

U.S. BANKRUPTCY COURT
NORTHERN DISTRICT OF TEXAS
ENTERED
THE DATE OF ENTRY IS
ON THE COURT'S DOCKET
TAWANA C. MARSHALL, CLERK



D. Michael Lynn
U.S. Bankruptcy Judge

OCT 20 2009

**UNITED STATES BANKRUPTCY COURT
NORTHERN DISTRICT OF TEXAS
FORT WORTH DIVISION**

IN RE:

**PILGRIM'S PRIDE CORPORATION,
et al.,**

Debtors.

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Chapter 11

**Case No. 08-45664-DML
(Jointly Administered)**

**AGREED ORDER REGARDING DEBTORS' OBJECTION TO SOUTHEASTERN
EXPORT CORPORATION'S PROOF OF CLAIM NUMBERED 5192**

THE COURT, having considered the objection (the "Objection") of Pilgrim's Pride Corporation ("PPC") and its affiliated debtors in the above-referenced chapter 11 cases, as debtors and debtors in possession (collectively, the "Debtors"),¹ to Claim Numbered 5192 ("Claim 5192") filed by Southeastern Export Corporation ("Southeastern"), the applicable law, and the relevant pleadings, and noting that due and proper notice of the Objection has been

¹ The Debtors in these cases are PPC; PFS Distribution Company, PPC Transportation Company; To-Ricos, Ltd.; To-Ricos Distribution, Ltd.; Pilgrim's Pride Corporation of West Virginia, Inc.; and PPC Marketing, Ltd.

provided, and that it appears that no other or further notice need be provided, here **ORDERS** as follows:.

ORDERED that the hearing (the “Hearing”) on the Objection is adjourned indefinitely pending resolution of the case styled *Pilgrim’s Pride Corporation v. Southeastern Export Corporation, et al.*, Case No. 2:08-cv-00254-TJW-CE pending in the United States District Court for the Eastern District of Texas (the “Action”); and it is further

ORDERED that the deadline for any response to the Objection is adjourned until one (1) week prior to the rescheduled Hearing, if any; and it is further

ORDERED that the automatic stay is modified to permit Southeastern’s and Zurab Lezhava’s (“Lezhava”) counterclaims in the Action to proceed; and it is further

ORDERED that the automatic stay shall not apply to any appeals arising from the Action; and it is further

ORDERED that, if Southeastern and Lezhava obtain a judgment against the Debtors in the Action, Southeastern and Lezhava shall not record a judgment lien or an abstract of judgment against the property of the Debtors or their bankruptcy estates or take any other actions to collect such judgment from the Debtors, except for prosecuting Claim 5192, in the Debtors’ bankruptcy cases; and it is further

ORDERED that the prohibition set forth in the preceding paragraph shall cease to be in effect if the Debtors’ bankruptcy cases are dismissed under section 1112 of the Bankruptcy Code; and it is further

ORDERED that the entry of this Order does not prejudice any further requests by Southeastern or Lezhava for relief from the automatic stay; and it is further

ORDERED that nothing in this Order resolves, or is intended to resolve, the merits of Claim 5192 or the Objection; and it is further

ORDERED that this Court retains jurisdiction to hear and determine all matters arising from or related to the implementation, interpretation and/or enforcement of this Order.

END OF ORDER

Agreed to:

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Attorneys for Debtors and
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CERTIFICATE OF NOTICE

District/off: 0539-4
Case: 08-45664

User: jalexande
Form ID: pdf012

Page 1 of 1
Total Noticed: 1

Date Rcvd: Oct 22, 2009

The following entities were noticed by first class mail on Oct 24, 2009.
aty +Stephen A. Youngman, Weil, Gotshal & Manges, 200 Crescent Court, Suite 300,
Dallas, TX 75201-6903

The following entities were noticed by electronic transmission.
NONE.

TOTAL: 0

***** BYPASSED RECIPIENTS *****

NONE.

TOTAL: 0

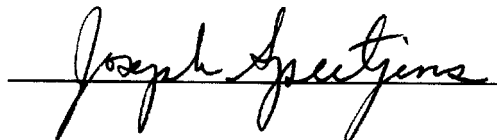
Addresses marked '+' were corrected by inserting the ZIP or replacing an incorrect ZIP.
USPS regulations require that automation-compatible mail display the correct ZIP.

I, Joseph Speetjens, declare under the penalty of perjury that I have sent the attached document to the above listed entities in the manner shown, and prepared the Certificate of Notice and that it is true and correct to the best of my information and belief.

Meeting of Creditor Notices only (Official Form 9): Pursuant to Fed. R. Bank. P. 2002(a)(1), a notice containing the complete Social Security Number (SSN) of the debtor(s) was furnished to all parties listed. This official court copy contains the redacted SSN as required by the bankruptcy rules and the Judiciary's privacy policies.

Date: Oct 24, 2009

Signature:

A handwritten signature in black ink, reading "Joseph Speetjens", written over a horizontal line.