

**NEW INFORMATION – PLEASE READ THIS NOTICE CAREFULLY**

**If you purchased Shell Eggs or Egg Products produced in the United States directly from any Producer from January 1, 2000 through December 19, 2014, you could be affected by a Class Action Lawsuit.**

*A Federal Court authorized this notice. This is not a solicitation from a lawyer.*

**WHAT’S DIFFERENT ABOUT THIS NOTICE?**

The purpose of this notice is to:

- Announce an Order certifying a Litigation Class and the deadline to exclude yourself from the Litigation Class.
- Provide information regarding a new settlement with Michael Foods, Inc. (“MFI”); a process and deadline for submitting claims; a process and deadline for objecting to the MFI Settlement; a process and deadline for objecting to a request for attorneys’ fees and reimbursement of expenses from the MFI Settlement; and a process and deadline for excluding yourself from the MFI Settlement.
- Provide a process and deadline for submitting claims in connection with previously-approved settlements with National Food Corporation (“NFC”), Midwest Poultry Services, L.P. (“Midwest”), United Egg Producers and United States Egg Marketers (collectively, “UEP/USEM”), Nucal Foods, Inc. (“NuCal”), and Hillandale Farms of Pa., Inc. and Hillandale-Gettysburg, L.P. (collectively, “Hillandale”).

**COMPARISON OF THE LITIGATION CLASS AND THE SETTLEMENT CLASSES**

<b>Class</b>	<b>Eligible Product</b>	<b>Purchased From</b>	<b>Purchase Period</b>
Litigation Class	Shell Eggs	Defendants	09/24/2004 – 12/31/2008
MFI Settlement Class	Shell Eggs	Defendants	09/24/2004 – 12/31/2008
NFC, Midwest, and UEP/USEM Settlement Classes	Shell Eggs and Egg Products	Defendants and other Egg Producers	01/01/2000 – 07/30/2014
NuCal Settlement Classes	Shell Eggs and Egg Products	Defendants and other Egg Producers	01/01/2000 – 10/03/2014**
Hillandale Settlement	Shell Eggs and Egg Products	Defendants and other Egg Producers	01/01/2000 – 12/19/2014

- **“Defendants”** are Sparboe Farms, Inc.; Moark, LLC; Norco Ranch, Inc.; Land O’Lakes, Inc.; Cal-Maine Foods, Inc.; Daybreak Foods, Inc.; Rose Acre Farms, Inc.; Ohio Fresh Eggs, LLC; R.W. Sauder, Inc.; NFC, Midwest; UEP/USEM; Nucal; Hillandale; MFI; and their affiliates, subsidiaries, parents and co-conspirators.
- **“Producers”** include any person or entity that owns, contracts for the use of, leases, or otherwise controls hens for the purpose of producing eggs for sale, and the parents, subsidiaries, and affiliated companies of each such Producer.
- **“Shell Eggs”** are eggs produced from caged birds that are sold in the shell for consumption or for breaking and further processing, but exclude “specialty” Shell Eggs (certified organic, nutritionally enhanced, cage free, free range, and vegetarian-fed types) and “hatching” Shell Eggs (used by poultry breeders to produce breeder stock or growing stock for laying hens or meat).
- **“Egg Products”** are the whole or any part of Shell Eggs, as described above, that have been removed from their shells and then processed, with or without additives, into dried, frozen or liquid forms.

Excluded from the Classes are Defendants, their co-conspirators, and their respective parents, subsidiaries and affiliates, as well as any government entities. Also excluded from the Class are purchases of “specialty” shell eggs (such as “organic,” “certified organic,” “free range,” “cage free,” “nutritionally enhance,” or “vegetarian fed”) and purchasers of hatching eggs, which are used by poultry breeders to produce breeder stock or growing stock for laying hens or meat.

**NOTE:** Litigation Class members that opt out of the Litigation Class will be unable to participate in any future settlements with the remaining non-settling Defendants though they are still permitted to participate in the MFI Settlement.

- YOUR RIGHTS AND OPTIONS—AND THE DEADLINES TO EXERCISE THEM—ARE EXPLAINED IN THIS NOTICE.
- YOUR LEGAL RIGHTS ARE AFFECTED WHETHER YOU ACT OR DON’T ACT. READ THIS NOTICE CAREFULLY.

\*\* As set forth in the NuCal Settlement Agreement and as finally approved by the Court, the Settlement Class period for the NuCal Settlement Class is January 1, 2000 through the date of preliminary approval, which was granted on October 3, 2014. However, the February 2015 notice of the NuCal and Hillandale Settlements identified the NuCal Settlement Class period as January 1, 2000 through December 19, 2014, the same as the Hillandale Settlement. This form identifies the appropriate Settlement Class period for the NuCal Settlement.

QUESTIONS? CALL 1 (866) 881-8306 OR VISIT [WWW.EGGPRODUCTSSETTLEMENT.COM](http://WWW.EGGPRODUCTSSETTLEMENT.COM)

## SUMMARY OF YOUR LEGAL RIGHTS AND OPTIONS

<b>LITIGATION CLASS: YOUR LEGAL RIGHTS AND OPTIONS</b> <i>—Shell Egg Purchases Only—</i>		
<b>You May:</b>	<b>Explanation</b>	<b>Deadline</b>
Take no action.	You will remain a member of the Litigation Class for purposes of trial and will be bound by any outcome.	None.
Exclude yourself from the Litigation Class.	<p>You will no longer be a member of the Litigation Class and will not participate in or be bound by any trial. Class Counsel will no longer represent your interests in this litigation.</p> <p>You will be unable to participate in any <i>future</i> settlements with the Litigation Class. (But you may still participate in the MFI Settlement if you do not exclude yourself from it.)</p> <p><b>If you have a pending lawsuit against a Non-Settling Defendant involving the same legal issues in this case, speak to your lawyer in that case immediately about your options.</b></p>	Postmarked or pre-paid delivery service of exclusion by October 9, 2017.
<b>MFI SETTLEMENT CLASS : YOUR LEGAL RIGHTS AND OPTIONS</b> <i>—Shell Egg Purchases Only—</i>		
<b>You May:</b>	<b>Explanation</b>	<b>Deadline</b>
Take no action.	You will receive the non-monetary benefits of the MFI Settlement and give up the right to sue MFI with respect to the claims asserted in this case.	None.
Exclude yourself from the MFI Settlement.	<p>This is the only option that allows you to ever be a part of any other lawsuit against MFI with respect to the claims asserted in this case. You will not become a member of the MFI Settlement Class. If you exclude yourself, you will be able to bring a separate lawsuit against MFI with respect to the claims asserted in this case.</p> <p><b>If you have a pending lawsuit against MFI involving the same legal issues in this case, speak to your lawyer in that case immediately. You must exclude yourself from the MFI Settlement in order to continue your own lawsuit against MFI.</b></p>	Postmarked or pre-paid delivery service of exclusion by October 9, 2017.
Object to the MFI Settlement.	You will remain in the MFI Settlement Class, but you have the right to comment on the terms of the MFI Settlement or the Fee Petition.	Postmarked or pre-paid delivery service of objection by October 9, 2017.
Go to the Fairness Hearing.	If you timely file an objection, you may request to speak in Court regarding the fairness of the MFI Settlement or the Fee Petition.	Hearing scheduled for November 6, 2017 at 10:00 a.m. E.T. This date is subject to change without further notice. Please check the settlement website for updates, <a href="http://www.eggproductsettlement.com">www.eggproductsettlement.com</a> .
Submit a claim form.	You may be eligible to receive a payment from the MFI Settlement <i>if</i> you submit a timely Claim Form (by first-class mail postmarked by, or pre-paid delivery service to be hand-delivered by, October 9, 2017). You will give up the right to sue MFI with respect to the claims asserted in this case.	Postmarked or pre-paid delivery service of claim form by October 9, 2017.

QUESTIONS? CALL 1 (866) 881-8306 OR VISIT [WWW.EGGPRODUCTSETTLEMENT.COM](http://WWW.EGGPRODUCTSETTLEMENT.COM)

**SUMMARY OF YOUR LEGAL RIGHTS AND OPTIONS, continued**

<b>OPTION TO SUBMIT A CLAIM FORM TO SHARE IN THE                      NFC, MIDWEST, UEP/USEM, NUCAL, &amp; HILLANDALE SETTLEMENTS</b> <i>—Shell Egg &amp; Egg Product Purchases—</i>		
<b>You May:</b>	<b>Explanation</b>	<b>Deadline</b>
If you did not exclude yourself from the NFC, Midwest, UEP/USEM, NuCal, or Hillandale Settlements, you may submit a claim form now.	You may be eligible to receive a payment from the NFC, Midwest, UEP/USEM, NuCal & Hillandale Settlements <i>if</i> you submit a timely Claim Form (by first-class mail postmarked by, or pre-paid delivery service to be hand-delivered by, October 9, 2017).	Postmarked or pre-paid delivery service of claim form by October 9, 2017.

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## BASIC INFORMATION

### 1. Why did I receive this notice package?

You or your company may have purchased Shell Eggs or Egg Products from one or more egg Producers, including any Defendant, during the period from 1/1/2000 through 12/19/2014. This class action lawsuit and the information described in this notice relate to those purchases. This notice explains that:

- The Court has allowed, or “certified,” a class of Shell Egg purchasers on whose behalf a class action will be prosecuted. This class action lawsuit may affect you. This is called the Litigation Class. You have legal rights and options that you may exercise before the Court holds a trial. The trial is to decide whether the Litigation Class, through Class Counsel, can prove the claims they have made against the remaining Defendants on your behalf.
- There is a proposed settlement with MFI that has been preliminarily approved by the Court. You have a right to know about the settlement and have legal rights and options that you may exercise before the Court decides whether to finally approve the settlement.
- There are settlements with NFC, Midwest, UEP/USEM, NuCal, & Hillandale that have already received final approval by the Court. Notice of these Settlements was previously provided to the members of those settlement classes. If you did not previously exclude yourself from these settlements, you have the option to now submit a claim form to receive payment from these settlements.

### 2. What is this lawsuit about?

Plaintiffs allege that Defendants conspired to decrease the supply of eggs which caused the price of eggs to artificially increase and direct purchasers to pay more for Shell Eggs and Egg Products than they would have otherwise paid.<sup>1</sup> Defendants have denied all liability for this conduct and asserted that their conduct was lawful and/or exempt from the antitrust laws, among other defenses. On 9/18/2015 (as amended 11/12/2015), the Court certified a Litigation Class of all individuals and entities that purchased Shell Eggs (**but not Egg Products**) in the United States directly from Defendants. On 2/2/2016, the Court defined the Litigation Class Period as 9/24/2004 through 12/31/2008.

### 3. Has the Court finally approved other settlements in this case?

Yes. The Court has previously granted final approval to the following settlements:

- **Sparboe Settlement**—Plaintiffs settled with Defendant Sparboe Farms Inc. for cooperation that substantially assisted Plaintiffs in prosecuting the claims in this Action.
- **Moark Settlement**—Plaintiffs settled with Defendants Moark, LLC, Norco Ranch, Inc., and Land O’Lakes, Inc. (“Moark Defendants”) for \$25 million and cooperation. This Settlement Fund has been distributed to the Settlement Class.
- **Cal-Maine Settlement**—Plaintiffs settled with Defendant Cal-Maine Foods, Inc. for \$28 million and cooperation. The submission deadline for claims in this settlement has passed and funds will be distributed in the coming months.
- **NFC Settlement**—Plaintiffs settled with NFC for \$1 million and cooperation.
- **Midwest Settlement**—Plaintiffs settled with Midwest for \$2.5 million and cooperation.
- **UEP/USEM Settlement**—Plaintiffs settled with Defendants UEP and USEM for \$500,000 and cooperation.
- **NuCal Settlement**—Plaintiffs and NuCal settled for \$1,425,000 and cooperation.
- **Hillandale Settlement**—Plaintiffs and Defendants Hillandale Pa. and Hillandale-Gettysburg settled for \$3 million and cooperation.

The Defendants remaining in this case are: Rose Acre Farms, Inc.; Ohio Fresh Eggs, LLC; & R.W. Sauder, Inc. (collectively, “Non-Settling Defendants”).

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<sup>1</sup> This lawsuit alleges injuries to *direct* egg purchasers only, that is, entities or individuals who bought eggs directly from Defendants. A separate case is pending wherein the plaintiffs allege a conspiracy to fix egg prices that injured *indirect* egg purchasers. An indirect egg purchaser buys eggs from a direct purchaser of eggs (such as a retailer or distributor) or another indirect purchaser.

#### 4. Who are the lawyers representing you?

The Court appointed Stanley D. Bernstein of Bernstein Liebhard LLP, Michael D. Hausfeld of Hausfeld LLP, Mindee J. Reuben of Lite DePalma Greenberg, LLC, and Stephen D. Susman of Susman Godfrey LLP to represent the Litigation Class and the MFI Settlement Class. These lawyers are called Class Counsel. You will not be charged for these lawyers. If you want to be represented by your own lawyer, you may hire one at your own expense. You are not personally responsible for payment of attorneys' fees or expenses for Class Counsel.

#### 5. How will the lawyers be paid?

Class Counsel are paid attorneys' fees and expenses out of the settlement funds and, if successful at trial, by Defendants found liable for the claims. Class Counsel was previously awarded expenses by the Court out of the NFC, Midwest, UEP/USEM, NuCal and Hillandale Settlement Funds and will not be seeking further fees or expenses, other than claim administration costs, from those Settlement Funds.

With respect to the MFI Settlement, Class Counsel will file a motion (the "Fee Petition") on or before September 8, 2017 that asks the Court to approve payment of attorneys' fees in an amount not to exceed 33 1/3% of \$75 million, as well as for reimbursement of litigation costs and expenses incurred, including fees and costs expended while providing notice to the Class and administering the settlement. Once filed, the Fee Petition will be available on the settlement website, [www.eggproductssettlement.com](http://www.eggproductssettlement.com), and you will have an opportunity to object to it (¶ 17). Any fees and expenses approved by the Court in connection with the Fee Petition will be paid out of only the MFI Settlement Fund.

### THE LITIGATION CLASS

#### 6. Who is included in the Litigation Class?

You are a member of the Litigation Class certified by the Court if you fit the following definition: All individuals and entities that purchased Shell Eggs from caged birds in the United States directly from Defendants during the Class Period from 9/24/2004 through 12/31/2008.

Excluded from the Class are Defendants, their co-conspirators, and their respective parents, subsidiaries and affiliates, as well as any government entities. Also excluded from the Class are purchases of "specialty" shell eggs (such as "organic," "certified organic," "free range," "cage free," "nutritionally enhanced," or "vegetarian fed") and purchases of hatching eggs, which are used by poultry breeders to produce breeder stock or growing stock for laying hens or meat.

Persons or entities that fall within the definition of the Litigation Class and do not exclude themselves will be bound by the results of this litigation.

#### 7. What does it mean to exclude myself from the Litigation Class?

If you are included in the definition of the Litigation Class (¶ 5) and you want to sue *any* of the Non-Settling Defendants (Rose Acre Farms, Inc.; Ohio Fresh Eggs, LLC; and R.W. Sauder, Inc.) separately about any of the claims in this lawsuit, you must exclude yourself from the Litigation Class. If you exclude yourself, you will not be entitled to any money from future distributions if Plaintiffs obtain any money as a result of a trial or from any future settlements with the Non-Settling Defendants.

**If you have a pending lawsuit against a Non-Settling Defendant involving the same legal issues in this case, speak to your lawyer in that case immediately. You must exclude yourself from the Litigation Class in order to continue your own lawsuit against one or more of the Non-Settling Defendants.**

## 8. How do I exclude myself from the Litigation Class?

If you are a member of the Litigation Class and you decide that you want to exclude yourself from the Litigation Class, you must send an “Exclusion Request” by first-class mail postmarked by, or pre-paid delivery service to be hand-delivered by,<sup>2</sup> October 9, 2017 to the following address:

*In re Processed Egg Products Antitrust Litigation*– EXCLUSIONS  
c/o GCG, Claims Administrator  
P.O. Box 9476  
Dublin, OH 43017-4576

Your written request should specify the identity of the party that wishes to be excluded, contact information, and a statement that you wish to be excluded **from the Litigation Class**.

**NOTE:** Excluding yourself from the Litigation Class will not exclude you from the MFI Settlement Class. You must separately exclude yourself from the MFI Settlement if you do not want to participate in it (see ¶ 16).

## 9. What happens if I do nothing?

If you do nothing, you will remain a member of the Litigation Class. As a member of Litigation Class, you will be represented by the law firms listed in ¶ 4, and you will not be charged out-of-pocket fees or expenses for the services of such counsel and any other class counsel. Rather, counsel will be paid, if at all, as allowed by the Court from some portion of whatever money they may ultimately recover for you and other members of the Litigation Class. If you want to be represented by your own lawyer, you may hire one at your own expense.

## 10. When is the trial and do I have to attend?

A trial date has not yet been scheduled. You should consult the settlement website, [www.eggproductssettlement.com](http://www.eggproductssettlement.com) for updates regarding a trial date, which is subject to change without future notice. You do not have to attend the trial. Class Counsel (¶ 4) will present the case for Plaintiffs. You and/or your own attorney are welcome to attend the trial at your own expense.

### THE PROPOSED MFI SETTLEMENT CLASS & CLAIMS PROCESS

## 11. Who is included in the MFI Settlement Class?

You are a member of MFI Settlement Class if you fit the following definition: All individuals and entities that purchased Shell Eggs (shell eggs from caged birds) in the United States directly from Defendants during the Class Period from 9/24/2004 through 12/31/2008.

Excluded from the Class are Defendants, their co-conspirators, and their respective parents, subsidiaries and affiliates, as well as any government entities. Also excluded from the Class are purchases of “specialty” shell eggs (such as “organic,” “certified organic,” “free range,” “cage free,” “nutritionally enhanced,” or “vegetarian fed”) and purchasers of hatching eggs, which are used by poultry breeders to produce breeder stock or growing stock for laying hens or meat.

Persons or entities that fall within the MFI Settlement Class and do not exclude themselves from that Settlement will be bound by the terms of the Settlement and its release.

## 12. What does the MFI Settlement provide?

After engaging in settlement discussions both formally and informally, Plaintiffs and MFI reached a Settlement on December 8, 2016. The MFI settlement is between Plaintiffs and MFI only; it does not affect any of the Non-Settling Defendants against whom this case continues. Pursuant to the terms of the MFI Settlement, Plaintiffs will release MFI

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<sup>2</sup> If you wish to mail your submission by pre-paid delivery service to be hand-delivered, you may send your mail to the following address:  
In re Processed Egg Products Antitrust Litigation c/o GCG, 1531 Utah Avenue South, Suite 600, Seattle, WA 98134.

from all pending claims. In exchange, MFI has agreed to pay \$75 million into a settlement fund to compensate Class Members, and to cooperate with Plaintiffs prior to and at the time of trial of the claims against the Non-Settling Defendants. If Class Members whose combined annual purchases of Shell Eggs from MFI, Non-Settling Defendants, or other settling Defendants over the Class Period equal or exceed a threshold percentage of Total Sales by those Defendants, as agreed to by Plaintiffs and MFI under a separate agreement provided to the Court for *in camera* review, choose to exclude themselves from the MFI Settlement, MFI has the right to terminate the Settlement.

The full text of the MFI Settlement Agreement is available at [www.eggproductssettlement.com](http://www.eggproductssettlement.com).

On June 26, 2017, the Court granted preliminary approval of the MFI Settlement, finding it sufficiently fair, reasonable, and adequate to warrant notifying the Settlement Class. It is the opinion of Class Counsel that the Settlement Agreement with MFI is fair and reasonable and in the best interests of the Class.

The MFI Settlement should not be taken as an admission by MFI of any allegation by Plaintiffs or wrongdoing of any kind. Finally, the Court ordered that Plaintiffs shall provide notice of the MFI Settlement to all members of the Settlement Class who can be identified through reasonable effort.

### 13. How will the MFI Settlement Fund be distributed?

The \$75 million paid by MFI may be reduced by court-ordered attorneys' fees and reimbursement of litigation expenses, and the cost of notice and administration of the MFI Settlement, as approved by the Court. The remainder of the MFI Settlement will be distributed on a *pro rata* basis among the members of the Class who timely and properly submit a valid Claim Form. Your *pro rata* share will be based on the dollar amount of your direct purchases of Shell Eggs in the United States from Defendants as compared to the total purchases of Shell Eggs in the United States from Defendants by all Class Members submitting timely and valid Claim Forms. The Court retains the power to approve or reject, in part or in full, any individual claim of a Class Member based on equitable grounds. Because the alleged overcharge resulting from the conspiracy alleged by Plaintiffs is only a portion of the price paid for Shell Eggs, your recovery will be less than the total amount you paid.

### 14. How do I file a Claim Form in the MFI Settlement?

The Claim Form and instructions for filing a proof of claim are included with the Claim Form provided with this notice.

You should carefully read the description of the MFI Settlement Class set forth earlier in this notice (§ 11) to verify that you are a Class Member. Next, you should review your records and confirm that you purchased Shell Eggs from one or more Defendants (or their affiliates) during the relevant time period. Then, included with this notice, you will find a Claim Form for the MFI Settlement which must be completed by the Class Member and returned to the address indicated on the Claim Form. Claim Forms must be sent by first-class mail postmarked by, or pre-paid delivery service to be hand-delivered by, October 9, 2017.

If you previously filed a valid and timely Claim Form in a prior settlement that specifically identified your **Shell Egg purchases from Defendants** for the years **2005 through 2008**, you need not submit a new Claim Form in the MFI Settlement for those particular years. **But if you wish to receive credit for 2004 Shell Egg purchases from Defendants**, you must submit a new Claim Form specifying purchases from September 24, 2004 through December 31, 2004. You will receive an award based on all of your eligible purchases. If you do not wish to receive an award from the MFI Settlement for Shell Egg Purchases from 2004, or you do not need to change or supplement purchases that were previously included in your prior Claim Form(s), you need not submit a new Claim Form.



**15. What is the difference between excluding myself from the MFI Settlement or objecting to the MFI Settlement?**

If you exclude yourself from the MFI Settlement, you will not receive any benefits from it and you cannot object to it.

- If you want to sue MFI, on your own, about the legal issues in this case, then you must exclude yourself from the settlement with MFI. Unless you exclude yourself, you give up any right to sue MFI for the claims that the proposed MFI Settlement resolves.
- If you have a pending lawsuit against MFI involving the same legal issues in this case, speak to your lawyer in that case immediately. You must exclude yourself from the Litigation Class in order to continue your own lawsuit against MFI. Unless you exclude yourself, you give up any right to sue MFI for the claims that the proposed MFI Settlement resolves.

If you object to the MFI Settlement, you will remain a member of the MFI Settlement Class. Objecting is simply telling the Court that you don't like something about the Settlement. You can object to or otherwise comment on any term of the Settlement, including why you think the Court should not approve the MFI Settlement. You may also comment on or object to the Fee Petition (¶ 5). The Court will consider your views.

**16. How do I exclude myself from the MFI Settlement Class?**

If you are a member of the MFI Settlement Class and you decide that you want to exclude yourself from the MFI Settlement Class, you must send an "Exclusion Request" by first-class mail postmarked by, or pre-paid delivery service to be hand-delivered by,<sup>3</sup> October 9, 2017 to the following address:

*In re Processed Egg Products Antitrust Litigation*—EXCLUSIONS  
c/o GCG, Claims Administrator  
P.O. Box 9476  
Dublin, OH 43017-4576

Your written request should specify the identity of the party that has chosen to be excluded, contact information, and a statement that you wish to be excluded **from the MFI Settlement Class**.

**NOTE:** Excluding yourself from the MFI Settlement Class will not exclude you from the Litigation Class; such exclusion must be done independently (see ¶ 8).

**17. How do I object to the proposed MFI Settlement?**

In order for the Court to consider your objection to the MFI Settlement (or the Fee Petition), your objection must be sent by first-class mail postmarked by, or pre-paid delivery service to be hand-delivered by October 9, 2017, to each of the following:

<b>THE COURT</b>	<b>FOR THE PLAINTIFFS</b>	<b>FOR DEFENDANT MFI</b>
United States District Court James A. Byrne Federal Courthouse Office of the Clerk of the Court 601 Market Street, Room 2609 Philadelphia, PA 19106-1797	Mindee J. Reuben LITE DEPALMA GREENBERG LLC 1835 Walnut Street, Suite 2700 Philadelphia, PA 19103	Carrie C. Mahan WEIL, GOTSCHAL & MANGES LLP 1300 Eye Street NW Washington, D.C. 20005

Your objection(s) must be in writing and must provide evidence of your membership in the MFI Settlement Class. The written objection should state the precise reason or reasons for the objection(s), including any legal support you wish to bring to the Court's attention and any evidence you wish to introduce in support of the objection. You may, but need not, file the objection(s) through an attorney. You are responsible for paying your attorney.

<sup>3</sup> If you wish to mail your submission by pre-paid delivery service to be hand-delivered, you may send your mail to the following address:  
In re Processed Egg Products Antitrust Litigation c/o GCG, 1531 Utah Avenue South, Suite 600, Seattle, WA 98134.

If you are a member of the MFI Settlement Class, you have the right to voice your objection to the Settlement at the Fairness Hearing (§ 20). In order to do so, you must follow all instructions for objecting in writing (as stated above). You may object in person and/or through an attorney. You are responsible for paying your attorney and any costs related to your or your attorney's attendance at the hearing. You need not attend the Fairness Hearing in order for the Court to consider your objection.

**18. What happens if I do nothing?**

If you do nothing, you will remain a member of the MFI Settlement Class. As a member of MFI Settlement Class, you will be represented by the law firms listed in ¶ 4, and you will not be charged fees or expenses for the services of such counsel and any other class counsel. Rather, counsel will be paid, if at all and as allowed by the Court, from the MFI Settlement Fund. If you want to be represented by your own lawyer, you may hire one at your own expense.

**19. What is the effect of the Court's final approval of the MFI Settlement?**

If the Court grants final approval and you do not exclude yourself from it, the MFI Settlement will be binding upon you and all other members of the Settlement Class. By remaining a part of the MFI Settlement, if approved, you will give up any claims against MFI relating to the claims made or which could have been made in this lawsuit. By remaining a part of the Settlement, you will retain all claims against all other remaining Defendants, named and unnamed.

**20. When is the Final Fairness Hearing?**

The Court has scheduled a final "Fairness Hearing" at 10:00 a.m. on November 6, 2017 at the following address:

United States District Court  
James A. Byrne Federal Courthouse  
601 Market Street  
Courtroom 10B  
Philadelphia, PA 19106-1797

The purpose of the Fairness Hearing is to determine whether the MFI Settlement is fair, reasonable, and adequate and whether the Court should enter judgment granting final approval of the Settlement. You do not need to attend this hearing. You or your own lawyer may attend the hearing if you wish, at your own expense. **Please note that the Court may choose to change the date and/or time of the Fairness Hearing without further notice of any kind. Class Members are advised to check [www.eggproductssettlement.com](http://www.eggproductssettlement.com) for updates.**

**THE FINALLY-APPROVED SETTLEMENTS WITH NFC, MIDWEST,  
UEP/USEM, NUCAL, AND HILLANDALE**

**NOTE:** The NFC, Midwest, UEP/USEM, NuCal, and Hillandale Settlements were previously approved by the Court, and the deadline to object to and exclude yourself from these Settlements has passed. The Court also previously approved the reimbursement of expenses and payment of incentive awards from these Settlements.

**21. Who is eligible to file a claim in the NFC, Midwest, UEP/USEM, NuCal, and Hillandale Settlements?**

You are a member of the NFC, Midwest, UEP/USEM, NuCal, and Hillandale Settlement Classes if (i) you did not previously exclude yourself from these Settlements, and (ii) you purchased Shell Eggs and/or Egg Products in the United States directly from any Producer, including any Defendant, from January 1, 2000 through July 30, 2014 (Midwest, NFC, and UEP/USEM Settlements), January 1, 2000 through October 3, 2014 (NuCal Settlement), and/or from January 1, 2000 through December 19, 2014 (Hillandale Settlement).

Excluded from the Settlement Classes are (a) Defendants; (b) Producers; (c) All government entities, as well as the Court and staff to whom this case is assigned, and any member of the Court's or staff's immediate family; and (d) Purchases of "specialty" Shell Eggs ("organic," "certified organic," "nutritionally enhanced," "cage-free," "free-range," and "vegetarian-fed types"), purchases of Egg Products produced from specialty Shell Eggs, and purchases of "hatching"

Shell Eggs (used by poultry breeders to produce breeder stock or growing stock for laying hens or meat), and any person or entity that purchased exclusively specialty or hatching eggs.

**22. How will the NFC, Midwest, UEP/USEM, NuCal, and Hillandale Settlement Funds be distributed?**

The Court has previously approved Plaintiffs' request for reimbursement of expenses and payment of incentive awards to class representatives from this group of settlements. The NFC, Midwest, UEP/USEM, NuCal, and Hillandale Settlement Funds will also be reduced by the expense of providing notice to the Class and/or for administering the claims process. The remainder of these Settlement Funds will be distributed on a *pro rata* basis among the members of these Settlement Classes who timely and properly submit a valid Claim Form. Your *pro rata* share will be based on the dollar amount of your direct purchases of Shell Eggs and Egg Products in the United States from Producers (including Defendants) compared to the total purchases of Shell Eggs and Egg Products by all Class Members submitting timely and valid Claim Forms. The Court retains the power to approve or reject, in part or in full, any individual claim of a Class Member based on equitable grounds. Because the alleged overcharge resulting from the conspiracy alleged by Plaintiffs is only a portion of the price paid for Shell Eggs and Egg Products, your recovery will be less than the total amount you paid.

**23. How do I file a claim form in the NFC, Midwest, UEP/USEM, NuCal, and Hillandale Settlements?**

The Claim Form and instructions for filing a proof of claim for these settlements are included with the Claim Form provided with this notice.

You should carefully read the descriptions of the NFC, Midwest, UEP/USEM, NuCal, and Hillandale Settlement Classes set forth earlier in this notice to verify that you are a Class Member. Next, you should review your records and confirm that you purchased the Shell Eggs and/or Egg Products during the relevant time periods. Then, included with this notice, you will find a Claim Form which must be completed by the Class Member and returned to the address indicated on the Claim Form. Claim Forms must be sent by first-class mail postmarked by, or pre-paid delivery service to be hand-delivered by, October 9, 2017. *Any Class Member who does not complete and timely return the Claim Form will not be entitled to share in these finally-approved Settlements.*

If you filed a valid and timely Claim Form for your Shell Egg or Egg Products purchases in the Settlement with the Moark Defendants or Defendant Cal-Maine, you need not submit a new Claim Form to share in the NFC, Midwest, UEP/USEM, NuCal, or Hillandale Settlements for those same purchases. **If you wish to receive an award for purchases that post-date those included in your valid Moark or Cal-Maine Claim Form**, you must submit another Claim Form, but it need include only those purchases that post-date or supplement those provided in your prior Claim Form(s). You will still receive an award based on all of your eligible purchases, including those provided in your prior Claim Forms. If you do not wish to receive an award from the NFC, Midwest, UEP/USEM, NuCal, or Hillandale Settlements for purchases that post-date or supplement those purchases that were previously included in your prior Claim Form(s), you need not submit a new Claim Form. You will receive an award based on the eligible purchases on your prior Claim Form.

**24. Must I file a claim form for the NFC, Midwest, UEP/USEM, NuCal, and Hillandale Settlements if I'm filing a Claim Form in the MFI Settlement?**

Yes. The settlements involve different products, sellers, and time periods.

## **FOR MORE INFORMATION**

For more detailed information concerning matters relating to the proposed MFI Settlement and the NFC, Midwest, UEP/USEM, NuCal, and Hillandale Settlements, you may wish to review the Settlement Agreements and the related Court Orders. These documents are available on the settlement website, [www.eggproductssettlement.com](http://www.eggproductssettlement.com), which also contains answers to “Frequently Asked Questions” as well as more information about the case.

Additionally, to learn more about the ongoing litigation or any of the aforementioned settlements, more detailed information concerning the matters discussed in this notice may be obtained from the pleadings, orders, transcripts and other proceedings, and other documents filed in these actions, all of which may be inspected free of charge during regular business hours at the Office of the Clerk of the Court, located at the address set forth in ¶ 20.

You may also obtain more information by calling the toll-free helpline at (866) 881-8306.

If your present address is different from the address on the envelope in which you received this notice, or if you did not receive this notice directly but believe you should have, please call the toll-free helpline.

**PLEASE DO NOT CONTACT THE COURT FOR INFORMATION REGARDING THIS LAWSUIT.**

Dated: June 26, 2017

**The Honorable Gene E. K. Pratter**