

**UNITED STATES  
SECURITIES AND EXCHANGE COMMISSION  
JANUARY 29, 2013**

**ORDER GRANTING CONFIDENTIAL TREATMENT  
UNDER THE SECURITIES EXCHANGE ACT OF 1934**

**The Pantry, Inc.**

**File No. 000-25813- CF#29209**

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The Pantry, Inc. submitted an application under Rule 24b-2 requesting an extension of a prior grant of confidential treatment for information it excluded from the Exhibits to a Form 8-K filed on June 29, 2004.

Based on representations by The Pantry, Inc. that this information qualifies as confidential commercial or financial information under the Freedom of Information Act, 5 U.S.C. 552(b)(4), the Division of Corporation Finance has determined not to publicly disclose it. Accordingly, excluded information from the following exhibit(s) will not be released to the public for the time period(s) specified:

Exhibit 10.1 through January 31, 2013

For the Commission, by the Division of Corporation Finance, pursuant to delegated authority:

Lilyanna L. Peyser  
Special Counsel