

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

In re:	:	
	:	Chapter 11
FLEMING COMPANIES, INC., <i>et al.</i> ,	:	
	:	Case No. 03-10945 (MFW)
Debtors.	:	(Jointly Administered)
	:	
	:	
	:	Re: Dkt. Nos. 4596, 4812
	:	
	:	

**ORDER GRANTING IN PART 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**


Upon the motion (the "Motion") of ConAgra Foods, Inc., Del Monte Corp., Kraft Foods North America, Inc., Nestle USA, Inc., Nestle Purina Pet Care Company, Nestle Prepared Foods Company, Nestle Waters North America Inc., Nestle Ice Cream Co. LLC, Sara Lee Corporation, Sara Lee Bakery Group, Inc., and S. C. Johnson & Son, Inc. (collectively, the "Movants") for the entry of an order, pursuant to, among other things, Rules 9006 and 9014 of the Federal Rules of Bankruptcy Procedure (the "Bankruptcy Rules"), and Section 105(a) of Title 11 of the United States Code, directing that Bankruptcy Rule 7016 shall apply to this matter, deferring the December 16, 2003 response deadline pending further Order of the Court, and re-designating the December 23, 2003 hearing on the Combined Amended Reclamation Report and Motion to Determine That Reclamation Claims Are Valueless (the "Reclamation Motion") as a scheduling conference; and this Court having reviewed the Motion and any response thereto; and the court having conducted a hearing on the Motion on December 12, 2003 (the "Hearing"); and sufficient cause appearing therefor; and after due deliberation, it is hereby ORDERED THAT:

1. The Motion is granted as stated on the record at the Hearing and as further provided herein.

2. The Reclamation Motion is denied and deemed withdrawn without prejudice to the Debtors' rights to commence individual adversary proceedings against Movants and other reclamation claimants in these cases.

3. The deadline for objecting or otherwise responding to the Reclamation Motion and the date set for the hearing on the Reclamation Motion are stricken.

Dated: December 19, 2003



The Honorable Mary F. Walrath
Chief United States Bankruptcy Judge