

**IN THE UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF ILLINOIS  
EASTERN DIVISION**

IN RE BROILER CHICKEN ANTITRUST  
LITIGATION,

Case No.: 1:16-cv-08637

The Honorable Thomas M. Durkin

This Document Relates To:

THE DIRECT PURCHASER PLAINTIFF  
ACTION

**DECLARATION OF JENNIFER KEOUGH IN SUPPORT OF DIRECT PURCHASER  
PLAINTIFFS' MOTION FOR FINAL APPROVAL OF THE SETTLEMENTS WITH  
DEFENDANTS PILGRIM'S PRIDE CORP., TYSON FOODS, INC., TYSON CHICKEN,  
INC., TYSON BREEDERS, INC., AND TYSON POULTRY, INC.**

I, JENNIFER M. KEOUGH, declare as follows:

1. I am the Chief Executive Officer of JND Legal Administration LLC, the Settlement Administrator appointed by the Court (ECF No. 4341) in this matter. JND also served as the Settlement Administrator for the Previous Settlements with Defendants Fieldale, Peco, George's and Amick. As CEO of JND, I oversee all facets of our Company's operations, including monitoring and implementing our notice and claims administration programs.

2. This Declaration describes the implementation of the Settlement Class notice plan, as proposed in my Declaration in Support of Direct Purchaser Plaintiffs' Motion for Preliminary Approval of the Settlements with Defendants Tyson Foods, Inc., Tyson Chicken, Inc., Tyson Breeders, Inc., and Tyson Poultry, Inc. (collectively, "Tyson") and Pilgrim's Pride Corporation ("Pilgrim's Pride"), dated February 1, 2021 (ECF No. 4259-2, the "Initial Declaration")<sup>1</sup> and provides an update on the claims administration process.

3. This Declaration is based on my personal knowledge and information provided to me by counsel and experienced JND employees working under my supervision. If called on to do so, I could and would testify competently thereto.

**CLASS MEMBER DATA**

4. In connection with the Previous Settlements, JND worked closely with Class Counsel and their data expert to develop a list of Class members that would receive notice. As further described in my previously submitted Declaration, dated August 13, 2020, after significant collaboration, a list comprised of 26,676 unique potential Class members was developed.

---

<sup>1</sup> All capitalized terms not defined herein have the meanings given to them in my Initial Declaration.

5. For the New Settlements, JND uploaded the records for the 26,676 Class members into a new database. JND reviewed the list and removed any entities that were excluded parties under the Settlement Agreements, for example, a government entity. JND then compared the Class member records to the list of persons that had requested exclusion in the Previous Settlements to ensure that all potential Class members in the New Settlements would be included in the new notice campaign. Any entities that did not appear on the class list were added to the new database and all prior valid exclusion requests were coded accordingly to ensure that requests in the Previous Settlements were properly recorded.

6. In addition, all persons who submitted a notice request through the Settlement Website or otherwise were added to the notice population, to the extent they had not already been included. Any new records that were missing mailing information were provided to Class Counsel's data expert, who provided addresses for additional entities, to the extent available.

7. A net total of 2,206 records were added to the prior class list, bringing the number of records to be noticed in the New Settlements to 28,882 (the "Class List").

8. Using the updated Class List, Class Counsel and their data expert provided purchase data, to the extent available, for each Class member with respect to each of the 21 Defendants and Co-Conspirators. Purchase data was provided, to the extent available, by year, for each of the relevant class periods, namely January 1, 2008 through December 20, 2019 for all Settlements except Defendant Fieldale Farms, for which the class period is January 1, 2008 through August 18, 2017. Where Class Counsel's data expert determined that Class member records were related, he aggregated the records and provided a single "standardized" name for each of those related records; each aggregated record was assigned the exact same purchase data. Notwithstanding this standardization and "rolling up" of related records, each Class member's

name and contact information remained as a distinct record in JND's database for purposes of providing notice and creating personalized, prepopulated claim forms. For example, one Class member has 129 different records, most of which have variations in name and contact information; they were all associated under the same standardized name and each was assigned the same exact purchase data, but their mailing addresses remained individualized and distinct.

9. Class Counsel's data expert provided purchase data for 11,418 records; those records were comprised of 9,513 unique standardized customer names. Class Counsel instructed JND to address all notice using the standardized names provided, but to use each individual Class member's address.

10. Prior to commencing the notice campaign, JND updated Class member contact information using data from the National Change of Address ("NCOA") database.<sup>2</sup> This data was promptly loaded into the new settlement database.

11. JND used the purchase data provided by the data expert to prepopulate personalized Claim Forms that included each Class member's annual purchase information with respect to each Defendant and Co-Conspirator, and for each of the relevant time periods. These Claim Forms also contained a personal Access Code that could be utilized to file claims online through the Settlement Website, as described below. Class members who received a prepopulated Claim Form were able to simply sign and submit the form without further documentation if they agreed with the prepopulated amounts. Class members were permitted to challenge the prepopulated amounts by submitting a Purchase Audit Request Form ("Audit Form"), along with

---

<sup>2</sup> The NCOA database is the official United States Postal Service ("USPS") technology product which makes change of address information available to mailers to help reduce undeliverable mail pieces before mail enters the mail stream. This product is an effective tool to update address changes when a person has completed a change of address form with the USPS. The address information is maintained on the database for 48 months.

supporting documentation. JND also prepared blank claim forms for Class members for whom purchase data was not available.

## **NOTICE CAMPAIGN**

### **Mailed Notice**

12. On March 16, 2021, JND commenced a mailing campaign to all potential Class members for which JND had address information. The notice clearly and concisely explained in plain English the nature of the action and the terms of the Settlements. The mailing consisted of a package containing the Court-approved Long Form Notice and either a prepopulated Claim Form (for Class members for which the data expert provided purchase information) or a blank Claim Form (collectively, the “Notice Packet”). As of the date of this Declaration, a total of 26,811 Notice Packets were mailed to potential Class members.

13. As of the date of this Declaration, JND has tracked 311 Notice Packets that were forwarded by the United States Post Office to an updated address. JND has also tracked 3,695 mailed Notice Packets that were returned as undeliverable without a forwarding address. JND conducted advanced address research for all such Notice Packets that were returned before the exclusion and objection deadlines. Updated addresses were received for 39 Class members, and JND remailed Notice Packets to these Class members. Of the remailed Notice Packets, two were returned as undeliverable.

### **Email Notice**

14. On March 16, 2021, JND commenced an email campaign and sent the Court-approved Email Notice to Class members for whom email addresses were available. The Email Notice included the Class member’s personal Access Code, which was to be used to file their claim

online through the Settlement Website, as further explained below. JND sent a total of 11,996 Email Notices, of which 11,262 emails were not returned or bounced back.

**Reminder Notices**

15. On April 9, 2021, JND sent a reminder postcard to 25,746 potential Class members who had not filed a claim or exclusion request, reminding them of the May 17, 2021 deadline to request exclusion, object or file a claim. On the same day, JND sent 10,855 reminder email notices to potential Class members, to the extent JND had valid email addresses, of which 10,684 were successfully delivered. The subject line contained the word “Reminder” to heighten the reader’s attention.

16. On April 30, 2021, JND sent a second reminder postcard to 25,141 potential Class members who had not filed a claim or exclusion request, reminding them of the upcoming deadline. On the same day, JND sent 10,707 reminder email notices to potential Class members, to the extent JND had valid email addresses, of which 8,505 were successfully delivered. The subject line contained the words “Second Reminder” to heighten the reader’s attention.

17. On May 10, 2021, JND sent out a final round of email reminder notices. JND sent 10,551 emails, of which 8,717 were successfully delivered. The subject line of these emails began with “Final Reminder.”

**PUBLICATION NOTICE**

18. JND caused the Court-approved Publication Notice to be published in the April 2021 issue of *Progressive Grocer*, the April 2021 issue of *Meat & Poultry*, the March 29, 2021 issue of *Poultry Times*, the April 2021 issue of *Frozen & Refrigerated Buyer*, the April 2021 issue of *Supermarket News*, and the March/April 2021 issue of *Winsight Grocery Business*.

19. JND also implemented an internet advertising campaign to inform potential Class members about the Settlements. The campaign included banner display advertisements linking to the Settlement Website on the following industry websites; [www.progressivegrocer.com](http://www.progressivegrocer.com), [www.supermarketnews.com](http://www.supermarketnews.com), [www.winsightmedia.com](http://www.winsightmedia.com), [www.shelbyreport.com](http://www.shelbyreport.com) (March 16, 2021 through April 12, 2021), [www.fastcasual.com](http://www.fastcasual.com) (March 18, 2021 through April 14, 2021), [www.meatpoultry.com](http://www.meatpoultry.com) and [www.poultrytimes.com](http://www.poultrytimes.com) (April 1, 2021 through April 30, 2021). The overall digital campaign delivered 343,235 impressions, exceeding the campaign goal by approximately 10.4% (32,411 additional impressions).

#### **SETTLEMENT WEBSITE**

20. JND has continued to maintain a Settlement Website, [www.broilerchickenantitrustlitigation.com](http://www.broilerchickenantitrustlitigation.com), which was updated after the Court entered the Order granting Preliminary Approval of the New Settlements. The Settlement Website continues to host copies of important case documents related to the Settlements, answers to frequently asked questions, contact information for Class Counsel, and Settlement Administrator contact information for telephone, mail, and email. The Settlement Website also allows individuals to electronically sign up for future noticing and, during the claim filing period, request a claim form.

21. The website content is available for review in Spanish at the click of a button, and the Long Form Notice, Claim Form and Audit Form are available in Spanish for download from both the English and Spanish versions of the website.

22. The Settlement Website also features an online Claim Form with document upload capabilities for the submission of Claim Forms and supporting documents, as needed. As with the hard copy Claim Form described above, JND prepopulated the online Claim Form with the Class member's name, contact information and purchase data where possible. When a user

logged into the online Claim Form with their unique, personal Access Code (printed on their hard copy Claim Form and in their Email Notice), they were able to view their annual purchases from each Defendant and/or Co-Conspirator during the Class Periods. If the Class member agreed with the purchase information, no further information or documentation had to be submitted and their submission was complete. If they disagreed with the amounts, they were able to complete an Audit Form electronically.

23. As of June 11, 2021, the Settlement Website has tracked a total of 24,889 unique users who registered 100,354 page views. JND will continue to update and maintain the Settlement Website throughout the settlement administration process.

#### **TOLL-FREE INFORMATION LINE**

24. JND has continued to maintain the case-specific toll-free number (1-866-552-1178), which individuals may call to obtain information regarding the Settlements. Callers have the opportunity at each stage to speak to a live operator familiar with the Settlements who can respond to common questions and provide assistance. The line is available 24 hours a day, seven days a week in both English and Spanish. Operators are available during business hours.

25. As of June 11, 2021, the toll-free number has received 789 calls. JND will continue to maintain the toll-free telephone number throughout the settlement administration process.

#### **CLAIMS RECEIVED**

26. The Notices informed Class members with pre-populated Claim Forms that they could use their personal Access Code to file a claim online through the Settlement Website or submit the prepopulated Claim Form that was mailed to them. Class members were also informed that they could request a mailed copy of a Claim Form through the Settlement Website or by sending a request by mail or email to the Settlement Administrator.



27. As of June 11, 2021, JND received 2,808 Claim Forms, of which 2,080 were submitted electronically online and 728 were paper Claim Forms. 2,749 Claim Forms were submitted timely and 59 Claim Forms were submitted after the May 17, 2021 submission and postmark deadline.<sup>3</sup> Of the Claim Forms submitted, 1,233 accepted the amounts in their prepopulated Claim Forms.<sup>4</sup> In addition, 1,575 Claim Forms were submitted that did not have prepopulated data.

28. In addition to the 2,808 Claim Forms described above, as of June 11, 2021, JND received 77 Audit Forms, of which 76 were submitted timely and 1 was submitted after the May 17, 2021 postmark deadline.

29. JND continues to review and validate the claim and audit request submissions. Once the review is completed and the claims are finalized, the Net Settlement Fund will be distributed to Class Members on a pro rata basis based on the amount of Broiler purchases by each participating Class Member.

30. JND has sent 1,024 deficiency notices to claimants who submitted either new Claim Forms or Audit Forms without any documentation. Additional deficiency notices will be sent in coming weeks.

31. JND will continue to report to counsel on the results of our outreach.

### **OBJECTIONS**

32. The Notices informed recipients that any Class member who wanted to object to part or all of the proposed New Settlements could do so by submitting a written statement on or

---

<sup>3</sup> It is possible that JND may still receive timely mailed Claim Forms and Audit Forms.

<sup>4</sup> Where more than one claimant with the same standardized name and same purchase data accepted the prepopulated purchase amounts in their Claim Form, JND counted the total purchase amount only once (as the maximum amount to be paid per standardized claimant), but included every submitted claim independently in the above claim counts.

before May 17, 2021. The Long Form Notice stated that any Class member who wanted to object was required to mail a letter to the Settlement Administrator, Plaintiffs' Co-Lead Counsel, and Counsel for each Settling Defendant postmarked no later than May 17, 2021.

33. As of the date of this Declaration, JND has not received and is not aware of any objections.

### **REQUESTS FOR EXCLUSION**

34. The Long Form Notice, Mail Notice, Email Notice and Reminder Notices (collectively, the "Notices") all stated that any Class member who wanted to exclude themselves from the New Settlement Classes ("opt out") was required to email or mail a letter to JND so that it was submitted or postmarked by May 17, 2021.

35. As of the date of this Declaration, JND has received a total of 155 opt-out requests, of which all were timely. Of the 155 opt-out requests, 150 opted out of the Pilgrim's Pride settlement and 154 opted out of the Tyson settlement. Attached as **Exhibit A** is a list of all entities that requested exclusion from the Pilgrim's Pride Settlement; attached as **Exhibit B** is a list of all entities that requested exclusion from the Tyson Settlement.<sup>5</sup> Certain of the opt-out requests have partial assignments; those requests are listed in **Exhibit C** hereto.

I declare under penalty of perjury that the foregoing is true and correct.

Executed June 15, 2021, at Seattle, Washington.

By:   
Jennifer M. Keough

---

<sup>5</sup> The lists in Exhibits A and B do not include affiliated entities named in the respective exclusion requests.

# **EXHIBIT A**

<b>Exhibit A</b>			
<b>Pilgrim's Pride Exclusion Requests</b>			
<b>Request ID</b>	<b>Postmark Date</b>	<b>Company Name</b>	<b>Request Includes Assigned Claims</b>
2	5/14/2021	Action Meat Distributors, Inc.	
3	5/14/2021	Affiliated Foods, Inc.	
4	5/17/2021	Ahold Delhaize	X
5	5/12/2021	Albertsons Companies, Inc.	
6	5/17/2021	ALDI, Inc.	
7	5/14/2021	Alex Lee, Inc. and Merchants Distributors, LLC	
8	5/12/2021	Amigos Meat Distributors	
9	5/15/2021	Amory Investments LLC	
10	5/13/2021	Aramark Food and Support Services Group, Inc.	X
11	5/14/2021	Associated Food Stores, Inc.	
12	5/14/2021	Associated Grocers of Florida, Inc.	
13	5/14/2021	Associated Grocers of New England, Inc.	
14	3/24/2021	Associated Grocers of the South, Inc.	
15	5/14/2021	Associated Grocers, Inc.	
16	5/5/2021	Associated Wholesale Grocers, Inc.	X
17	5/12/2021	Barbeque Integrated, Inc. d/b/a Smokey Bones Bar and Fire Grill	X
18	5/14/2021	Bashas' Inc.	
19	5/14/2021	Big Y Foods, Inc.	
20	5/14/2021	Bi-Lo Holding	X
21	5/17/2021	Biscuitville	
22	5/12/2021	BJ's Wholesale Club, Inc.	X
23	5/17/2021	Bob Evans Farms	X
24	5/14/2021	Bojangles' Restaurants, Inc. and Bojangles Opco, LLC	X
25	5/12/2021	Boston Market Corporation	X
26	5/17/2021	Brinker International Payroll Company, L.P.	
27	5/17/2021	Brinker International, Inc.	X
28	5/14/2021	Brookshire Brothers, Inc.	
29	5/14/2021	Brookshire Grocery Company	
30	5/17/2021	Buffalo Wild Wings	X
32	5/14/2021	Caesars Enterprise Services, LLC	
33	5/17/2021	Cajun Operating Company d/b/a Church's Chicken	X
34	5/17/2021	Campbell Soup Company	X
35	5/17/2021	Campero USA Corp.	X
36	5/12/2021	Captain D's, LLC	X
37	5/14/2021	Carl Buddig and Company	
38	4/20/2021	Cascade Meats	
39	5/12/2021	CBOCS Distribution, Inc.	
40	5/14/2021	Central Grocers, Inc.	
41	5/14/2021	Certco, Inc.	
42	5/17/2021	Checkers Drive-In Restaurants, Inc.	X
43	5/17/2021	Cheney Bros., Inc.	
44	5/17/2021	Chick-fil-A, Inc.	X
45	5/17/2021	CKE Restaurant Holdings	X
46	5/14/2021	Colorado Boxed Beef Co.	
47	5/14/2021	Columbia Meats, Inc.	
48	5/17/2021	Compass Group USA, Inc.	
49	5/11/2021	Conagra	
50	5/14/2021	Costco Wholesale Corporation	
51	5/12/2021	Cracker Barrel Old Country Store, Inc.	X

Exhibit A			
Pilgrim's Pride Exclusion Requests			
Request ID	Postmark Date	Company Name	Request Includes Assigned Claims
52	5/12/2021	Darden Restaurants, Inc. (DDDI, Darden Direct Distribution)	
54	5/12/2021	Domino's Pizza LLC	
55	5/14/2021	El Pollo Loco, Inc.	X
56	4/5/2021	EMA Foods	
57	5/14/2021	Fareway Stores, Inc.	
58	5/13/2021	Feeser's Inc.	X
59	5/12/2021	FIC Restaurants Inc. d/b/a Friendly's Restaurant	
60	5/17/2021	Focus Brands LLC	X
61	5/14/2021	Giant Eagle, Inc.	
62	5/17/2021	Gibson, Greco & Wood, Ltd.	
63	5/17/2021	Golden Corral Corporation	X
64	5/17/2021	Golden Tree Restaurants	X
65	5/13/2021	Gordon Food Service	
66	5/14/2021	Greenville Meats, Inc.	
67	5/12/2021	Hamilton Meat, LLC	
68	5/12/2021	Harvest Meat Company, Inc.	
69	5/17/2021	Hooters of America, LLC	X
70	5/17/2021	Huddle House, Inc.	
71	5/12/2021	Hy-Vee Inc.	
72	5/17/2021	Independent Purchasing Cooperative	X
73	5/14/2021	Ira Higdon Grocery Company, Inc.	
74	5/12/2021	Jetro Holdings, LLC	
75	5/17/2021	John Soules Acquisitions LLC	X
76	5/17/2021	John Soules Foods, Inc.	
77	5/17/2021	KFC Corporation	
78	5/14/2021	King Solomon Foods, Inc.	
79	5/14/2021	KJ 2019 Holdings, LLC	
80	5/11/2021	Kraft Heinz	
81	5/17/2021	Krispy Krunchy Foods, LLC	
82	4/5/2021	L Hart	
84	5/14/2021	Latina Boulevard Foods, LLC	
85	5/12/2021	McDonald's Corporation	X
86	4/23/2021	McLane Company, Inc.	
87	5/14/2021	Meijer, Inc. and Meijer Distribution, Inc.	
88	4/2/2021	Miller Poultry	
89	5/11/2021	Nestle USA, Inc.	
90	5/14/2021	Nicholas & Co., Inc.	
91	5/14/2021	OSI Restaurant Partners, LLC	X
92	5/14/2021	Pacific Food Distributors, Inc.	
93	5/17/2021	Panda Restaurant Group, Inc.	X
94	5/17/2021	Patterson TMP Operating, LLC	
95	5/17/2021	Perkins LLC	
96	5/17/2021	PetSmart	
97	5/14/2021	Piggly Wiggly Alabama Distributing Co., Inc.	
98	5/12/2021	PJ Food Service, Inc.	
99	5/12/2021	Pollo Operations, Inc.	
100	5/13/2021	Poultry Products Company of New England LLC	
101	5/17/2021	Praters LLC	
102	5/14/2021	Publix Super Markets, Inc.	

Exhibit A			
Pilgrim's Pride Exclusion Requests			
Request ID	Postmark Date	Company Name	Request Includes Assigned Claims
103	5/13/2021	Quality Supply Chain Co-op, Inc.	X
104	5/17/2021	Quirch Foods, LLC	X
105	4/5/2021	R&D Marketing	
106	4/5/2021	Red Bird Farms	
107	5/17/2021	Restaurant Services, Inc.	X
108	5/17/2021	Restaurant Supply Chain Solutions, LLC	X
109	5/17/2021	Restaurants of America, Inc.	
110	5/14/2021	S&S Trading, LLC	
111	5/12/2021	Save Mart Supermarkets	
112	5/14/2021	Schnuck Markets, Inc.	
113	4/30/2021	Services Group of America, Inc.	X
114	5/12/2021	Shamrock Foods Company	
115	5/12/2021	Sherwood Food Distributors, L.L.C.	
116	5/17/2021	Sodexo, Inc.	X
117	5/17/2021	Sonic Industries Services Inc. and Sonic Holding Company	X
118	5/14/2021	Southeastern Grocers, LLC	
119	5/14/2021	SpartanNash Company	
120	5/14/2021	Springfield Grocer Company/SGC	
121	5/14/2021	Supervalu	
122	5/17/2021	Supply Management Services, Inc.	X
123	5/16/2021	Sysco Corporation	
124	5/14/2021	Tar Heel Commodities	
125	5/17/2021	Target	X
126	5/17/2021	The Cheesecake Factory Incorporated	X
127	5/14/2021	The Distribution Group	
128	5/17/2021	The Fresh Market	X
129	5/14/2021	The Golub Corporation	
130	5/12/2021	The Johnny Rockets Group, Inc.	
131	5/12/2021	The Kroger Co.	
132	5/13/2021	Thurston Foods, Inc.	X
133	4/5/2021	Timberlake Foods	
134	5/14/2021	Topco Associates, LLC	
135	5/14/2021	Troyer Foods, Inc.	
136	5/14/2021	Unified Grocers, Inc	
137	5/12/2021	United Food Service, Inc.	
138	5/17/2021	United Supermarkets, LLC	
140	5/14/2021	URM Stores, Inc.	
141	5/14/2021	Van Eerden Foodservice Co.	
142	5/14/2021	W. Lee Flowers & Co., Inc.	
143	5/14/2021	Wakefern Food Corp.	
144	3/26/2021	Walmart, Inc.	
145	5/17/2021	Wawa, Inc.	X
146	5/17/2021	WB Supply & Merchandising	
147	5/14/2021	Weinstein Wholesale Meats, Inc.	
148	5/12/2021	Western Boxed Meat Distributors, Inc.	
149	5/17/2021	Whatabrands LLC and Whataburger Restaurants LLC	
150	5/12/2021	White Castle Purchasing Co.	X
151	5/14/2021	Winn-Dixie Stores, Inc.	
152	5/13/2021	Wood-Fruitticher Grocery Company, Inc.	

<b>Exhibit A</b>			
<b>Pilgrim's Pride Exclusion Requests</b>			
<b>Request ID</b>	<b>Postmark Date</b>	<b>Company Name</b>	<b>Request Includes Assigned Claims</b>
153	5/14/2021	Woodman's Food Market, Inc.	
154	5/17/2021	WZ Franchise Corporation (Wingzone)	X
155	5/14/2021	Zaxby's Franchising, LLC	X

# **EXHIBIT B**



Exhibit B			
Tyson Exclusion Requests			
Request ID	Postmark Date	Company Name	Request Includes Assigned Claims
1	5/17/2021	7-Eleven, Inc. and 7-Eleven Distribution Company	
2	5/14/2021	Action Meat Distributors, Inc.	
3	5/14/2021	Affiliated Foods, Inc.	
4	5/17/2021	Ahold Delhaize	X
5	5/12/2021	Albertsons Companies, Inc.	
6	5/17/2021	ALDI, Inc.	
7	5/14/2021	Alex Lee, Inc. and Merchants Distributors, LLC	
8	5/12/2021	Amigos Meat Distributors	
9	5/15/2021	Amory Investments LLC	
10	5/13/2021	Aramark Food and Support Services Group, Inc.	X
11	5/14/2021	Associated Food Stores, Inc.	
12	5/14/2021	Associated Grocers of Florida, Inc.	
13	5/14/2021	Associated Grocers of New England, Inc.	
14	3/24/2021	Associated Grocers of the South, Inc.	
15	5/14/2021	Associated Grocers, Inc.	
16	5/5/2021	Associated Wholesale Grocers, Inc.	X
17	5/12/2021	Barbeque Integrated, Inc. d/b/a Smokey Bones Bar and Fire Grill	X
18	5/14/2021	Bashas' Inc.	
19	5/14/2021	Big Y Foods, Inc.	
20	5/14/2021	Bi-Lo Holding	X
21	5/17/2021	Biscuitville	
22	5/12/2021	BJ's Wholesale Club, Inc.	X
23	5/17/2021	Bob Evans Farms	X
24	5/14/2021	Bojangles' Restaurants, Inc. and Bojangles Opco, LLC	X
25	5/12/2021	Boston Market Corporation	X
26	5/17/2021	Brinker International Payroll Company, L.P.	
27	5/17/2021	Brinker International, Inc.	X
28	5/14/2021	Brookshire Brothers, Inc.	
29	5/14/2021	Brookshire Grocery Company	
30	5/17/2021	Buffalo Wild Wings	X
31	5/17/2021	C&S Wholesale Grocers	
32	5/14/2021	Caesars Enterprise Services, LLC	
33	5/17/2021	Cajun Operating Company d/b/a Church's Chicken	X
34	5/17/2021	Campbell Soup Company	X
35	5/17/2021	Campero USA Corp.	X
36	5/12/2021	Captain D's, LLC	X
37	5/14/2021	Carl Buddig and Company	
38	4/20/2021	Cascade Meats	
39	5/12/2021	CBOCS Distribution, Inc.	
40	5/14/2021	Central Grocers, Inc.	
41	5/14/2021	Certco, Inc.	
42	5/17/2021	Checkers Drive-In Restaurants, Inc.	X
43	5/17/2021	Cheney Bros., Inc.	
44	5/17/2021	Chick-fil-A, Inc.	X
45	5/17/2021	CKE Restaurant Holdings	X
46	5/14/2021	Colorado Boxed Beef Co.	
47	5/14/2021	Columbia Meats, Inc.	
48	5/17/2021	Compass Group USA, Inc.	
49	5/11/2021	Conagra	
50	5/14/2021	Costco Wholesale Corporation	
51	5/12/2021	Cracker Barrel Old Country Store, Inc.	X
52	5/12/2021	Darden Restaurants, Inc. (DDDI, Darden Direct Distribution)	
53	5/17/2021	Dennis Food Group	

Exhibit B			
Tyson Exclusion Requests			
Request ID	Postmark Date	Company Name	Request Includes Assigned Claims
54	5/12/2021	Domino's Pizza LLC	
55	5/14/2021	El Pollo Loco, Inc.	X
56	4/5/2021	EMA Foods	
57	5/14/2021	Fareway Stores, Inc.	
58	5/13/2021	Feeser's Inc.	X
59	5/12/2021	FIC Restaurants Inc. d/b/a Friendly's Restaurant	
60	5/17/2021	Focus Brands LLC	X
61	5/14/2021	Giant Eagle, Inc.	
62	5/17/2021	Gibson, Greco & Wood, Ltd.	
63	5/17/2021	Golden Corral Corporation	X
64	5/17/2021	Golden Tree Restaurants	X
65	5/13/2021	Gordon Food Service	
66	5/14/2021	Greenville Meats, Inc.	
67	5/12/2021	Hamilton Meat, LLC	
68	5/12/2021	Harvest Meat Company, Inc.	
69	5/17/2021	Hooters of America, LLC	X
70	5/17/2021	Huddle House, Inc.	
71	5/12/2021	Hy-Vee Inc.	
72	5/17/2021	Independent Purchasing Cooperative	X
73	5/14/2021	Ira Higdon Grocery Company, Inc.	
74	5/12/2021	Jetro Holdings, LLC	
75	5/17/2021	John Soules Acquisitions LLC	X
76	5/17/2021	John Soules Foods, Inc.	
77	5/17/2021	KFC Corporation	
78	5/14/2021	King Solomon Foods, Inc.	
79	5/14/2021	KJ 2019 Holdings, LLC	
80	5/11/2021	Kraft Heinz	
81	5/17/2021	Krispy Krunchy Foods, LLC	
82	4/5/2021	L Hart	
83	5/14/2021	Latina Boulevard Foods, LLC	
84	5/12/2021	Maximum Quality Foods, Inc.	
86	4/23/2021	McLane Company, Inc.	
87	5/14/2021	Meijer, Inc. and Meijer Distribution, Inc.	
88	4/2/2021	Miller Poultry	
89	5/11/2021	Nestle USA, Inc.	
90	5/14/2021	Nicholas & Co., Inc.	
91	5/14/2021	OSI Restaurant Partners, LLC	X
92	5/14/2021	Pacific Food Distributors, Inc.	
93	5/17/2021	Panda Restaurant Group, Inc.	X
94	5/17/2021	Patterson TMP Operating, LLC	
95	5/17/2021	Perkins LLC	
96	5/17/2021	PetSmart	
97	5/14/2021	Piggly Wiggly Alabama Distributing Co., Inc.	
98	5/12/2021	PJ Food Service, Inc.	
99	5/12/2021	Pollo Operations, Inc.	
100	5/13/2021	Poultry Products Company of New England LLC	
101	5/17/2021	Praters LLC	
102	5/14/2021	Publix Super Markets, Inc.	
103	5/13/2021	Quality Supply Chain Co-op, Inc.	X
104	5/17/2021	Quirch Foods, LLC	X
105	4/5/2021	R&D Marketing	
106	4/5/2021	Red Bird Farms	
107	5/17/2021	Restaurant Services, Inc.	X

<b>Exhibit B</b>			
<b>Tyson Exclusion Requests</b>			
<b>Request ID</b>	<b>Postmark Date</b>	<b>Company Name</b>	<b>Request Includes Assigned Claims</b>
108	5/17/2021	Restaurant Supply Chain Solutions, LLC	X
109	5/17/2021	Restaurants of America, Inc.	
110	5/14/2021	S&S Trading, LLC	
111	5/12/2021	Save Mart Supermarkets	
112	5/14/2021	Schnuck Markets, Inc.	
113	4/30/2021	Services Group of America, Inc.	X
114	5/12/2021	Shamrock Foods Company	
115	5/12/2021	Sherwood Food Distributors, L.L.C.	
116	5/17/2021	Sodexo, Inc.	X
117	5/17/2021	Sonic Industries Services Inc. and Sonic Holding Company	X
118	5/14/2021	Southeastern Grocers, LLC	
119	5/14/2021	SpartanNash Company	
120	5/14/2021	Springfield Grocer Company/SGC	
121	5/14/2021	Supervalu	
122	5/17/2021	Supply Management Services, Inc.	X
123	5/16/2021	Sysco Corporation	
124	5/14/2021	Tar Heel Commodities	
125	5/17/2021	Target	X
126	5/17/2021	The Cheesecake Factory Incorporated	X
127	5/14/2021	The Distribution Group	
128	5/17/2021	The Fresh Market	X
129	5/14/2021	The Golub Corporation	
130	5/12/2021	The Johnny Rockets Group, Inc.	
131	5/12/2021	The Kroger Co.	
132	5/13/2021	Thurston Foods, Inc.	X
133	4/5/2021	Timberlake Foods	
134	5/14/2021	Topco Associates, LLC	
135	5/14/2021	Troyer Foods, Inc.	
136	5/14/2021	Unified Grocers, Inc	
137	5/12/2021	United Food Service, Inc.	
138	5/17/2021	United Supermarkets, LLC	
139	5/14/2021	URM Stores, Inc.	
140	5/17/2021	US Foods, Inc.	
141	5/14/2021	Van Eerden Foodservice Co.	
142	5/14/2021	W. Lee Flowers & Co., Inc.	
143	5/14/2021	Wakefern Food Corp.	
144	3/26/2021	Walmart, Inc.	
145	5/17/2021	Wawa, Inc.	X
146	5/17/2021	WB Supply & Merchandising	
147	5/14/2021	Weinstein Wholesale Meats, Inc.	
148	5/12/2021	Western Boxed Meat Distributors, Inc.	
149	5/17/2021	Whatabrands LLC and Whataburger Restaurants LLC	
150	5/12/2021	White Castle Purchasing Co.	X
151	5/14/2021	Winn-Dixie Stores, Inc.	
152	5/13/2021	Wood-Fruitticher Grocery Company, Inc.	
153	5/14/2021	Woodman's Food Market, Inc.	
154	5/17/2021	WZ Franchise Corporation (Wingzone)	X
155	5/14/2021	Zaxby's Franchising, LLC	X

# EXHIBIT C

Exhibit C		
PARTIAL ASSIGNMENTS		
Request ID	Opt-Out Names (Assignees)	Partial Assignments (Assignors)
4	Ahold Delhaize	C&S Wholesale Grocers
10	Aramark Food and Support Services Group, Inc.	Sysco Corporation
17	Barbeque Integrated, Inc. d/b/a Smokey Bones Bar and Fire Grill	McLane Foodservice
17	Barbeque Integrated, Inc. d/b/a Smokey Bones Bar and Fire Grill	Performance Food Group Inc.
17	Barbeque Integrated, Inc. d/b/a Smokey Bones Bar and Fire Grill	Reinhart Foodservice LLC
20	Bi-Lo Holding	C&S Wholesale Grocers
22	BJ's Wholesale Club, Inc.	Burris Logistics
23	Bob Evans Farms	Gordon Food Service Inc.
24	Bojangles' Restaurants, Inc. and Bojangles Opco, LLC	Kelly's Foods Inc.
24	Bojangles' Restaurants, Inc. and Bojangles Opco, LLC	McLane Foodservice
24	Bojangles' Restaurants, Inc. and Bojangles Opco, LLC	Shuler Meats, Inc.
25	Boston Market Corporation	Ben E. Keith
25	Boston Market Corporation	HAVI
25	Boston Market Corporation	Mattingly
25	Boston Market Corporation	McLane Foodservice
25	Boston Market Corporation	Mile Hi
25	Boston Market Corporation	Willow Run
27	Brinker International, Inc.	Ben E. Keith Company
27	Brinker International, Inc.	Gordon Food Service Inc.
27	Brinker International, Inc.	McLane Foodservice
27	Brinker International, Inc.	Shamrock Foods Company
30	Buffalo Wild Wings	McLane Foodservice
33	Cajun Operating Company d/b/a Church's Chicken	Performance Food Group
36	Captain D's, LLC	McLane Foodservice
42	Checkers Drive-In Restaurants, Inc.	Customized Distribution LLC (CDI)
42	Checkers Drive-In Restaurants, Inc.	I Supply Company
42	Checkers Drive-In Restaurants, Inc.	McLane Foodservice
44	Chick-fil-A, Inc.	McLane Foodservice (Meadowbrook Meat Company)
44	Chick-fil-A, Inc.	BASIX Restaurant Services
44	Chick-fil-A, Inc.	Quality Custom Distribution (Golden State Food Corp)
45	CKE Restaurant Holdings	McLane Foodservice
51	Cracker Barrel Old Country Store, Inc.	Performance Food Group
51	Cracker Barrel Old Country Store, Inc.	Reinhart Foodservice LLC
55	El Pollo Loco, Inc.	McLane Foodservice
55	El Pollo Loco, Inc.	Testa Produce
60	Focus Brands LLC	Ben E. Keith Company
60	Focus Brands LLC	Gordon Food Service
60	Focus Brands LLC	Performance Food Group Inc.
60	Focus Brands LLC	Reinhart Foodservice LLC
63	Golden Corral Corporation	Kelly's Foods Inc.
63	Golden Corral Corporation	McLane Foodservice Inc.
63	Golden Corral Corporation	Performance Food Group
63	Golden Corral Corporation	Shuler Meats, Inc.
64	Golden Tree Restaurants	Performance Food Group
69	Hooters of America, LLC, Restaurants of America, Inc., Gibson, Greco & Wood, Ltd.	Bay Valley, LLC (itself and as successor to Naturally Fresh, Inc.)
69	Hooters of America, LLC, Restaurants of America, Inc., Gibson, Greco & Wood, Ltd.	Ben E. Keith Company
72	Independent Purchasing Cooperative	Lineage Redistribution, LLC
72	Independent Purchasing Cooperative	Performance Food Group, Inc. (including any subsidiaries such as Reinhart Foodservice, LLC)
72	Independent Purchasing Cooperative	Southeastern Food Merchandisers
75	John Soules Acquisitions LLC	Pro View Foods, LLC
75	John Soules Acquisitions LLC	1150 Aviation Boulevard, LLC
75	John Soules Acquisitions LLC	400 Highland, LLC
75	John Soules Acquisitions LLC	Braselton Poultry, LLC
75	John Soules Acquisitions LLC	Cooley Investments Inc.
85	McDonald's Corporation	HAVI Global Solutions LLC
85	McDonald's Corporation	The HAVI Group LP
91	OSI Restaurant Partners, LLC	Kenneth O Lester, Inc. d/b/a PFG Customized
93	Panda Restaurant Group, Inc.	McLane Foodservice Inc.
93	Panda Restaurant Group, Inc.	Syigma Network, Inc.
93	Panda Restaurant Group, Inc.	Sysco Corporation
103	Quality Supply Chain Co-op, Inc.	Quality Custom Distribution Services, Inc.
103	Quality Supply Chain Co-op, Inc.	Southeastern Food Merchandisers, LP
103	Quality Supply Chain Co-op, Inc.	The Performance Food Group
103	Quality Supply Chain Co-op, Inc.	The Syigma Network, Inc.
103	Quality Supply Chain Co-op, Inc.	The Sysco Corporation
107	Restaurant Services, Inc.	Maines Paper & Food Service, Inc.
107	Restaurant Services, Inc.	McLane Company, Inc. and its affiliates
107	Restaurant Services, Inc.	Nicholas and Company
107	Restaurant Services, Inc.	Performance Food Group, Inc.

Exhibit C		
PARTIAL ASSIGNMENTS		
Request ID	Opt-Out Names (Assignees)	Partial Assignments (Assignors)
107	Restaurant Services, Inc.	Reinhart Foodservice, LLC
107	Restaurant Services, Inc.	Shamrock Foods Company
107	Restaurant Services, Inc.	Sysco Montana, Inc.
116	Sodexo, Inc.	Ben E. Keith Company
116	Sodexo, Inc.	Performance Group, Inc.
117	Sonic Industries Services Inc. and Sonic Holding Company	Ben E. Keith
117	Sonic Industries Services Inc. and Sonic Holding Company	Gordon Food Service, Inc.
117	Sonic Industries Services Inc. and Sonic Holding Company	McLane Company, Inc. and its affiliates
117	Sonic Industries Services Inc. and Sonic Holding Company	Merchants Foodservice
117	Sonic Industries Services Inc. and Sonic Holding Company	Nicholas and Company
117	Sonic Industries Services Inc. and Sonic Holding Company	Performance Food Group, Inc.
117	Sonic Industries Services Inc. and Sonic Holding Company	Reinhart Foodservice LLC and their affiliates
117	Sonic Industries Services Inc. and Sonic Holding Company	Shamrock Foods Company
122	Supply Management Services, Inc.	Customized Distribution LLC (CDI)
122	Supply Management Services, Inc.	I Supply Company
122	Supply Management Services, Inc.	Kelly's Food's Inc.
122	Supply Management Services, Inc.	McClane Foodservices, Inc.
122	Supply Management Services, Inc.	Mennella's Poultry Company, Inc.
122	Supply Management Services, Inc.	Performance Food Group, Inc (including its Reinhart and Roma subsidiaries)
125	Target	C&S Wholesale Grocers
126	The Cheesecake Factory Incorporated	Halperns' Steak and Seafood Company LLC
126	The Cheesecake Factory Incorporated	Nealey Foods, Inc.
128	The Fresh Market	Burris Logistics
145	Wawa, Inc.	Safeway Fresh Foods LLC
145	Wawa, Inc.	Taylor Farms New Jersey, Inc.
145	Wawa, Inc.	Taylor Farms, Florida, Inc.
145	Wawa, Inc.	Taylor Fresh Foods, Inc.
150	White Castle Purchasing Co.	McLane Foodservice Inc.
154	WZ Franchise Corporation (Wingzone)	Gordon Food Service
154	WZ Franchise Corporation (Wingzone)	Performance Food Group
154	WZ Franchise Corporation (Wingzone)	Reinhart Foodservice
155	Zaxby's Franchising, LLC	Gordon Food Service
155	Zaxby's Franchising, LLC	Performance Food Group
155	Zaxby's Franchising, LLC	Reinhart Foodservice