

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

IN RE TURKEY ANTITRUST LITIGATION

This Document Relates To:

COMMERCIAL AND INSTITUTIONAL
INDIRECT PURCHASER PLAINTIFF
ACTION

Civil Action No. 19-cv-08318

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

**ORDER GRANTING UNCONTESTED MOTION FOR PRELIMINARY APPROVAL
OF COMMERCIAL AND INSTITUTIONAL INDIRECT PURCHASER PLAINTIFFS'
SETTLEMENT WITH AGRI STATS, INC.**

Commercial and Institutional Indirect Purchaser Plaintiffs (“CIIPPs”) have entered into a settlement agreement with Agri Stats, Inc. (“Agri Stats”) on behalf of the Certified Class. Before the Court is CIIPPs’ Uncontested Motion for Preliminary Approval of Settlement with Agri Stats (“Motion”). This Motion seeks an order granting preliminary approval to the Settlement. The Court, having reviewed the Motion; its accompanying memorandum, declaration and exhibits thereto; the proposed Settlement Agreement; and the file; hereby **ORDERS AND ADJUDGES:**

Notice of the Court’s Class Certification Order

1. The Court certified the following CIIPP litigation class in its order dated January 22, 2025 (ECF No. 1107) (the “Certified Class”):

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.

2. The Certified Class has the following exclusions: Specifically excluded from the Certified Class are Defendants and their alleged Co-Conspirators; the officers, directors or employees of any Defendant or alleged Co-Conspirator; any entity in which any Defendant or their

alleged Co-Conspirator has a controlling interest; any (in whole or in part), affiliate, legal representative, heir or assign of any Defendant or their alleged Co-Conspirator. Also excluded from this Class are 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 Co-conspirator identified in this action.

3. The Class Products have the following exclusions:

- a. Turkey breast products exclude: (1) turkey breasts used to make ground turkey; (2) turkey breast tenderloins; (3) organic turkey breast products; (4) NAE or ABF turkey breast products; and (5) cooked or RTE turkey breast products.
- b. Ground turkey products exclude: (1) ground turkey products made from turkey breasts; (2) ground turkey products made from turkey wings; (3) burgers, sausages, and patties; (4) organic ground turkey products; (5) NAE or ABF ground turkey products; and (6) cooked or RTE ground turkey products.
- c. Whole bird turkey products exclude: (1) organic turkey whole bird products; (2) NAE or ABF turkey whole bird products; and (3) cooked or RTE turkey whole bird products.

4. The Class Period is January 1, 2010, through December 31, 2016.

5. The Court previously appointed the law firms Cuneo Gilbert Flannery & LaDuca, LLP and Barrett Law Group, P.A. as Co-Lead Class Counsel for the Certified Class.

6. The Court appoints Sandee's Bakery d/b/a Sandee's Catering Bakery & Deli; Gnemi, LLC d/b/a Logan Farms; Maquoketa Care Center; Thyme Café & Market; Bernie's LLC; Liberty Holding Company d/b/a Liberty Tap Room and Grill; Music Matters, LLC d/b/a Stickyz Rock 'N' Roll Chicken Shack; Martin's BBQ, LLC; and Social Kitchen as class representatives for the Certified Class.

Preliminary Approval of the Settlement

7. CIIPPs have entered into a Settlement Agreement with Agri Stats on behalf of the Certified Class.

8. The Court has jurisdiction over this action and the Parties to the Settlement Agreement. Upon review of the record, the Court finds that the Settlement Agreement, which was arrived at by arm's-length negotiations by highly experienced counsel, meets all factors under Rule 23(e)(2) and will likely be granted Final Approval by the Court, subject to further consideration at the Court's Fairness Hearing. The Court finds that the Settlement is preliminarily determined to be fair, reasonable, adequate, and in the best interest of the Certified Class; raises no obvious reasons to doubt its fairness; and raises a reasonable basis for presuming that the Settlement satisfies the requirements of Rule 23(c)(2), Rule 23(e), and due process.

9. The Court grants preliminary approval to the Settlement.

10. The Court grants CIIPPs' request to submit a separate, future motion seeking approval of a proposed notice plan and setting a schedule for the dissemination of notice to the Certified Class and Final Fairness Hearing for the Settlement Agreement.

11. No later than September 8, 2026, CIIPPs shall send notice to the Certified Class.

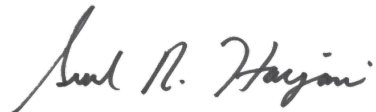
Other Provisions

12. Co-Lead Class Counsel are not seeking payment of interim attorneys' fees, current and ongoing expenses, or service awards from the Settlement at this time.

13. If the Settlement is not granted Final Approval by this Court or is otherwise terminated by the Parties in accordance with the terms of the Settlement Agreement, the Court will modify any existing scheduling orders as necessary to ensure that the CIIPPs and Agri Stats will have sufficient time to prepare for the resumption of litigation.

IT IS SO ORDERED.

DATED: May 21, 2026



Honorable Sunil R. Harjani
United States District Court
Northern District of Illinois