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Attorneys for NOVUS INTERNATIONAL

#### IN THE UNITED STATES BANKRUPTCY COURT FOR THE NORTHERN DISTRICT OF TEXAS FORT WORTH DIVISION

In re:	§	
	§	CASE NO. 08-45664 (DML)
PILGRIM'S PRIDE CORPORATION, et al.	§	
	§	(Jointly Administered)
Debtors.	§	
	§	CHAPTER 11

# NOTICE OF COMPLIANCE BY NOVUS INTERNATIONAL WITH 503(b)(9) PROCEDURES ORDER

PLEASE TAKE NOTICE that on February 27, 2009, in compliance with the Court's Order Pursuant to Section 503(b)(9) of the Bankruptcy Code to Establish and Implement Exclusive and Global Procedures for Submitting and Resolving Claims Relating to Goods Received Within Twenty Days Prior to the Commencement Date [Docket No. 412], (the "Order"), Novus International provided the information required by the terms of the Order to the parties specified therein. A copy of Novus International's request, without exhibits, is attached hereto as Exhibit A.

# Dated this 3<sup>rd</sup> day of March, 2009.

#### Respectfully submitted,

## **BRYAN CAVE, LLP**

By: //s// John C. Leininger
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John C. Leininger
Texas State Bar No. 24007544

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ATTORNEYS FOR NOVUS INTERNATIONAL

## **CERTIFICATE OF SERVICE**

I hereby certify that on March 3, 2009, a true and correct copy of the foregoing was served via electronic delivery through the Court's ECF system to all parties consenting to service through same, including to the Debtor's counsel, the United States Trustee, and counsel for the Committee.

/s/ John C. Leininger
John C. Leininger

# **EXHIBIT A**



RESIDENT IN DALLAS OFFICE DIRECT DIAL: 214.721.8041

CELL: 214.498.4278 KEITH.AURZADA@BRYANCAVE.COM

#### February 26, 2009

Weil, Gotshal & Manges LLP 767 Fifth Avenue New York, NY 10153 Attn: Gary T. Holtzer, Esq. and Russell Brooks

Debtors c/o Pilgrim's Pride Corporation 4845 US Hwy. 271 N. Pittsburg, TX 75686 Attn: Gary Tucker

Pilgrim's Pride Claims Processing c/o Kurtzman Carson Consultants LLC 2335 Alaska Avenue El Segundo, CA 90245

Re: In re Pilgrim's Pride Corporation, et al., Case No. 08-45664 (DML); Section 503(b)(9) Claim

#### Dear Counsel:

This letter is written to notify your client, Pilgrim's Pride Corporation, that a Section 503(b)(9) claim is being asserted against them by Novus International, Inc. ("Novus"), pursuant to the court order issued by the Northern District of Texas, Fort Worth Division in the above-referenced matter on December 31, 2008.

Pursuant to Section 503(b)(9) of the Bankruptcy Code, Novus is requesting payment of One Million, Fifty Four Thousand, Six and 80/100 Dollars (\$1,054,006.80) ("Section 503(b)(9) Claim") for the value of goods received by the Debtor in the ordinary course of business within twenty (20) days before the date of the commencement of the Debtor's case ("Prepetition Goods").

Attached please find invoices which reflect the applicable shipping terms of the Prepetition Goods, the value of the Prepetition Goods delivered to the Debtors by Novus, and the date that the Prepetition Goods were delivered to the Debtors. Furthermore, the attached invoices identify the particular Prepetition Goods for which the Section 503(b)(9) Claim is being asserted, and identify to which Debtor the Prepetition Goods were shipped. One hundred percent (100%)

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POLITICAL AFFAIRS SUBSIDIARY
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Washington, DC
St. Louis

of the value of this Section 503(b)(9) Claim is represented by goods. Novus has filed no duplicate or similar claims with the Debtors regarding the goods underlying this Section 503(b)(9) Claim.

Should you have any questions or comments regarding this or any other matter, please do not hesitate to contact me at 214.721.8041.

Sincerely

Keith M. Aurzada

Novus International, Inc., a Delaware Corporation

By: \_\_\_\_ Name:

this y Sterkel

Its:

Secretary