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March 10, 2025

Via E-mail

Re: Frozen Potato Product Antitrust Litigation Investigation Retainer Letter

Dear Direct Purchaser:

As you know, my firm has investigated possible violations of federal antitrust law by the major U.S. producers of Eggs on behalf of businesses that directly purchase eggs from major egg producers. This investigation follows recent reports that the Department of Justice (DOJ) has launched an antitrust probe into large egg producers amid soaring egg prices. Reporting from *The Wall Street Journal*, *CNBC*, and *POLITICO*, among others, has highlighted concerns that the largest egg producers may have engaged in price-fixing by coordinating supply reductions and manipulating industry benchmarks. The DOJ has reportedly sent letters to key industry players, instructing them to preserve records of communications regarding pricing, production, and supply chain constraints.

Moreover, some advocacy groups and lawmakers have alleged that leading producers have leveraged avian flu outbreaks as a pretext to artificially restrict supply and inflate prices. According to internal industry data, the impact of avian flu on overall egg production may have been overstated, raising questions about whether egg producers engaged in collusive conduct to maximize profits.

Major publicly traded companies that produce eggs include: Cal-Maine Foods, Inc.; Vital Farms, Inc.; Post Holdings, Inc. (a food conglomerate with significant egg production operations through its subsidiary, Michael Foods); Rose Acre Farms; Versova Holdings; and Hillandale Farms, among others.

We understand that you purchased Eggs directly from at least one of the major egg producers from January 1, 2022 to the present. Therefore, you likely have standing to bring a claim. Based on our investigation, we believe the matter has substantial merit.

Countersigning this letter will confirm that you have retained Grabar, LLC, d/b/a Grabar Law Office (the "Law Firm"), as your counsel to investigate, and if appropriate, bring an action alleging violations of federal law as previously described. The action will be brought as a class action on behalf of all persons and entities that we determine have been adversely affected by the violations alleged in the complaint. The Law Firm has agreed to bring this action on a contingency basis. **You will not be responsible for paying any of the Law Firm's fees in connection with this litigation.** Our attorneys' fees and reimbursement of our expenses will be paid as the Court

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may permit and approve out of any proceeds, by judgment or out-of-court settlement that may be obtained for the benefit of the plaintiffs and class members. The Law Firm will be working in coordination with, and may affiliate as co-counsel with, other law firms in litigating this matter. The Law Firm together with all other such attorneys will advance the costs of the case. **You will not be responsible for paying any of the attorneys' expenses in connection with this litigation.** The Law Firm together with all other such attorneys will also indemnify you for any direct costs associated with participation in the lawsuit, should there be any.

I am forwarding the present draft complaint for you to review, and I will send a final complaint for you to review and accept prior to filing on your behalf.

By countersigning this letter, you further confirm that I have advised you that you should not destroy or alter, and that you should retain and preserve, any and all papers or electronic files which relate in any way to your interactions and transactions with the Defendants in this action, and to the claims asserted in this action generally. This preservation confirmation includes not only preservation of hard copy paper but also of data generated by and/or stored on your electronic storage media (*e.g.*, hard drives, floppy disks, back-up tapes or other electronic media, if any).

Please countersign this letter and return it to me via DocuSign, e-mail at jgrabar@grabarlaw.com, or fax to 267-507-6048 to indicate your agreement and authorization to proceed with filing this case on your behalf. If you have any questions, please do not hesitate to call me at my office or my cellular phone. I will, of course, be pleased to answer any questions you may have.

I appreciate this opportunity to represent you in this matter and hope that it can be concluded to your satisfaction.

Agreed and Acknowledged:

Date _____

On behalf of

Date _____

Joshua H. Grabar, Esq.
Grabar Law Office