

IN THE UNITED STATES BANKRUPTCY COURT FOR THE
DISTRICT OF DELAWARE

In re:

FLEMING COMPANIES, INC., et al.,
Debtors.

Case No. 03-10945-MFW
(Jointly Administered)
Chapter 11

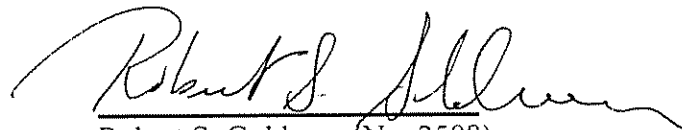
**WITHDRAWAL OF MOTION OF REBNEC NINE, INC. TO
ALLOW ADMINISTRATIVE CLAIM PURSUANT
TO SECTION 503 OF THE BANKRUPTCY CODE**

Rebtec Nine, Inc ("Rebtec"), by its undersigned counsel, filed a Motion to Allow Administrative Claim Pursuant to Section 503 of the Bankruptcy Code (the "Motion"), on October 22, 2003. The primary basis for the Motion was the Debtors' failure to pay its pre-rejection rent on the warehouse facility leased from Rebtec in Geneva, Alabama.

Since the filing of the Motion, the Debtors paid the rent due on the Geneva facility through August 31, 2003, the effective date of rejection. Because the Debtors' have remedied the rent default that was the primary basis for the Motion, Rebtec withdraws its Motion.

Dated: January 19, 2004

Respectfully submitted,



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and

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Counsel for Rebtec Nine, Inc.

AFFIDAVIT OF SERVICE

STATE OF DELAWARE:

:SS

NEW CASTLE COUNTY:


BE IT REMEMBERED that on Tuesday, January 20, 2004, personally appeared before the undersigned, a Notary Public in and for the State and County aforesaid, MICHELLE M. OKAVAGE, who being by me duly sworn according to law, deposes and says that:

1. She is employed in the offices of PHILLIPS, GOLDMAN & SPENCE, P.A., as a paralegal ; and

2. On Tuesday, January 20, 2004, she prepared and supervised the mailing of the *Withdrawal of Motion of Rebneq Nine, Inc. to Allow Administrative Claim Pursuant to Section 503 of the Bankruptcy Code*, to counsel for the Debtors, the U.S. Trustee, and those requesting service pursuant to Rule 2002.


MICHELLE M. OKAVAGE

SWORN TO AND SUBSCRIBED before me the day and year aforesaid.


NOTARY PUBLIC

MARY FRANCES FITZPATRICK
NOTARY PUBLIC
STATE OF DELAWARE
My Commission Expires Mar. 19, 2004