

UNITED STATES DISTRICT COURT
DISTRICT OF MINNESOTA

IN RE PORK ANTITRUST LITIGATION

Case No. 18-1776 (JRT/JFD)

MDL No. 21-2998

This Document Relates To:

COMMERCIAL AND INSTITUTIONAL
INDIRECT PURCHASER PLAINTIFF
ACTIONS

**DECLARATION OF CAMERON R. AZARI,
ESQ. REGARDING IMPLEMENTATION
AND ADEQUACY OF NOTICE PROGRAM**

I, Cameron Azari, declare as follows:

1. My name is Cameron R. Azari, Esq. I have personal knowledge of the matters set forth herein, and I believe them to be true and correct.

2. I am a nationally recognized expert in the field of legal notice, and I have served as an expert in hundreds of federal and state cases involving class action notice plans.

3. I am a Senior Vice President of Epiq Class Action & Claims Solutions, Inc. (“Epiq”) and the Managing Director of Epiq Legal Noticing (aka Hilsoft Notifications), a business unit of Epiq that specializes in designing, developing, analyzing, and implementing large-scale, un-biased, legal notification plans. Epiq recently rebranded as Epiq Legal Noticing. I previously filed declarations in this matter related to Epiq’s administration of the settlements with the JBS, Smithfield Foods, Seaboard and Hormel Defendants.

4. The facts in this declaration are based on my personal knowledge, as well as information provided to me by my colleagues in the ordinary course of my business at Epiq and Epiq Legal Noticing (hereinafter “Epiq”).

OVERVIEW

5. This declaration describes the successful implementation of the Notice Program for the Commercial and Institutional Indirect Purchaser Plaintiffs (“Notice Program” or “Notice Plan”) and notice (the “Notice” or “Notices”) for *In re Pork Antitrust Litigation*, Case No. 18-1776 (JRT/JFD) for Settling Defendant Clemens Food Group, LLC and The Clemens Family

Corporation (“Clemens”). I previously executed my *Declaration of Cameron R. Azari, Esq. Regarding Notice Program* (“Notice Plan Declaration”) on June 18, 2025, which described the Notice Program, detailed Epiq’s class action experience, and attached Epiq’s *curriculum vitae*. I also provided my educational and professional experience relating to class actions and my ability to render opinions on overall adequacy of notice programs.

6. In my opinion, the Notice Program reached the greatest practicable number of Settlement Class members through the use of individual notice and targeted media notice.

NOTICE PROGRAM METHODOLOGY

7. Federal Rule of Civil Procedure 23 directs that notice must be “the best notice that is practicable under the circumstances, including individual notice to all members who can be identified through reasonable effort.”¹ The Notice Program satisfied this requirement. Notice was provided by an individual notice effort and was supplemented by a targeted media campaign.

NOTICE PROGRAM DETAIL

8. I have reviewed the *Memorandum Opinion and Order Granting Class Plaintiffs’ Motions for Class Certification and Denying Defendants’ Motions to Exclude Expert Testimony* (“Class Certification Order”) issued on March 29, 2023, and the *Order Granting Preliminary Approval of the Class Action Settlement between Consumer Indirect Purchaser Plaintiffs and Clemens Food Group, LLC, The Clemens Family Corporation, and Hatfield Quality Meats* (“Preliminary Approval Order”), issued on June 13, 2025, and understand the Settlement Classes as defined as:

Commercial and Institutional Indirect Purchaser Plaintiffs

Injunctive Class: All entities that indirectly purchased uncooked pork bacon, or one or more of the following types of raw pork, whether fresh or frozen: loins, shoulder, ribs, hams, or pork chops from defendants or co-conspirators for their own use in commercial food preparation in the United States from June 28, 2014 to June 30, 2018. For this lawsuit, pork excludes any product that is marketed as organic and/or no antibiotics ever and any product other than bacon that is marinated, seasoned, flavored, or

¹ Fed. R. Civ. P. 23(c)(2)(B).

breaded, but it includes uncooked and cooked ham water added products.²

Damages Class: All entities that indirectly purchased uncooked pork bacon, or one or more of the following types of raw pork, whether fresh or frozen: bellies, loins, shoulder, ribs, hams, or pork chops from defendants or co-conspirators for their own use in commercial food preparation in the Repealer Jurisdictions³ from June 28, 2014 to June 30, 2018. For this lawsuit, pork excludes any product that is marketed as organic, no antibiotics and/or no antibiotics ever (NAE) and any product other than bacon that is marinated, seasoned, flavored, or breaded, but it includes uncooked and cooked ham water added products.

9. The Notice Program as designed and implemented reached the greatest practicable number of Settlement Class members with individual notice and supplemental media - nationally distributed digital and social media. The Notice Program reached approximately 76% of the Settlement Classes, with an average frequency of 2.0 times each. “Reach” refers to the percentage of the unduplicated audience exposed to the notice. Notice exposure is defined as the opportunity to see a notice. “Frequency” of notice exposure is the average number of times that those reached by a notice would be exposed to the notice. The reach was further enhanced by internet sponsored search listings, an informational release, and a settlement website, which are not included in the reach calculation. In my experience, the reach of the Notice Program was consistent with other

² Excluded from the Settlement Classes are: natural persons who purchased pork for their personal use and not for commercial food preparation (End-User Consumers); purchasers of pork directly from Defendants; purchasers of pork for resale in unaltered form; purchasers of pork from an intermediary who has further processed the pork; the Defendants; the officers, directors or employees of any Defendant; any entity in which any Defendant has a controlling interest; and any affiliate, legal representative, heir or assign of any Defendant; any federal, state or local governmental entities, any judicial officer presiding over this action and the members of his/her immediate family and judicial staff, any juror assigned to this action; and any coconspirator identified in this action.

³ “Repealer Jurisdictions” are those states that have “repealed” the Supreme Court’s holding in *Illinois Brick Co. v. Illinois*, 431 U.S. 720 (1977), and provide standing to indirect purchasers. Commercial IPPs assert damages claims in: Arkansas, Arizona, California, District of Columbia, Florida, Illinois, Iowa, Kansas, Maine, Massachusetts, Michigan, Minnesota, Mississippi, Nebraska, Nevada, New Hampshire, New Mexico, New York, North Carolina, North Dakota, Oregon, Rhode Island, South Carolina, South Dakota, Tennessee, Utah, Vermont, West Virginia, and Wisconsin. The class period for Kansas, Massachusetts, Mississippi, South Carolina, and Tennessee Class members begins June 28, 2015. (Commercial IPPs’ Mot. Certify Class at 2–3 n.2; Preliminary Approval Order at ¶¶ 5-6).

court approved notice programs, was the best notice practicable under the circumstances of this case and satisfied the requirements of due process, including its “desire to actually inform” requirement.⁴

INDIVIDUAL NOTICE

10. On April 7, 2025, Epiq acquired an email list of 152,932 restaurants nationwide (“Class List”). The Class List was combined with the data from previous settlements with Smithfield Foods, JBS Defendants, Hormel, and Seaboard, and the class certification notice efforts for the remaining non-settling Defendants. Email hygiene and validation were performed to avoid sending to potential spam emails, etc., resulting in 235,030 valid email addresses. This data was used to provide individual notice to the Settlement Classes.

11. On August 11, 2025, Epiq commenced sending 235,030 Email Notices to potential Settlement Class members with a facially valid email address, as obtained from the Class List. Industry standard best practices were followed for the Email Notice effort. The Email Notice was created using an embedded html text format. This format provided easy-to-read text without graphics, tables, images and other elements that in our experience would increase the likelihood that the message could be blocked by Internet Service Providers (ISPs) and/or SPAM filters for this type of email communication. Each Email Notice was transmitted with a unique message identifier. The Email Notice included an embedded link to the settlement website. By clicking the link, recipients were able access the Long Form Notice and other information about the settlement. The Email Notice is included as **Attachment 1**.

12. If the receiving email server could not deliver the message, a “bounce code” was returned along with the unique message identifier. For any Email Notice for which a bounce code was received indicating that the message was undeliverable for reasons such as an inactive or disabled account, the recipient’s mailbox was full, technical auto-replies, etc., at least two

⁴ *Mullane v. Cent. Hanover Bank & Trust Co.*, 339 U.S. 306, 315 (1950) (“But when notice is a person’s due, process which is a mere gesture is not due process. The means employed must be such as one desirous of actually informing the absentee might reasonably adopt to accomplish it. The reasonableness and hence the constitutional validity of any chosen method may be defended on the ground that it is in itself reasonably certain to inform those affected . . .”).

additional attempts were made to deliver the Notice by email. After completion of the Email Notice effort, 34,483 Email Notices remained undeliverable.

13. Additionally, a Long Form Notice was mailed to all Settlement Class members who requested one via the toll-free telephone number or other means. As of November 26, 2025, Epiq has mailed four Long Form Notices as a result of such requests. The Long Form Notice is included as **Attachment 2**.

Media Plan

Targeted Internet Digital Advertising

14. Internet advertising has become a standard component in legal notice programs. The internet has proven to be an efficient and cost-effective method to target class members as part of providing notice of class certification and/or a settlement for a class action case. According to MRI-Simmons⁵ data, 97% of all adults are online and 84% of all adults use social media.⁶

15. The Notice Program included targeted digital advertising on selected advertising networks, which were targeted to Settlement Class members. The internet Digital Notices linked directly to the settlement website, thereby allowing visitors easy access to relevant information and documents.

16. The internet Digital Notices used language from the Long Form Notice, which allowed users to identify themselves as potential Settlement Class members. As an additional way to draw the interest of Settlement Class members, and to be consistent with Federal Judicial Center's ("FJC") recommendations that a picture or graphic may help class members self-identify, the

⁵ MRI-Simmons is a leading source of publication readership and product usage data for the communications industry. MRI-Simmons is the new name for the joint venture of GfK Mediamark Research & Intelligence, LLC ("MRI") and Simmons Market Research. MRI-Simmons offers comprehensive demographic, lifestyle, product usage and exposure to all forms of advertising media collected from a single sample. As the leading U.S. supplier of multimedia audience research, the company provides information to magazines, televisions, radio, Internet, and other media, leading national advertisers, and over 450 advertising agencies—including 90 of the top 100 in the United States. MRI-Simmons's national syndicated data is widely used by companies as the basis for the majority of the media and marketing plans that are written for advertised brands in the United States.

⁶ MRI-Simmons 2025 Survey of the American Consumer®.

internet Digital Notices prominently featured a high-resolution graphic of a diagram of the pork butcher cuts identified on a pig. Examples of the Digital Notices are included as **Attachment 3**.

17. The Notice Program included internet Digital Notices in various sizes, which were placed on the advertising networks, *Google Display Network* and *Yahoo Audience Network*. Combined, these ad networks cover 90% of the United States' population that is online. All internet Digital Notices ran on desktop, mobile and tablet devices and were distributed to the selected targeted audiences nationwide as described below. Digital Notices were also targeted (remarketed) to people who visited the website after clicking on a Digital Notice.

18. The Notice Program also included advertising on social media, which consisted of internet Digital Notices on *Facebook* and *LinkedIn* in multiple sizes.

19. More details regarding the target audiences, distribution, and specific ad sizes of the internet Digital Notices, are included in the following table.

<i>Network/Property</i>	<i>Target</i>	<i>Distribution</i>	<i>Ad Sizes</i>	<i>Delivered Impressions</i>
<i>Google Display Network</i>	Adults 18+	National	728x90, 300x250, 300x600, 970x250	19,765,816
<i>Google Display Network</i>	Custom Affinity Audience: ⁷ Business Owner	National	728x90, 300x250, 300x600, 970x250	27,976,706
<i>Google Display Network</i>	Custom Intent Audience: ⁸ Food Service	National	728x90, 300x250, 300x600, 970x250	27,102,113
<i>Google Display Network</i>	Custom Affinity Audience: Food Service	National	728x90, 300x250, 300x600, 970x250	28,048,732
<i>Yahoo Audience Network</i>	Finance/Business Channels	National	728x90, 300x250, 300x600, 970x250	24,019,128
<i>Facebook</i>	Adults 18+	National	Newsfeed & Right Hand Column	5,557,609
<i>Facebook</i>	Interests include Business Ownership	National	Newsfeed & Right Hand Column	15,713,204
<i>Facebook</i>	Interests include Food	National	Newsfeed & Right	16,046,763

⁷ "Custom Affinity Audience" means Digital Notices were targeted to specific website content, here meaning websites, blogs, etc. that focused on business owners, small business, business and industrial, business news, business opportunities, and business formation.

⁸ "Custom Intent Audience" means Digital Notices were targeted to individuals who have searched for the targeted topic, here meaning the food service, restaurant supply, business and industrial, good distribution, and hospitality industry.

<i>Network/Property</i>	<i>Target</i>	<i>Distribution</i>	<i>Ad Sizes</i>	<i>Delivered Impressions</i>
	Service		Hand Column	
<i>Facebook</i>	Demographics Targeting: Food and Restaurants	National	Newsfeed & Right Hand Column	15,199,222
<i>LinkedIn</i>	Jobs in the Food Service Industry	National	LinkedIn Ads	8,664,085
TOTAL				188,093,378

20. Combined, approximately 188 million targeted impressions were generated by the internet Digital Notices, which ran from August 11, 2025, through September 10, 2025, nationwide.⁹ Clicking on the Digital Notices linked the reader to the settlement website, where they could easily obtain detailed information about the settlement.

21. Throughout the implementation of the Notice Program, Epiq continuously monitored the effectiveness of the Notice Program to ensure impression goals were met to satisfy a combined reach of approximately 76%.

Sponsored Search Listings

22. The Notice Program included purchasing sponsored search listings to facilitate locating the settlement website. Sponsored search listings were acquired on the three most highly visited internet search engines: *Google*, *Yahoo!*, and *Bing*. When search engine visitors searched on selected common keyword combinations related to the settlement, the sponsored search listing was generally displayed at the top of the page prior to the search results or in the upper right-hand column. Representative search terms included word and phrase variations related to the settlement. The sponsored search listings were displayed nationwide. All sponsored search listing ads linked directly to the settlement website.

23. The sponsored search listings ran from August 11, 2025, through September 25,

⁹ The third-party ad management platform, ClickCease was used to audit the Digital Notice ad placements. This type of platform tracks all Digital Notice ad clicks to provide real-time ad monitoring, fraud traffic analysis, blocks clicks from fraudulent sources, and quarantines dangerous IP addresses. This helps reduce wasted, fraudulent, or otherwise invalid traffic (*e.g.*, ads being seen by ‘bots’ or non-humans, ads not being viewable, etc.).

2025, and were displayed 111,544 times, resulting in 4,282 clicks that displayed the settlement website. A complete list of the sponsored search keyword combinations is included as **Attachment 4**. Examples of the sponsored search listing as displayed on each search engine are included as **Attachment 5**.

Informational Release

24. To build additional reach and extend exposures, on August 11, 2025, a party-neutral Informational Release was issued broadly over PR Newswire to approximately 13,000 general media (print and broadcast) outlets, including local and national newspapers, magazines, national wire services, television and radio broadcast media across the United States as well as approximately 4,000 websites, online databases, and internet networks. The informational release was also distributed to more than 690 journalists that report specifically on restaurants and the food industry.

25. The Informational Release included the address of the settlement website and the toll-free telephone number. Although there was no guarantee that any news stories would result, the Informational Release served a valuable role by providing additional notice exposures beyond that which was provided by the paid media. The Informational Release is included as **Attachment 6**.

Case Website, Toll-free Telephone Number, and Postal Mailing Address

26. The existing settlement website (www.PorkCommercialCase.com) established for the previous settlements with Defendants JBS, Smithfield Foods, Seaboard, and Hormel was updated with information regarding the Clemens Settlement. The settlement website allowed Settlement Class members to obtain detailed information about the settlement and review key documents, including the Complaint, Long Form Notice, and the Settlement Agreement, as well as answers to frequently asked questions (“FAQs”), instructions for how Settlement Class members could object to the Clemens Settlement prior to the deadline, contact information for the Settlement Administrator, and how to obtain other case-related information. The settlement website address was displayed prominently on all Notice documents. As of November 26, 2025,

there have been 21,743 unique visitor sessions to the website and 41,450 website pages presented.

27. The existing toll-free telephone number (1-855-867-0738) established for the previous settlements with Defendants JBS, Smithfield Foods, Seaboard, and Hormel was updated with information regarding the Clemens Settlement. Settlement Class members are able to call for additional information, listen to answers to FAQs, and request that a Long Form Notice be mailed to them. The toll-free telephone number was prominently displayed in the Notice documents. The automated phone system is available 24 hours per day, 7 days per week. As of November 26, 2025, the toll-free telephone number has handled 20 calls representing 69 minutes of use.

28. A post office box and an email address for correspondence about the settlement were also established and maintained, allowing Settlement Class members to contact the Settlement Administrator with any specific requests or questions.

PLAIN LANGUAGE NOTICE DESIGN

29. The Notices were designed to be “noticed” and reviewed by Settlement Class members and were written in plain language so the Notices could be understood by Settlement Class members. The design of the Notices followed the principles embodied in the FJC’s illustrative “model” notices posted at www.fjc.gov. Many courts, and as previously cited, the FJC itself, have approved notices written by our notice experts and designed in a similar fashion. The Notices contained substantial, albeit easy-to-read, summaries of all of the key information about Settlement Class members’ rights and options. Consistent with our normal practice, all notice documents underwent a final edit for grammatical errors and accuracy.

30. The Notices were designed to increase noticeability and comprehension. Once people “notice” the Notices, it is critical that they can understand them. As such, the Notices, as written, were clearly worded with an emphasis on simple, plain language to encourage readership and comprehension.

31. The Notices featured a prominent headline in bold text. These design elements alerted recipients and readers that the Notice was an important document authorized by a court

and that the content may affect them, thereby supplying reasons to read the Notice.

32. The Long Form Notice provided substantial information to Settlement Class members. It began with a summary page, which provided a concise overview of the important information and a table, which highlighted key options available to Settlement Class members. The Notice was categorized into logical sections, which helped to organize the information, while a question and answer format made it easy to find answers to common questions by breaking the information into simple headings.

Objections

33. The deadline to object to the settlement was September 25, 2025. As of November 26, 2025, Epiq is aware of no objections to the Settlement.

CONCLUSION

34. In class action notice planning, execution, and analysis, we are guided by due process considerations under the United States Constitution, by federal and local rules and statutes, and further by case law pertaining to notice. This framework directs that the notice program be designed to reach the greatest number of potential class members and, the notice or notice program itself provide class members with easy access to the details of how the class action may impact their rights. All of these requirements were met in this case.

35. The Notice Program included individual notice to potential identified Settlement Class members and supplemental media. The Notice Program (individual notice and supplemental media - nationally distributed digital and social media notice) reached approximately 76% of the Settlement Classes with an average frequency of 2.0 times each. The reach was further enhanced by internet sponsored search listings, an informational release, and a settlement website. The FJC's *Judges' Class Action Notice and Claims Process Checklist and Plain Language Guide*, which is relied upon for federal cases, states that, "the lynchpin in an objective determination of the adequacy of a proposed notice effort is whether all the notice efforts

together will reach a high percentage of the class. It is reasonable to reach between 70–95%.”¹⁰ Here, we have developed a Notice Program that readily achieved a reach within that standard.

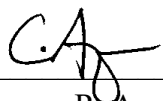
36. The Notice Program followed the guidance for how to satisfy due process obligations that a notice expert gleans from the United States Supreme Court’s seminal decisions, which are: a) to endeavor to actually inform the class, and b) to demonstrate that notice is reasonably calculated to do so:

- A. “But when notice is a person’s due, process which is a mere gesture is not due process. The means employed must be such as one desirous of actually informing the absentee might reasonably adopt to accomplish it,” *Mullane v. Central Hanover Trust*, 339 U.S. 306, 315 (1950).
- B. “[N]otice must be reasonably calculated, under all the circumstances, to apprise interested parties of the pendency of the action and afford them an opportunity to present their objections,” *Eisen v. Carlisle & Jacquelin*, 417 U.S. 156 (1974) citing *Mullane* at 314.

37. The Notice Program provided for the best notice practicable under the circumstances of this case, conformed to all aspects of Federal Rules of Civil Procedure, Rule 23 regarding notice, comported with the guidance for effective notice articulated in the Manual for Complex Litigation, Fourth and applicable FJC materials, and satisfied the requirements of due process, including its “desire to actually inform” requirement.

38. The Notice Program schedule afforded enough time to provide full and proper notice to the Settlement Class members before the objection deadline.

I declare under penalty of perjury of the laws of the United States that the foregoing is true and correct. Executed on November 26, 2025, at Beaverton, Oregon.



Cameron R. Azari

¹⁰ FED. JUDICIAL CTR, JUDGES’ CLASS ACTION NOTICE AND CLAIMS PROCESS CHECKLIST AND PLAIN LANGUAGE GUIDE 3 (2010), available at <https://www.fjc.gov/content/judges-class-action-notice-and-claims-process-checklist-and-plain-language-guide-0>.

Attachment 1

Pork Antitrust Litigation Court-Ordered Notice of Settlement

From Pork Antitrust Litigation (CIIPP) <no-reply@porkcommercialcase.com>

To [REDACTED]

COURT-APPROVED LEGAL NOTICE

If you purchased any Pork product in the United States from June 28, 2014, through June 30, 2018, for business use in commercial food preparation, a class action settlement may affect your rights.

A Settlement has been reached in a class action antitrust lawsuit filed on behalf of Commercial and Institutional Indirect Purchaser Plaintiffs with Clemens Food Group, LLC, The Clemens Family Corporation, and related or affiliated entities (“Clemens” or “Settling Defendant”). The Settlement requires Clemens to pay \$7,750,000. In addition to this monetary benefit, Clemens has also agreed to certain non-monetary relief and to provide specified cooperation in the Commercial and Institutional Indirect Purchaser Plaintiffs’ continued pursuit of the lawsuit. There will be no payments to the Settlement Classes at this time. You will be notified later of an opportunity to file a Claim Form. Before any money is paid, the Court will hold a hearing to decide whether to approve the Settlement.

The United States District Court for the District of Minnesota authorized this Notice. This Court-ordered Notice may affect your rights. Please read this Notice carefully.

WHO IS INCLUDED?

For settlement purposes, members of the Settlement Classes are defined as:

Injunctive Class: All entities that indirectly purchased uncooked pork bacon or one or more of the following types of raw pork, whether fresh or frozen: loins, shoulder, ribs, hams, or pork chops from defendants or co-conspirators for their own use in commercial food preparation in the United States from June 28, 2014 to June 30, 2018. For this lawsuit, pork excludes any product that is marketed as organic and/or no antibiotics ever and any product other than bacon that is marinated, seasoned, flavored, or breaded, but it includes uncooked and cooked ham water-added products.

Damages Class: All entities that indirectly purchased uncooked pork bacon, or one or more of the following types of raw pork, whether fresh or frozen: bellies, loins, shoulder, ribs, hams, or pork chops from defendants or co-conspirators for their own use in commercial food preparation in the Repealer Jurisdictions from June 28, 2014 to June 30, 2018. For this lawsuit, pork excludes any product that is marketed as organic, no antibiotics and/or no antibiotics ever (NAE) and any product other than bacon that is marinated, seasoned, flavored, or breaded, but it includes uncooked and cooked ham water-added products.

All Settlement Class members are members of the nationwide Injunctive Class. Only Settlement Class members in the following jurisdictions (“Repealer Jurisdictions”) are eligible to potentially recover money from the settlement funds available in the Damages Class: Arkansas, Arizona, California, District of Columbia, Florida, Illinois, Iowa, Kansas, Maine, Massachusetts, Michigan, Minnesota, Mississippi, Nebraska, Nevada, New Hampshire, New Mexico, New York, North Carolina, North Dakota, Oregon, Rhode Island, South Carolina, South Dakota, Tennessee, Utah, Vermont, West Virginia and/or Wisconsin. The Class Period for Kansas, Massachusetts, Mississippi, South Carolina, and Tennessee class members begins June 28, 2015.

For purposes of the Settlement, “Pork” means porcine or swine products processed, produced or sold by Clemens, or by any of the Defendants or their co-conspirators, including but not limited to: primals (including but not limited to loins, shoulders, picnics, butts, ribs, bellies, hams, or

legs), trim or sub-primal products (including but not limited to backloins, tenderloins, backribs, boneless loins, boneless sirloins, riblets, chef's prime, prime ribs, brisket, skirt, cushion, ground meats, sirloin tip roast, or hocks), further processed and value added porcine products (including, but not limited to bacon, sausage, lunch meats, further processed ham, or jerky products), offal or variety products (including, but not limited to hearts, tongues, livers, head products, spleens, kidneys, feet, stomach, bladder, uterus, snoot, ears, tail, brisket bone, intestines, jowls, neck bones or other bones, skin, lungs, glands, hair, or pet food ingredients), rendered product and byproducts (including, but not limited to, lard, grease, meat meal, bone meal, blood meal, or blood plasma), casings (including, but not limited to, mucosa), and carcasses.

In addition to Clemens, the Defendants and alleged co-conspirators in this lawsuit are JBS USA Food Company, Hormel Foods Corporation, Hormel Foods, LLC, Seaboard Foods LLC, Seaboard Corporation, Smithfield Foods, Inc., Triumph Foods, LLC, Tyson Foods, Inc., Tyson Prepared Foods, Inc., Tyson Fresh Meats, Inc., and Agri Stats, Inc.

If you are not sure you are included, you can get more information, including a detailed notice, at the Settlement Website [here](#) or by calling toll-free 1-855-867-0738.

WHAT IS THIS LAWSUIT ABOUT?

Commercial and Institutional Indirect Purchaser Plaintiffs allege that Defendants and their co-conspirators conspired and combined to fix, raise, maintain, and stabilize the price of Pork products, from at least January 1, 2009, with the intent and expected result of increasing prices of Pork products in the United States, in violation of federal antitrust laws and various state antitrust, consumer protection and unfair trade practices, and unjust enrichment laws. Clemens denies it did anything wrong. The Court did not decide which side was right, but both sides agreed to the Settlement to resolve the lawsuit and get benefits to the Settlement Classes. The lawsuit is still proceeding on behalf of the Commercial and Institutional Indirect Purchaser Plaintiffs against other Defendants who may be subject to separate settlements, judgments, or class certification related orders. A separate notice was previously sent regarding the progress of the lawsuit.

WHAT DOES THE SETTLEMENT PROVIDE?

The Settlement Agreement provides that Clemens will pay \$7,750,000 to resolve all Settlement Class members' legal claims against Clemens for the Released Claims (as defined in the Settlement Agreement). In addition to this monetary benefit, Clemens has also agreed to certain non-monetary relief and to provide specified cooperation in the Commercial and Institutional Indirect Purchaser Plaintiffs' continued pursuit of the lawsuit. No money will be distributed at this time. You will be notified later, if and when there is an opportunity to submit a Claim Form to receive a payment. Settlement Class Counsel will continue to pursue the lawsuit against the other Defendants.

Settlement Class Counsel will ask the Court for attorneys' fees based on their services in this lawsuit of up to one-third of the Settlement Fund and expense reimbursement and class representative service payments of \$2,500 to each representative plaintiff. Settlement Class Counsel will also ask that eight percent of the Settlement Fund be set aside for future litigation expenses. Any payment to the attorneys or class representatives will be subject to Court approval, and the Court may award less than the requested amount. The attorneys' fees, costs, expenses, and service payments that the Court orders, plus the costs to administer the Settlement, will come out of the Settlement Fund. Settlement Class Counsel may seek additional attorneys' fees, costs, expenses, and service payments from any other settlements or recoveries obtained in the future. When Settlement Class Counsel's motion for fees and service payments is filed, it will be available at www.PorkCommercialCase.com. The motion will be posted on the website before the deadline for objecting to the Settlement. You will have an opportunity to object to this request.

WHAT ARE YOUR RIGHTS?

You do not need to take any action to remain a member of the Settlement Classes and be bound by the Settlement Agreement. As a Settlement Class member, you may be able to participate in any future settlements or judgments obtained by Commercial and Institutional Indirect Purchaser Plaintiffs against other Defendants in the case.

If you do not like something about the Settlement and you have not previously excluded yourself from the Settlement Class, you can object to the Clemens Settlement. Instructions on how to object are found at the Settlement website [here](#).

While the Settlement is only with Clemens at this time, the Settlement Class includes purchasers of Pork products (as defined in the Settlement Agreements) from **any** of the Defendants or their co-conspirators. If you are a member of the Settlement Classes, you may be eligible to

participate in any additional settlements which may arise with any other Defendants in the case.

The Court will hold a hearing in this case *In re Pork Antitrust Litigation* (Commercial and Institutional Indirect Purchaser Actions), Case No. 0:18-cv-01776 (D. Minn.) on **December 10, 2025**, at **10:00 a.m.** to consider whether to approve the Settlement Agreement. You may ask to speak at the hearing, but you do not have to.

This Notice is a summary only. You can find more details about the Settlement [here](#) or by calling toll-free 1-855-867-0738 toll-free. Please do not contact the Court.

If [REDACTED] should not be subscribed or if you need to change your subscription information for Pork Antitrust Litigation, [please use this preferences page](#).

Attachment 2

UNITED STATES DISTRICT COURT FOR THE DISTRICT OF MINNESOTA**If you purchased any Pork product in the United States from June 28, 2014, through June 30, 2018, for business use in commercial food preparation, a class action settlement may affect your rights.**

A federal court authorized this notice. This is not a solicitation from a lawyer.

- A Settlement has been reached in a class action antitrust lawsuit filed on behalf of Commercial and Institutional Indirect Purchaser Plaintiffs with Clemens Food Group, LLC, The Clemens Family Corporation and related or affiliated entities (“Clemens” or “Settling Defendant”). This Settlement only applies to the Settling Defendant and does not dismiss legal claims against other Defendants in the case entitled *In re Pork Antitrust Litigation* (Commercial and Institutional Indirect Purchaser Plaintiffs Actions), Case No. 0:18-cv-01776 (D. Minn.).
- If approved by the Court, the Settlement will resolve a lawsuit, alleging that Clemens combined and conspired in restraint of trade, the alleged purpose and effect of which was to suppress competition and to allow Clemens and other Pork producers to charge supra-competitive prices for Pork products during the Settlement Class Period, in violation of federal and state laws. If approved, the Settlement will avoid litigation costs and risks to Commercial and Institutional Indirect Purchaser Plaintiffs and Clemens and will release Clemens from liability to members of the Settlement Classes.
- The Settlement requires Clemens to pay \$7,750,000. In addition to this monetary benefit, Clemens has also agreed to certain non-monetary relief and to provide specified cooperation in the Commercial and Institutional Indirect Purchaser Plaintiffs’ continued pursuit of the lawsuit. There will be no payments to the Settlement Classes at this time. You will be notified later of an opportunity to file a Claim Form.
- Recently, notice was provided because the Court established or “certified,” the lawsuit as a class action. In 2021, notice was provided regarding a settlement with Defendants JBS USA Food Company, JBS USA Food Company Holdings, Swift Pork Company, and related or affiliated entities (“JBS”). In 2022, notice was provided regarding a settlement with Defendant Smithfield Foods, Inc. and related or affiliated entities (“Smithfield”). In 2024, notice was provided regarding a settlement with Defendant Seaboard Foods LLC and related or affiliated entities (“Seaboard”) and with Defendant Hormel Foods Corporation and Hormel Foods, LLC and related or affiliated entities (“Hormel”). This Notice is for the Clemens Settlement, a new settlement within the same lawsuit. You may be a member of the Settlement Classes.
- The Court has not decided whether Clemens did anything wrong, and Clemens denies any wrong-doing, and continues to deny the allegations in the Commercial and Institutional Indirect Purchaser Plaintiffs’ complaint. Your legal rights are affected whether you act or do not act. Please read this notice carefully.

YOUR LEGAL RIGHTS AND OPTIONS		DEADLINE
OBJECT	Write to the Court about why you do not like the Settlement.	Postmarked by September 25, 2025
ATTEND A HEARING	Ask to speak to the Court about the fairness of the Settlement.	Notice of Appearance: September 25, 2025
DO NOTHING	You will remain part of the Settlement, and you may participate in any monetary distribution, which may happen later. The Settlement will resolve your legal claims against Clemens, and you will give up your rights to sue Clemens about the Released Claims (as defined in the Settlement Agreement). You will be bound by the judgment.	

- These rights and options **and the deadlines to exercise them** are explained in this Notice.
- The Court in charge of this lawsuit must still decide whether to approve the Settlement and the requested attorneys’ fees and future expense set aside.

Questions? Go to www.PorkCommercialCase.com or call 1-855-867-0738.

BASIC INFORMATION

1. What is this lawsuit about?

This class action is called *In re Pork Antitrust Litigation* (Commercial and Institutional Indirect Purchaser Plaintiffs Actions), Case No. 0:18-cv-01776, and is pending in the United States District Court for the District of Minnesota. United States District Court Judge John R. Tunheim is overseeing this class action. Commercial and Institutional Indirect Purchaser Plaintiffs allege that Defendants and their co-conspirators conspired and combined to fix, raise, maintain, and stabilize the price of Pork products, from at least January 1, 2009, with the intent and expected result of increasing prices of Pork products in the United States, in violation of federal antitrust laws and various state antitrust, consumer protection and unfair trade practices, and unjust enrichment laws.

The Defendants and co-conspirators named in the Commercial and Institutional Indirect Purchaser Plaintiffs' Fourth Amended and Consolidated Class Action Complaint are producers of Pork products in the United States and a company that provides benchmarking reports in certain agricultural industries. In this Notice, "Defendants" refers to JBS USA Food Company, Clemens Food Group, LLC, The Clemens Family Corporation, Hormel Foods Corporation, Hormel Foods, LLC, Seaboard Foods LLC, Seaboard Corporation, Smithfield Foods, Inc., Triumph Foods, LLC, Tyson Foods, Inc., Tyson Prepared Foods, Inc., Tyson Fresh Meats, Inc., and Agri Stats, Inc. and "Settling Defendant" refers to "Clemens"—that is, collectively, Clemens Food Group, LLC, The Clemens Family Corporation, and related or affiliated entities.

Commercial and Institutional Indirect Purchaser Plaintiffs have reached this Settlement with Clemens (and prior settlements with JBS, Smithfield, Seaboard, and Hormel). However, the Commercial and Institutional Indirect Purchaser Plaintiffs' lawsuit is still proceeding against other Defendants. Those other Defendants may be subject to separate settlements, judgments, or class certification orders. A separate notice was previously sent regarding the progress of the lawsuit. If applicable, you will receive a separate notice regarding the progress of the lawsuit and any resolution of legal claims against the other Defendants.

Clemens denies all allegations of wrongdoing in this lawsuit and would allege numerous defenses to Plaintiffs' legal claims if the lawsuit against it were to proceed.

2. Why is the lawsuit a class action?

In a class action lawsuit, one or more people or businesses called class representatives sue on behalf of others who have similar legal claims, all of whom together are a "class." Individual class members do not have to file a lawsuit to participate in the class action settlement or be bound by the judgment in the class action. One court resolves the issues for everyone in the class, except for those who have excluded themselves from the class.

3. Why is there a Settlement?

The Court did not decide in favor of Commercial and Institutional Indirect Purchaser Plaintiffs or Clemens. Commercial and Institutional Indirect Purchaser Plaintiffs believe they may have won at trial and possibly obtained a greater recovery. Clemens believes the Commercial and Institutional Indirect Purchaser Plaintiffs may not have succeeded at a trial. But a lawsuit involves risks to both sides, and therefore Commercial and Institutional Indirect Purchaser Plaintiffs and Clemens have agreed to the Settlement. The Settlement requires Clemens to pay money, as well as to provide certain non-monetary relief in the form of a declaration from a records custodian addressing the factual predicates for authentication of documents that the Commercial and Institutional Indirect Purchaser Plaintiffs include in an exhibit list for trial. Commercial and Institutional Indirect Purchaser Plaintiffs and their attorneys believe the Settlement is in the best interests of all Settlement Class members.

4. What if I received previous communications regarding this lawsuit?

You may have received other communications regarding this lawsuit, including solicitations by other attorneys seeking to represent you as a plaintiff in an individual (or "direct action") lawsuit against Defendants. These communications were not approved by the Court and did not come from Court-appointed Settlement Class Counsel. You should carefully review this Notice and your rights as a potential member of the Settlement Class.

Questions? Go to www.PorkCommercialCase.com or call 1-855-867-0738.

WHO IS INCLUDED IN THE SETTLEMENT?

5. How do I know if I am part of the Clemens Settlement?

The Court decided that, for settlement purposes, members of the Settlement Classes are defined as:

Injunctive Class: All entities that indirectly purchased uncooked pork bacon, or one or more of the following types of raw pork, whether fresh or frozen: loins, shoulder, ribs, hams, or pork chops from defendants or co-conspirators for their own use in commercial food preparation in the United States from June 28, 2014 to June 30, 2018. For this lawsuit, pork excludes any product that is marketed as organic and/or no antibiotics ever and any product other than bacon that is marinated, seasoned, flavored, or breaded, but it includes uncooked and cooked ham water added products.

Damages Class: All entities that indirectly purchased uncooked pork bacon, or one or more of the following types of raw pork, whether fresh or frozen: bellies, loins, shoulder, ribs, hams, or pork chops from defendants or co-conspirators for their own use in commercial food preparation in the Repealer Jurisdictions from June 28, 2014 to June 30, 2018. For this lawsuit, pork excludes any product that is marketed as organic, no antibiotics and/or no antibiotics ever (NAE) and any product other than bacon that is marinated, seasoned, flavored, or breaded, but it includes uncooked and cooked ham water added products.

The Settlement Class Period is from June 28, 2014 through June 30, 2018.

All Settlement Class members are members of the nationwide Injunctive Class. Only Settlement Class members in the following jurisdictions (“Repealer Jurisdictions”) are eligible to potentially recover money from the settlement funds available in the Damages Class: Arkansas, Arizona, California, District of Columbia, Florida, Illinois, Iowa, Kansas, Maine, Massachusetts, Michigan, Minnesota, Mississippi, Nebraska, Nevada, New Hampshire, New Mexico, New York, North Carolina, North Dakota, Oregon, Rhode Island, South Carolina, South Dakota, Tennessee, Utah, Vermont, West Virginia and/or Wisconsin. The class period for Kansas, Massachusetts, Mississippi, South Carolina, and Tennessee class members begins June 28, 2015.

While this Settlement is only with Clemens at this time, the Settlement Classes include purchasers of Pork products (as defined in the Settlement Agreement) from *any* of the Defendants or their co-conspirators. If you are a member of the Damages Class, you may be eligible to participate in any additional settlement which has or may arise with any other Defendants in the lawsuit.

6. What Pork products are included in the Clemens Settlement?

For purposes of the Settlement, “Pork” means porcine or swine products processed, produced or sold by Clemens, or by any of the Defendants or their co-conspirators, including but not limited to: primals (including but not limited to loins, shoulders, picnics, butts, ribs, bellies, hams, or legs), trim or sub-primal products (including but not limited to backloins, tenderloins, backribs, boneless loins, boneless sirloins, riblets, chef’s prime, prime ribs, brisket, skirt, cushion, ground meats, sirloin tip roast, or hocks), further processed and value added porcine products (including, but not limited to bacon, sausage, lunch meats, further processed ham, or jerky products), offal or variety products (including, but not limited to hearts, tongues, livers, head products, spleens, kidneys, feet, stomach, bladder, uterus, snoot, ears, tail, brisket bone, intestines, jowls, neck bones or other bones, skin, lungs, glands, hair, or pet food ingredients), rendered product and byproducts (including, but not limited to, lard, grease, meat meal, bone meal, blood meal, or blood plasma), casings (including, but not limited to, mucosa), and carcasses.

7. Are there exceptions to being included in the Clemens Settlement?

Yes. Specifically excluded from the Settlement Classes are Natural persons who purchased pork for their personal use and not for commercial food preparation (End-User Consumers); purchases of pork directly from Defendants; purchases of pork for resale in unaltered form; purchases of pork from an intermediary who has further processed the pork; the Defendants; the officers, directors or employees of any Defendant; any entity in which any Defendant has a controlling interest; and any affiliate, legal representative, heir or assign of any Defendant; any federal, state or local governmental entities, any judicial officer presiding over this action and the members of his/her immediate family and judicial officer presiding over this action and the members of his/her immediate family and judicial staff, any juror assigned to this action; and any coconspirator identified in this action. If you are in one of these categories, you are not a member of the Settlement Classes and not eligible to participate in the Settlement.

Questions? Go to www.PorkCommercialCase.com or call 1-855-867-0738.

8. What if I am still not sure if I am part of the Clemens Settlement?

If you are still not sure if you are included, please review the detailed information contained in the Settlement Agreement, available at www.PorkCommercialCase.com, or call the Settlement Administrator toll-free at 1-855-867-0738.

THE BENEFITS IF THE SETTLEMENT**9. What does the Settlement with Clemens provide?**

If the Settlement is approved, Clemens will pay \$7,750,000 to resolve all Settlement Class members' legal claims against Clemens for the Released Claims (as defined in the Settlement Agreement). In addition to this monetary benefit, Clemens has also agreed to certain non-monetary relief and to provide specified cooperation in the Commercial and Institutional Indirect Purchaser Plaintiffs' continued pursuit of the lawsuit. The Settlement Agreement is available at www.PorkCommercialCase.com.

10. What are the Settlement benefits being used for?

No money will be distributed at this time. Settlement Class Counsel will continue to pursue the lawsuit against the other Defendants. Settlement Class Counsel will request that the Court award attorneys' fees, future litigation expenses, and service payments. See Question 17 for more information regarding Settlement Class Counsel's attorneys' fees, costs, expenses, and class representative service payments. All Settlement funds that remain after payment of the Court ordered attorneys' fees, costs, expenses, and service payments will be distributed at the conclusion of the lawsuit or as ordered by the Court. You will be notified later when there is an opportunity to submit a Claim Form to receive a payment.

11. What am I giving up by staying in the Settlement Class?

You cannot sue, continue to sue, or be part of any other lawsuit against Clemens that pertains to the Released Claims (as defined in the Settlement Agreement).

It also means that all of the Court's orders will apply to you and legally bind you. The Released Claims are detailed in Paragraph 14 of the Settlement Agreement, available at www.PorkCommercialCase.com.

You are not releasing your legal claims against any Defendant other than Clemens.

12. What are the Released Claims?

The Clemens Settlement Agreement in paragraph 14 (titled "Release") describes the "Released Claims" and the "Released Parties" in necessary legal terminology, so read this section carefully. The Settlement Agreement is available at www.PorkCommercialCase.com or in the public court records on file in this lawsuit. For questions regarding the Releases or what they mean, you can also contact one of the lawyers listed in Question 14 for free, or you can talk to your own lawyer at your own expense.

13. What happens if I do nothing at all?

If you do nothing, you will remain a member of the Settlement Classes and may participate in the Clemens Settlement if you are in a Repealer Jurisdiction and submit a timely and valid Claim Form, if required, when that option is available at a later date. You will also have the opportunity to participate in any future settlements or judgments obtained by Commercial and Institutional Indirect Purchaser Plaintiffs against other Defendants in the lawsuit.

Questions? Go to www.PorkCommercialCase.com or call 1-855-867-0738.

OBJECTING TO THE SETTLEMENT

14. How do I tell the Court that I do not like the Clemens Settlement?

Objecting is telling the Court that you do not like something about the Settlement. If you are a member of the Settlement Classes and have not previously excluded yourself from the Settlement Classes or the certified litigation class, you can object to the Clemens Settlement, if you do not like part or all of it. The Court will consider your views.

To object, you must send a letter or other written statement saying that you object to the Clemens Settlement in *In re Pork Antitrust Litigation* (Commercial and Institutional Indirect Purchaser Plaintiffs Actions) and the reasons why you object. Be sure to include your full name, current mailing address, and email address. Your objection must be signed. You may include or attach any documents that you would like the Court to consider. Do not send your written objection to the Court or the judge. Instead, mail the objection to the Settlement Administrator, Settlement Class Counsel, and counsel for Clemens at the addresses listed below. Your objection must be **postmarked by September 25, 2025**.

Settlement Administrator	Settlement Class Counsel	Counsel for Clemens
Pork Commercial and Institutional Indirect Purchaser Plaintiff Litigation Settlement Administrator P.O. Box 6610 Portland, OR 97228-6610	Shawn M. Raiter Larson King LLP 30 East Seventh Street, Suite 2800 St. Paul, MN 55101 Michael J. Flannery Cuneo Gilbert & LaDuca, LLP 2 CityPlace Drive St. Louis, MO 63141	Daniel E. Laytin, P.C. Christa C. Cottrell, P.C. Kirkland & Ellis 333 West Wolf Point Plaza Chicago, IL 60654

15. If I previously excluded myself from the Settlement Class, can I object?

No, if you previously excluded yourself from the Settlement Class you cannot object to the Clemens Settlement because the Settlement no longer affects you. You can object only if you have not previously excluded yourself from the Settlement Class.

THE LAWYERS REPRESENTING YOU

16. Do I have lawyers in this case?

Yes, the Court has appointed Larson King LLP and Cuneo Gilbert & LaDuca, LLP as Settlement Class Counsel for the Settlement Classes. If you wish to remain a member of the Settlement Classes, you do not need to hire your own lawyer because Settlement Class Counsel is working on your behalf. If you wish to pursue your own lawsuit separate from this one, these lawyers will no longer represent you.

17. How will Settlement Class Counsel be paid?

Settlement Class Counsel will ask the Court for attorneys' fees based on their services in this lawsuit not to exceed one-third of the Settlement Fund. Settlement Class Counsel will also request that the Court allow them to set aside up to eight percent of the Settlement Fund to be used for future litigation expenses. They will also ask the Court to award each class representative \$2,500 as service payments. Any payment to the attorneys or class representatives will be subject to Court approval, and the Court may award less than the requested amount. The attorneys' fees, costs, expenses, and service payments that the Court orders, plus the costs to administer the Settlement, will come out of the Settlement Fund. Settlement Class Counsel may seek additional attorneys' fees, costs, expenses, and service payments from any other settlements or recoveries obtained in the future. When Settlement Class Counsel's motion for fees, costs, expenses, and service payments is filed, it will be available at www.PorkCommercialCase.com. The motion will be posted on the website before the deadline for objecting to the Settlement. You will have an opportunity to object to this request.

Questions? Go to www.PorkCommercialCase.com or call 1-855-867-0738.

THE COURT'S FAIRNESS HEARING

18. When and where will the Court decide whether to approve the Clemens Settlement?

The Court will hold a hearing to decide whether to approve the Settlement (the "Fairness Hearing"). You may attend and you may ask to speak, but you do not have to. The Court will hold a Fairness Hearing on **December 10, 2025, at 10:00 a.m.** At this hearing, the Court will consider whether the Settlement is fair, reasonable, and adequate. If there are objections, the Court will consider them. The Court will listen to Settlement Class members who have asked to speak at the hearing. After the hearing, the Court will decide whether to approve the Settlement. We do not know how long these decisions will take. The Court may also move the Fairness Hearing to a later date without providing additional notice to the Settlement Class members. Updates will be posted to the Settlement website www.PorkCommercialCase.com regarding any changes to the hearing date.

19. Do I have to attend the Fairness Hearing?

No. Settlement Class Counsel will answer any questions the Court may have. However, you are welcome to come at your own expense. If you send an objection, you do not have to come to Court to talk about it. As long as you mailed your written objection on time, the Court will consider it. You may also pay your own lawyer to attend, but it's not necessary.

20. May I speak at the Fairness Hearing?

Yes. You may ask to speak at the Fairness Hearing. To do so, you must send a letter saying that it is your "Notice of Intention to Appear in *In re Pork Antitrust Litigation* (Commercial and Institutional Indirect Purchaser Plaintiffs Actions)." Be sure to include your name, current mailing address, telephone number, and signature. Your Notice of Intention to Appear must be **postmarked by September 25, 2025**, and it must be sent to the Clerk of the Court, Settlement Class Counsel, and counsel for Clemens. The address for the Clerk of the Court is: 300 South Fourth Street, Courtroom 14E, Minneapolis, MN 55415. The addresses for Settlement Class Counsel and counsel for Clemens are provided in Question 14. You cannot ask to speak at the hearing if you excluded yourself from the Settlement's Damages Class.

GETTING MORE INFORMATION

21. How do I get more information about the Clemens Settlement?

This Notice summarizes the proposed Settlement. More details are in the Settlement Agreement. You can find a copy of the Settlement Agreement, other important documents, and information about the current status of the lawsuit by visiting www.PorkCommercialCase.com. You may contact the Settlement Administrator at info@PorkCommercialCase.com or toll-free at 1-855-867-0738.

PLEASE DO NOT CONTACT THE COURT REGARDING THIS NOTICE.

Questions? Go to www.PorkCommercialCase.com or call 1-855-867-0738.

Attachment 3



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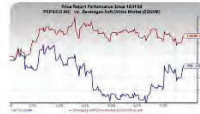
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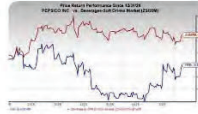


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BY SEAN ABRAMS PUBLISHED: AUG 10, 2025 11:43 AM EDT

SAVE ARTICLE



STEVE HEAP // GETTY IMAGES

- Genius Gourmet has launched a Sparkling Clear Protein Drink exclusively at Costco.
- Each 12-ounce can delivers 30 grams of protein, zero sugar, and 130 calories in a fizzy, Blue Raspberry Lemonade flavor.
- It's sold online in 15-count cases for \$32.90, with more flavors and retailers expected within the next few months.

If you've ever gagged your way through a chalky protein shake while

If you purchased uncooked pork bacon, fresh or frozen loins, shoulder, ribs, hams or pork chops from June 28, 2014 to June 30, 2018 for business use in commercial food preparation, a class action lawsuit may affect your rights.

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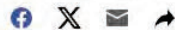
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Chipotle has brought back a trivia game that gives Chipotle Rewards members a chance to win buy-one-get-one food deals and other rewards, the company announced on Monday, Aug. 11.

The game, called Chipotle IQ, tests customers' knowledge of everything from Chipotle's food to sourcing and sustainability efforts, according to a



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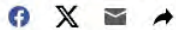
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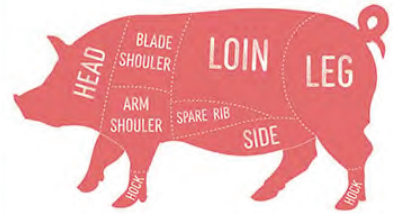
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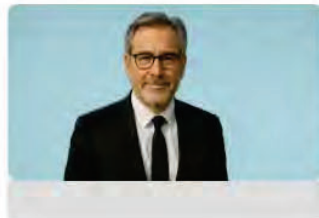


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EatingWell

9 Breakfast Foods That Help Fight Inflammation, According to Dietitians

From blueberries to whole grains, these simple breakfast foods are packed with antioxidants to fight inflammation and support long-term health.

Kelsey Kunik, RDN

Mon, August 11, 2025 at 7:30 AM EDT · 6 min read



Reviewed by Dietitian Kelly Plowe, M.S., RD



Photographer: Brie Goldman. EatingWell design.

Key Points

Best breakfast foods to help fight inflammation and support long-term health. At the top of the list are...

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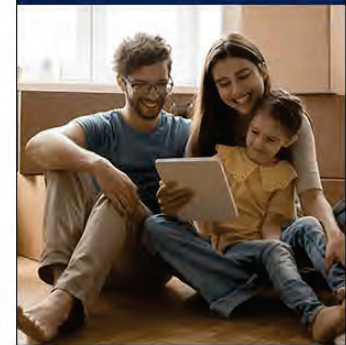
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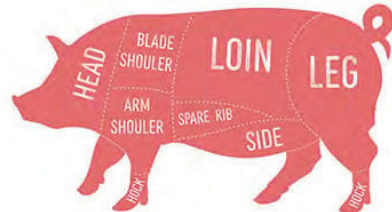
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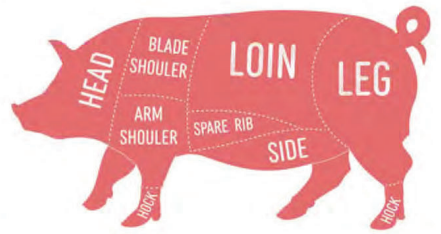
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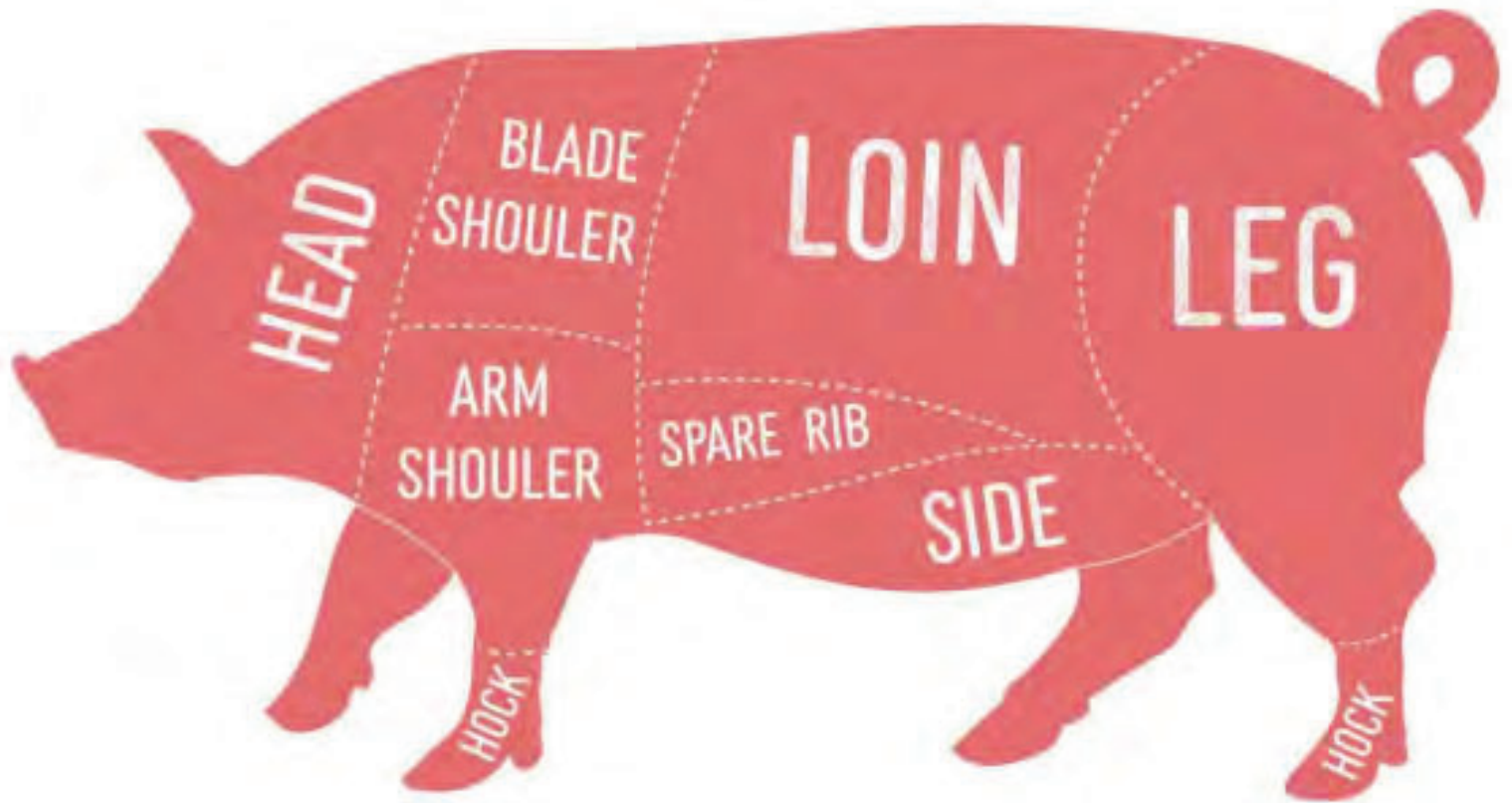
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Attachment 5



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AI Overview



The "In re Pork Antitrust Litigation" is a consolidated set of class-action lawsuits filed in the District of Minnesota against several major pork producers, including Tyson Foods, JBS USA, and Smithfield Foods. These lawsuits allege that the defendants engaged in a conspiracy to fix, raise, maintain, and stabilize the price of pork products in the United States. The core of the allegations involves claims that these companies coordinated their production and sales strategies, potentially through data sharing with Agri Stats, to artificially inflate pork prices for consumers and businesses.

Key Aspects of the Litigation:

Allegations:

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AI Overview



Several pork producers, including Tyson, Clemens, and Triumph, have agreed to settle a class-action lawsuit for a combined \$64 million, resolving claims that they conspired to fix pork prices. The lawsuit alleged that these companies, along with others, restricted pork supply and shared sensitive market information to inflate prices between 2014 and 2018. These settlements are part of a larger legal battle involving multiple pork producers and purchasers.

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If the Settlements are approved, Tyson will pay \$50,000,000, Clemens will pay \$10,000,000, and Triumph will pay \$4,000,000 to resolve all Certified Class ...

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AI Overview



The pork purchaser settlement refers to **a series of class action lawsuits against several major pork producers, including Smithfield Foods, Tyson Foods, Clemens Food Group, and others, alleging price-fixing and anti-competitive practices.** These settlements involve indirect purchasers of pork products, meaning consumers who bought pork from retailers, not directly from the producers. The settlements aim to compensate consumers for alleged overcharges due to the defendants' alleged collusion to restrict supply and inflate prices.

Here's a more detailed breakdown:

Key Players and Allegations:

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JBS indirect purchaser pork prices \$20M class action settlement

Feb 16, 2024 · The plaintiffs' class action lawsuit alleged the defendants and others worked together and agreed to fix, raise, maintain, and stabilize the price of pork products to drive up...



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\$75 Million

A **\$75 Million** class action settlement has been agreed upon and approved over price-fixing of pork products. The original open class action lawsuit alleges that indirect purchasers of pork products, such as seaboard foods and triumph foods, had paid higher prices as the result of price fixing.

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Pork Foods Price-Fixing Class Action Settlement

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Smithfield pork indirect purchasers antitrust \$75M ...

Jan 31, 2023 - Smithfield agreed to a \$75 million antitrust class action lawsuit settlement to end litigation surrounding claims it worked with other pork manufacturers to raise and fix the price of pork products, causing consumers ...



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DOJ Statement of Interest States Information Sharing ...

Oct 18, 2024 - The US Department of Justice Antitrust Division (DOJ) recently filed a Statement of Interest (Statement) to highlight its view that (1) information sharing alone, without any agreement to fix prices, can violate US antitrust law ...



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PORK CLAIM – Pork Purchasers Price-Fixing Settlement

Jun 14, 2022 - In Association With: Pork Purchasers Price-Fixing Settlement In re: Pork Antitrust Litigation, Case No. 0:18-cv-01776 Your business could receive cash compensation from a ...

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Pork Purchaser Class Action

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This class action alleges Defendants and their co-conspirators conspired and ...

FAQs

This class action is called In re Pork Antitrust Litigation (Indirect Purchaser ...

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The pork settlement refers to ongoing antitrust litigation involving major pork producers accused of price-fixing, resulting in several settlements totaling millions of dollars for affected consumers.

Background of the Litigation

The **Pork Antitrust Litigation** involves allegations that several major pork producers conspired to fix, raise, and stabilize pork prices in violation of federal and state antitrust laws. The case, known as **In re Pork Antitrust Litigation**, is pending in the United States District Court for the District of Minnesota. The litigation has led to multiple settlements with various

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If you indirectly purchased Pork for personal use in the United States from January 1, 2009,

Attachment 6

If you purchased any Pork product in the United States from June 28, 2014, through June 30, 2018, for business use in commercial food preparation, a class action settlement may affect your rights

NEWS PROVIDED BY

United States District Court for the District of Minnesota →

Aug 11, 2025, 14:50 ET

MINNEAPOLIS, Aug. 11, 2025 /PRNewswire/ -- A Settlement has been reached in a class action antitrust lawsuit filed on behalf of Commercial and Institutional Indirect Purchaser Plaintiffs with Clemens Food Group, LLC, The Clemens Family Corporation, and related or affiliated entities ("Clemens" or "Settling Defendant"). The Settlement requires Clemens to pay \$7,750,000. In addition to this monetary benefit, Clemens has also agreed to certain non-monetary relief and to provide specified cooperation in the Commercial and Institutional Indirect Purchaser Plaintiffs' continued pursuit of the lawsuit. There will be no payments to the Settlement Classes at this time. You will be notified later of an opportunity to file a Claim Form. Before any money is paid, the Court will hold a hearing to decide whether to approve the Settlement.

The United States District Court for the District of Minnesota authorized this Notice. This Court-ordered Notice may affect your rights. Please read this Notice carefully.

WHO IS INCLUDED?

For settlement purposes, members of the Settlement Classes are defined as:

Injunctive Class: All entities that indirectly purchased uncooked pork bacon or one or more of the following types of raw pork, whether fresh or frozen: loins, shoulder, ribs, hams, or pork chops from defendants or co-conspirators for their own use in commercial food preparation in the United States from June 28, 2014 to June 30, 2018. For this lawsuit, pork excludes any product that is marketed as organic and/or no antibiotics ever and any product other than bacon that is marinated, seasoned, flavored, or breaded, but it includes uncooked and cooked ham water-added products.

Damages Class: All entities that indirectly purchased uncooked pork bacon, or one or more of the following types of raw pork, whether fresh or frozen: bellies, loins, shoulder, ribs, hams, or pork chops from defendants or co-conspirators for their own use in commercial food preparation in the Repealer Jurisdictions from June 28, 2014 to June 30, 2018. For this lawsuit, pork excludes any product that is marketed as organic, no antibiotics and/or no antibiotics ever (NAE) and any product other than bacon that is marinated, seasoned, flavored, or breaded, but it includes uncooked and cooked ham water-added products.

All Settlement Class members are members of the nationwide Injunctive Class. Only Settlement Class members in the following jurisdictions ("Repealer Jurisdictions") are eligible to potentially recover money from the settlement funds available in the Damages Class: Arkansas, Arizona, California, District of Columbia, Florida, Illinois, Iowa, Kansas, Maine, Massachusetts, Michigan, Minnesota, Mississippi, Nebraska, Nevada, New Hampshire, New Mexico, New York, North Carolina, North Dakota, Oregon, Rhode Island, South Carolina, South Dakota, Tennessee, Utah, Vermont, West Virginia and/or Wisconsin. The Class Period for Kansas, Massachusetts, Mississippi, South Carolina, and Tennessee class members begins June 28, 2015.

For purposes of the Settlement, "Pork" means porcine or swine products processed, produced or sold by Clemens, or by any of the Defendants or their co-conspirators, including but not limited to: primals (including but not limited to loins, shoulders, picnics, butts, ribs, bellies, hams, or legs), trim or sub-primal products (including but not limited to backloins, tenderloins, backribs, boneless loins, boneless sirloins, riblets, chef's prime, prime ribs, brisket, skirt, cushion, ground meats, sirloin tip roast, or hocks), further processed and value added porcine products (including, but not limited to bacon, sausage, lunch meats, further processed ham, or jerky products), offal or variety products (including, but not limited to hearts, tongues, livers, head products, spleens, kidneys, feet, stomach, bladder, uterus, snoot, ears, tail, brisket

bone, intestines, jowls, neck bones or other bones, skin, lungs, glands, hair, or pet food ingredients), rendered product and byproducts (including, but not limited to, lard, grease, meat meal, bone meal, blood meal, or blood plasma), casings (including, but not limited to, mucosa), and carcasses.

In addition to Clemens, the Defendants and alleged co-conspirators in this lawsuit are JBS USA Food Company, Hormel Foods Corporation, Hormel Foods, LLC, Seaboard Foods LLC, Seaboard Corporation, Smithfield Foods, Inc., Triumph Foods, LLC, Tyson Foods, Inc., Tyson Prepared Foods, Inc., Tyson Fresh Meats, Inc., and Agri Stats, Inc.

If you are not sure you are included, you can get more information, including a detailed notice, at the Settlement Website www.PorkCommercialCase.com or by calling toll-free 1-855-867-0738.

WHAT IS THIS LAWSUIT ABOUT?

Commercial and Institutional Indirect Purchaser Plaintiffs allege that Defendants and their co-conspirators conspired and combined to fix, raise, maintain, and stabilize the price of Pork products, from at least January 1, 2009, with the intent and expected result of increasing prices of Pork products in the United States, in violation of federal antitrust laws and various state antitrust, consumer protection and unfair trade practices, and unjust enrichment laws. Clemens denies it did anything wrong. The Court did not decide which side was right, but both sides agreed to the Settlement to resolve the lawsuit and get benefits to the Settlement Classes. The lawsuit is still proceeding on behalf of the Commercial and Institutional Indirect Purchaser Plaintiffs against other Defendants who may be subject to separate settlements, judgments, or class certification related orders. A separate notice was previously sent regarding the progress of the lawsuit.

WHAT DOES THE SETTLEMENT PROVIDE?

The Settlement Agreement provides that Clemens will pay \$7,750,000 to resolve all Settlement Class members' legal claims against Clemens for the Released Claims (as defined in the Settlement Agreement). In addition to this monetary benefit, Clemens has also agreed to certain non-monetary relief and to provide specified cooperation in the Commercial and Institutional

Indirect Purchaser Plaintiffs' continued pursuit of the lawsuit. No money will be distributed at this time. You will be notified later, if and when there is an opportunity to submit a Claim Form to receive a payment. Settlement Class Counsel will continue to pursue the lawsuit against the other Defendants.

Settlement Class Counsel will ask the Court for attorneys' fees based on their services in this lawsuit of up to one-third of the Settlement Fund and expense reimbursement and class representative service payments of \$2,500 to each representative plaintiff. Settlement Class Counsel will also ask that eight percent of the Settlement Fund be set aside for future litigation expenses. Any payment to the attorneys or class representatives will be subject to Court approval, and the Court may award less than the requested amount. The attorneys' fees, costs, expenses, and service payments that the Court orders, plus the costs to administer the Settlement, will come out of the Settlement Fund. Settlement Class Counsel may seek additional attorneys' fees, costs, expenses, and service payments from any other settlements or recoveries obtained in the future. When Settlement Class Counsel's motion for fees and service payments is filed, it will be available at www.PorkCommercialCase.com. The motion will be posted on the website before the deadline for objecting to the Settlement. You will have an opportunity to object to this request.

WHAT ARE YOUR RIGHTS?

You do not need to take any action to remain a member of the Settlement Classes and be bound by the Settlement Agreement. As a Settlement Class member, you may be able to participate in any future settlements or judgments obtained by Commercial and Institutional Indirect Purchaser Plaintiffs against other Defendants in the case.

If you do not like something about the Settlement and you have not previously excluded yourself from the Settlement Class, you can object to the Clemens Settlement. Instructions on how to object are found at www.PorkCommercialCase.com.

While the Settlement is only with Clemens at this time, the Settlement Class includes purchasers of Pork products (as defined in the Settlement Agreements) from **any** of the Defendants or their co-conspirators. If you are a member of the Settlement Classes, you may be eligible to participate in any additional settlements which may arise with any other Defendants in the case.

The Court will hold a hearing in this case *In re Pork Antitrust Litigation* (Commercial and Institutional Indirect Purchaser Actions), Case No. 0:18-cv-01776 (D. Minn.) on **December 10, 2025**, at **10:00 a.m.** to consider whether to approve the Settlement Agreement. You may ask to speak at the hearing, but you do not have to.

This Notice is a summary only. You can find more details about the Settlement at www.PorkCommercialCase.com or by calling toll-free 1-855-867-0738 toll-free. Please do not contact the Court.

URL: www.PorkCommercialCase.com

SOURCE United States District Court for the District of Minnesota