

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF ILLINOIS**

FIRST IMPRESSIONS SALON, INC., ROY	:	
MATTSON, BELLE FOODS TRUST, GERRY	:	
WHITING, ASSIGNEE OF THE BANKRUPTCY	:	
ESTATE OF YARNELL'S ICE CREAM	:	Case No. 3:13-cv-00454-NJR-SCW
COMPANY, INC., PIGGLY WIGGLY MIDWEST,	:	
LLC, and KPH HEALTHCARE SERVICES, INC.,	:	
a/k/a KINNEY DRUGS, INC., individually and on	:	FILED UNDER SEAL
behalf of all others similarly situated,	:	
	:	
<i>Plaintiffs</i>	:	
	:	
v.	:	
	:	
NATIONAL MILK PRODUCERS	:	
FEDERATION, <i>et al.</i> ,	:	
	:	
<i>Defendants</i>	:	

PLAINTIFFS' SECOND RENEWED MOTION FOR CLASS CERTIFICATION

Pursuant to Fed. R. Civ. P. 23 Plaintiffs in the above-entitled action move this Court for the entry of an order certifying this action to proceed as a class action on behalf of a class consisting of the following two subclasses:

- (1) All persons and entities in the United States that purchased butter directly from one or more Members of Defendant, Cooperatives Working Together, and/or their subsidiaries during the period from December 6, 2008 to July 31, 2013; and
- (2) All persons and entities in the United States that purchased cheese directly from one or more Members of Defendant, Cooperatives Working Together, and/or their subsidiaries during the period from December 6, 2008 to July 31, 2013.

For purposes of this Motion, the “Members of Defendant Cooperatives Working Together” are: Agri-Mark, Inc. Arkansas Dairy Cooperative Association, Associated Milk Producers Inc., Bongards Creameries, Burke Milk Producers Cooperative, Inc., California Dairies Inc., Cass-Clay Creamery Inc., Champlain Milk Producers Cooperative, Conesus Milk Producers Cooperative

Association, Inc., Continental Dairy Products, Inc., Cooperative Milk Producers Association, Inc., Cortland Bulk Milk Producers Cooperative, Dairy Farmers of America, Dairylea Cooperative Inc., Dairymen's Marketing Cooperative Inc., Ellsworth Cooperative Creamery, Empire Keystone Cooperative, Farmers Cooperative Creamery, First District Cooperative Association, Foremost Farms USA, Humboldt Creamery Association, Jefferson Bulk Milk Cooperative, Inc., Just Jersey Cooperative, Inc., Land O'Lakes, Inc., Lone Star Milk Producers, Lowville Producers Dairy Cooperative, Magic Valley Quality Milk Producers, Inc., Manitowoc Milk Producers Cooperative, Maryland & Virginia Milk Producers Cooperative Association, Massachusetts Coop. Milk Producers Fed. Inc., Michigan Milk Producers Association, Mount Joy Farmers Cooperative Association, National Farmers Organization, North Lawrence Producers Cooperative, Inc., Northwest Dairy Association (Darigold), Oneida-Madison Milk Producers Cooperative, Preble Cooperative, River Valley Milk Producers Inc., Schoharie County Cooperative Dairies, Seaway Bulk Milk Producers Cooperative, Inc., Security Milk Producers Association, Select Milk Producers, Inc., Snake River Dairymen's Association, South New Berlin Milk Cooperative, Inc., Southeast Milk, Inc., St. Albans Cooperative Creamery, Inc., Swiss Valley Farms, Co., Tillamook County Creamery Association, United Dairy Cooperative Services, Inc., United Dairymen of Arizona, Upstate Niagara Cooperative, Inc., Utah Dairy Farmers Cooperative, Western Tier Milk Producers Cooperative, Zia Milk Producers Inc. (*see* AM-000236, AM-000251, DFA2013-00016532, NMPF0000172, NMPF0008981, NMPF26017).

The grounds in support of this motion are set forth in the Plaintiffs' Brief in Support of Their Second Renewed Motion for Class Certification and attached exhibits¹, both of which accompany the filing of the present motion.

¹ All exhibits were provided to the Court and Defendants under seal via a flash drive or file transfer site.

Dated: July 11, 2016.

Respectfully submitted,

/s/ Michael Roberts

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CERTIFICATE OF SERVICE

I hereby certify that on July 11, 2016, I electronically filed the foregoing document with the Clerk of Court using the CM/ECF system which will send notification of such filing to the CM/ECF participants registered as counsel of record in this action.

/s/Michael Roberts
Michael Roberts