

IN THE DISTRICT COURT OF WYANDOTTE COUNTY, KANSAS CIVIL COURT DIVISION

IN RE VITAMIN ANTITRUST LITIGATION

CANDACE TODD, on behalf of herself and all others similarly situated, Plaintiffs, v. F. HOFFMAN-La ROCHE, LTD., et al., Defendants.

Relates to the following class cases:

- Beef Belt Feeders, Inc., et al. v. F. Hoffman-LaRoche, et al.*, CV-00-C-01 (Scott County)
- Premier Pork, Inc. v. F. Hoffman-LaRoche*, CV-00-C-04 (Scott County)
- Grain Sorghum Hogs, Inc. v. Lonza Inc., et al.*, CV-00-C-21 (Scott County)
- Premier Pork, Inc. v. Nepra Inc., et al.*, CV-00-C-14 (Scott County)

Master Case No. 98-C-4574
Honorable Ernest L. Johnson
Division 5

NOTICE OF CLASS ACTION

To: INDIRECT PURCHASERS OF CHOLINE CHLORIDE CONTAINING PRODUCTS FOR LIVESTOCK IN KANSAS FROM JANUARY 1, 1985-DECEMBER 31, 1998.

PLEASE READ THIS NOTICE CAREFULLY. YOUR RIGHTS MAY BE AFFECTED.

THIS NOTICE IS NOT AN EXPRESSION OF ANY OPINION BY THE COURT AS TO THE MERITS OF ANY OF THE CLAIMS OR DEFENSES ASSERTED BY EITHER SIDE IN THIS LITIGATION. THE SOLE PURPOSE OF THIS NOTICE IS TO INFORM YOU OF THE LAWSUIT SO THAT YOU CAN MAKE AN INFORMED DECISION AS TO WHETHER YOU SHOULD REMAIN IN OR OPT OUT OF THIS CLASS ACTION.

BACKGROUND OF THE CASE

The Plaintiffs Premier Pork, Inc., Grain Sorghum Hogs Inc.,

and Beef Belt Feeders, Inc. are Kansas livestock owners that allege that from January 1, 1988-December 31, 1998, Defendants DCV, Inc. and DuCoo, L.P. (hereafter "Defendants") violated the Kansas antitrust laws by conspiring or combining to fix the price and control the market for choline chloride. Choline chloride is an animal feed vitamin added to feed rations for poultry, turkeys and swine, and can be purchased either as pure choline chloride or incorporated into feed rations. The Plaintiff alleges that as a result of the Defendants unlawful conduct, the price of Choline Chloride was substantially higher than it would have been otherwise in a competitive market. Consequently, Class Members paid substantially higher prices for Choline Chloride than they should have during the time period January 1, 1988 to the end of 1998. The Defendants deny these claims and charges.

CLASS ACTION RULING

On March 2, 2006, the Court ruled, over Defendants' objections, that this lawsuit may be maintained as a class action for: All natural persons and business entities (whether as sole proprietorships, partnerships, corporations or other business organizations) in the State of Kansas who indirectly purchased, not for resale, choline chloride or products containing choline chloride in the State of Kansas to use as an animal feed additive (excluding pet food) from 1988 and to the December 31, 1998 ("the Class Period"). Choline chloride products means (1) B4 (choline chloride); (2) choline chloride animal feed premixes containing and/or incorporating such choline chloride; and (3) other choline chloride products containing and/or incorporating such choline chlorides sold to Plaintiffs and other purchasers in the State of Kansas.

YOU ARE A CLASS MEMBER if you purchased Choline Chloride products in Kansas for end use in livestock but not for resale between January 1, 1988-December 31, 1998. **YOU ARE NOT A CLASS MEMBER** if you purchased Choline Chloride: (1)

directly from a choline chloride manufacturer, (2) for resale, (3) outside Kansas, (4) for pets or human consumption, or (5) for the government.

ELECTION BY CLASS MEMBERS

If you fit the above description of a Class Member, you have a choice whether or not to remain in the Class on whose behalf this lawsuit is being prosecuted. You should understand the consequences of this choice in making your decision.

1. If you want to remain a member of the Class, you do not have to do anything at this time. By remaining a Class Member, any claims you have against the Defendants for damages under the Kansas antitrust laws arising from the Defendants' conduct as alleged by the class representative will be pursued by the Class Representatives and Class Counsel on a contingent fee basis. Your interest, along with the Class, will be represented by Plaintiffs' Class Counsel, Rex A. Sharp, Isaac L. Diel, and Keen Brantley. If they win, you will win. If they lose, you will lose. Either way, you will not be personally responsible for their fees or expenses since they have agreed to proceed with the litigation on a contingent fee basis. You may, of course, hire your own counsel to represent you in the case at your own expense.

2. If you want to be excluded from the Class, you must notify the Class Administrator, P.O. Box 8753, at Prairie Village, KS, 66208-0753 of your desire to be excluded by: (1) writing (not email or telephone), (2) stating your name, address, and telephone number (and that of attorney representing you, if any), and (3) mail the written exclusion so that it is *postmarked no later than July 3, 2006*. By making this election to be excluded: (a) you will not share in any verdict or settlement that might be paid to Class as a result of this lawsuit; (b) you will not be bound by any decision in this lawsuit favorable to the Defendants and will not benefit from any decisions in this lawsuit favorable to the Plaintiff; and (c) you may present any

claims you may have against the Defendants by filing your own lawsuit at your own expense.

FURTHER PROCEEDINGS

The case will proceed as a class action with the Class as Plaintiff against the Defendants. Discovery on the merits of the case will continue, and a pretrial and trial schedule will be set.

ADDITIONAL INFORMATION

Any questions you have concerning the matters contained in this notice should not be directed to the Court but should be directed in writing to the Class Administrator, P.O. Box 8753, at Prairie Village, KS, 66208-0753.

The pleadings and other records in this litigation may be examined at any time during regular office hours at the Office of the Clerk, Wyandotte County Courthouse, Kansas City, Kansas.

DO NOT CALL THE COURT OR THE CLERK OF THE COURT.

Signed:
Ernest L. Johnson
District Court Judge

Published in The Goodland Star-News on Tuesday, April 4 and Friday, April 2, 2006

IN THE DISTRICT COURT OF SHERMAN COUNTY, KANSAS CIVIL COURT DEPARTMENT

CENTEX HOME EQUITY COMPANY, LLC
Plaintiff,

v.

KEITH LILLICH A/K/A KEITH F. LILLICH and JOANN B. LILLICH, et al.,
Defendants.

Case No. 05CV43
Court No.
K.S.A. Chapter 60

TITLE TO REAL ESTATE INVOLVED

VOLVED

NOTICE OF SHERIFF'S SALE

By virtue of an Order of Sale issued to me out of the said District Court in the above-entitled action, I will on Tuesday, the 18th day of April, 2006 at 10:00 a.m. of said date at the front door of the Courthouse in Sherman County, Kansas, in the City of Goodland, Kansas, offer at public sale and sell to the highest and best bidder for cash in hand, the following described real property, to-wit:

All that certain parcel of land lying and being situated in the County of Sherman, State of KS, to wit:

A tract of land located in the Northeast Quarter (NE/4) of Section Twelve (12), Township Ten (10) South, Range Forty (40) West of the Sixth Principal Meridian, in Sherman County, Kansas, more particularly described as follows:

Commencing at the Northeast Corner of Section Twelve 12, Township 10 South, Range 40 West of the 6th Principal Meridian; thence S 00°38'54" W along the Easterly line of Section 12 a distance of 1400 feet; thence N 90°00'00" W a distance of 175 feet; thence N 45°00'00" W a distance of 315 feet; thence N 00°38'54" E a distance of 1175 feet to a point on the Northerly line of said Section 12; thence N 90°00'00" E along said Northerly line a distance of 400 feet to the point of beginning.

More commonly described as:

A tract of land in the Northeast Quarter (NE/4) of Section Twelve (12), Township Ten (10) South, Range Forty (40) West of the Sixth Principal Meridian, Sherman County, Kansas, described as follows:

Commencing at the NE corner of said Section 12; thence S 00°38'54" W along the easterly line of said Section 12 a distance

of 1400 feet; thence N 90°00'00" W a distance of 175 feet; thence N 45°00'00" W a distance of 315 feet; thence N 00°38'54" E a distance of 1175 feet to a point on the northerly line of said Section 12; thence N 90°00'00" E along said northerly line a distance of 400 feet to the point of beginning.

The above-described real estate is taken as the property of the defendants Keith Lillich a/k/a Keith F. Lillich and JoAnn B. Lillich, et al. and is directed by said Order of Sale to be sold, and will be sold without appraisal to satisfy said Order of Sale.

Kevin Butts
Sheriff of Sherman County,
Kansas

SUBMITTED BY:

McNEARNEY & ASSOCIATES, LLC
Timothy A. McNearney
#13037

Brandon T. Pittenger #20296
11350 Tomahawk Creek Parkway, #210
Leawood KS 66211
(913) 323-4595

ATTORNEYS FOR PLAINTIFF

NOTICE

Pursuant to the Fair Debt Collection Practices Act, 15 U.S.C. Section 1692c(b), no information concerning the collection of this debt may be given without the prior consent of the consumer given directly to the debt collector or the express permission of a court of competent jurisdiction. The debt collector is attempting to collect a debt and any information obtained will be used for that purpose.

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