7360 |                   |
| 7. | David M. Fournier, Esq.     | <i>Pepper Hamilton, LLP</i>  | (302) 656-8865 |                   |
| 8. | U.S. Trustees Office        |  | (302) 573-6497 |                   |

|                  |                         |
|------------------|-------------------------|
| <b>From:</b>     | Steve Kirsch, Paralegal |
| <b>Phone:</b>    | (302) 425-6403          |
| <b>Fax:</b>      | (302) 428-5119          |
| <b>Email:</b>    | Kirsch@blankrome.com    |
| <b>Atty No.:</b> |                         |

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