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March 15, 2026

**Via E-mail**

**Re: *NPK Fertilizer Antitrust Investigation and Ensuing Litigation,***

Dear \_\_\_\_\_:

I hope this letter finds you well.

As we have discussed, my firm has investigated possible violations of federal antitrust law by the nations' largest producers of nitrogen, phosphate, and potash fertilizers (collectively "NPK fertilizers") engaged in unlawful conduct designed to restrict supply and increase prices in violation of federal antitrust laws.

Specifically, it is alleged that, beginning in or around 2021, fertilizer prices departed from historical norms, rose dramatically during 2021 and 2022, and remained elevated even after claimed supply shocks subsided. It is alleged that U.S. farmers paid over 60% more for NPK fertilizers during the 2021–2022 spike, adding an estimated \$128,000 in costs per farm in 2022.

It is further alleged that major fertilizer producers engaged in unlawful conduct designed to restrict supply and increase prices when they:

- curbed production and idled available capacity;
- delayed or limited production expansions despite high prices;
- managed inventory to maintain artificial scarcity; and
- avoided meaningful output increases even as fertilizer prices surged.

The manufacturers under investigation include: The Mosaic Company; Nutrien Ltd.; Nutrien AG Solutions, Inc.; CF Industries Holdings, Inc.; CF Industries, Inc.; CF Industries Nitrogen, LLC; Koch Agronomic Services, LLC; Yara International Asa; Yara North America, Inc.; and Canpotex Ltd.

We understand that you have made direct purchases of NPK fertilizers since at least January 1, 2021, from at least one of the defendants referenced above and therefore 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 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.** I have previously sent you a filed direct purchaser complaint, as well as a filed indirect purchaser complaint, and will send a draft 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 e-mail at [jgrabar@grabarlaw.com](mailto: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.

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

Agreed and Acknowledged:

Date \_\_\_\_\_

\_\_\_\_\_  
Joshua H. Grabar, Esq.  
Grabar Law Office