

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

IN RE TURKEY ANTITRUST LITIGATION

Case No.: 1:19-cv-08318

This Document Relates To:

Hon. Sunil R. Harjani  
Hon. Keri L. Holleb Hotaling

COMMERCIAL AND INSTITUTIONAL  
INDIRECT PURCHASER PLAINTIFF  
ACTIONS

**ORDER GRANTING COMMERCIAL AND INSTITUTIONAL INDIRECT  
PURCHASER PLAINTIFFS' UNCONTESTED MOTION FOR FINAL APPROVAL OF  
SETTLEMENTS WITH DEFENDANTS COOPER FARMS, FARBEST FOODS, AND  
CARGILL AND ENTRY OF FINAL JUDGMENT**

Commercial and Institutional Indirect Purchaser Plaintiffs (“CIIPPs” or “Plaintiffs”) have entered into Settlement Agreements (the “Settlements”) with Defendants Cargill, Incorporated and Cargill Meat Solutions Corporation (together and separately, “Cargill”); Cooper Farms, Inc. (“Cooper Farms”); and Farbest Foods, Inc. (“Farbest Foods”). This Court has entered Orders granting preliminary approval of the proposed Settlements (ECF No. 1276, ECF No. 1371).

The Court, having reviewed the motion, its accompanying memorandum, declaration and exhibits thereto, the Settlement Agreements, and all papers filed, hereby **ORDERS AND ADJUDGES:**

1. The Court has jurisdiction over the subject matter of this Action and each of the parties to the Settlement Agreements (ECF No. 1256-1, ECF No. 1265-2, ECF No. 1631-1), including all members of the Settlement Class (also referred to herein as the “Class”) and Cooper Farms, Farbest Foods, and Cargill.

2. For the purpose of this Order, except as otherwise set forth herein, the Court

adopts and incorporates the definitions contained in the Settlement Agreements.

3. The Court adopts and incorporates herein all findings made in its Preliminary Approval Orders.

4. The Settlements are fair, reasonable, and adequate and are a fair compromise of the CIIPPs' claims. In reaching this conclusion, the Court considered the complexity, expense, and likely duration of the litigation, the Class's reaction to the Settlement, and the result achieved.

5. The Settlement Agreements were attained following extensive discovery and litigation. They resulted from vigorous arm's-length negotiations, which were undertaken in good faith by counsel with significant experience litigating antitrust class actions.

6. Pursuant to Federal Rule of Civil Procedure ("Rule") 23, the Court previously certified a CIIPPs class ("Class") for injunctive relief under Rule 23(b)(2) and monetary damages under Rule 23(b)(3) as follows:

All entities in the Indirect Purchaser States that indirectly purchased fresh or frozen, uncooked turkey breast, ground turkey, or whole bird turkey products sold by Defendants in the United States during the Class Period for their own use in commercial food preparation.

7. The Court further affirms that the prerequisites to a class action under Rule 23 are satisfied for settlement purposes in that: (a) there are thousands of geographically dispersed class members, making joinder of all members impracticable; (b) there are questions of law and fact common to the class that predominate over individual issues; (c) the claims or defenses of the Plaintiffs are typical of the claims or defenses of the Classes; (d) the Plaintiffs will fairly and adequately protect the interests of the Class, and have retained counsel experienced in antitrust class action litigation who have, and will continue to, adequately represent the Class; (e)

common issues of law and fact predominate; and (f) a class action is superior to individual actions.

8. Pursuant to Rule 23(g), Co-Lead Counsel previously appointed by the Court are appointed as Class Counsel for the Class as they have and will fairly and competently represent the interests of the Class.

9. **THE COURT HEREBY GRANTS** final approval of the Settlement Agreements and their terms and finds that the Settlements are, in all respects, fair, reasonable, and adequate pursuant to Rule 23. Further, the Court directs consummation of the Settlement Agreements according to their terms and conditions.

10. This Court hereby dismisses on the merits and with prejudice all Claims in the CIIPP action against Cooper Farms, Farbest Foods, and Cargill, with each party to bear its own costs and fees, including attorneys' fees, except as provided in the Settlement Agreements and CIIPPs' Motion for an Award of Attorneys' Fees, Reimbursement of Litigation Expenses, and Class Representative Service Awards (ECF No. 1441).

11. The Releases set forth in the Settlement Agreements are incorporated herein and the Releasing Parties shall, by operation of law, be deemed to have released all Cooper Farms, Farbest Foods, and Cargill Released Parties (collectively, "Released Parties") from the Released Claims as defined in the Settlement Agreements. All entities who are Releasing Parties (as defined in the Settlement Agreements) or who purport to assert claims on behalf of the Releasing Parties are hereby and forever barred and enjoined from commencing, prosecuting, or continuing, against the Released Parties, in this or any other jurisdiction, any and all claims, causes of action or lawsuits, which they had, have, or in the future may have, arising out of or related to any of the Released Claims as defined in the Settlement Agreements.

12. The Released Parties are hereby and forever released and discharged with respect to any and all claims or causes of action which the Releasing Parties had, have, or in the future may have, arising out of or related to any of the Released Claims as defined in the Settlement Agreements.

13. The notice given to the Class, including individual notice to all members of the Class who could be identified through reasonable effort, was the most effective and practicable under the circumstances. This notice provided due and sufficient notice of the proceedings and of the matters set forth therein, including the proposed settlement, to all persons entitled to such notice, and this notice fully satisfied the requirements of Rules 23(c)(2) and 23(e)(1) and the requirements of due process.

14. No objections to the Settlements by Class members have been filed.

15. All members of the Class are now subject to and bound by the provisions of the Settlement Agreements, the Released Claims contained therein, and this Order with respect to all Released Claims, regardless of whether such Class members seek or obtain any distribution from the Settlement Fund.

16. Without affecting the finality of this Final Judgment in any way, this Court hereby retains continuing exclusive jurisdiction over: (a) consummation, administration and implementation of the Settlement Agreements and any allocation or distribution to Class members pursuant to further orders of this Court; (b) disposition of the Settlement Fund; (c) hearing and determining applications by Plaintiffs for attorneys' fees, costs, expenses, and interest; (d) the actions in this litigation until the Final Judgment has become effective and each and every act agreed to be performed by the parties all have been performed pursuant to the Settlement Agreements; (e) hearing and ruling on any matters relating to any plan of allocation

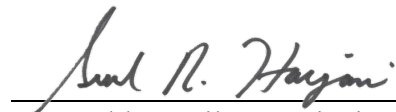
or distribution of proceeds from the Settlement; (f) the parties to the Settlement Agreements for the purpose of enforcing and administering the Settlement Agreements and the releases contemplated by, or executed in connection with the Settlement Agreements; (g) the enforcement of this Final Judgment; and (h) over any suit, action, proceeding, or dispute arising out of or relating to the Settlement Agreements or the applicability of the Settlement Agreements, that cannot be resolved by negotiation and agreement.

17. Cooper Farms, Farbest Foods, and Cargill have served upon the appropriate state officials and the appropriate federal official notice under the Class Action Fairness Act, 28 U.S.C. § 1715 (“CAFA”).

18. The Court finds, pursuant to Rules 54(a) and (b) of the Federal Rules of Civil Procedure, that final judgment should be entered and further finds that there is no just reason for delay in the entry of final judgment as to the parties to the Settlement Agreements. Accordingly, the Clerk is hereby directed to enter this Final Judgment forthwith.

**IT IS SO ORDERED.**

Dated: 12/16/2025

  
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Honorable Sunil R. Harjani  
United States District Court Judge