

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA**

CASE NO. 19-21551-CIV-ALTONAGA/Louis

**In re: FARM-RAISED SALMON
AND SALMON PRODUCTS
ANTITRUST LITIGATION**

_____ /

PLAINTIFFS' MOTION FOR DISTRIBUTION OF THE CLASS SETTLEMENT FUND

Co-lead Counsel for the Direct Purchaser Class Plaintiffs respectfully submit this Memorandum in Support of their Motion for Distribution of the Class Settlement Fund (the “Class Distribution Motion”). For the reasons set forth herein and in the accompanying Declaration of Bronyn Heubach in Support of Class Plaintiffs’ Class Distribution Motion (the “Heubach Declaration”), prepared on behalf of JND Legal Administration (the “Claims Administrator” or “JND”), Class Plaintiffs respectfully request that the Court enter the [Proposed] Order submitted concurrently herewith permitting Co-Lead Class Counsel and JND to distribute the Class Settlement Fund (“CSF”) to Participating Accounts in accordance with the Settlement Agreement Between All Defendants and the Direct Purchaser Plaintiffs (the “Settlement Agreement”) and approved by in this Court’s Order Approving Class Settlement, Certifying Settlement Class, dated September 8, 2022 (the “Final Approval Order”).

I. PRELIMINARY STATEMENT

Since the time the Court entered its Final Approval Order, Co-Lead Class Counsel and the Claims Administrator have worked diligently to provide notice to the Class and to administer the Settlement consistent with the Settlement Agreement and the Court’s Final Approval Order. Between September 8, 2022 and the present, Co-Lead Class Counsel and JND communicated with all Settlement Class Members and claimants: (i) to notify them of the Claims Administrator’s calculations from which their *pro rata* share of the Settlement would be calculated; (ii) to resolve ownership issues and disputes with respect to transferred claims, if any; (iii) to resolve disputes, if any, with respect to the calculation of volumes of commerce for purposes of this Class Action pursuant to the terms of the Settlement Agreement; and (iv) to notify claimants, where appropriate, of the final calculation of the volumes of commerce to be recognized for purposes of this Class Action, or to notify a claimant that they did not have recognized direct purchases. Each Settlement

Class Member and Claimant received a letter advising them of these calculations, the fact that Co-Lead Counsel would be filing this motion seeking an order approving distribution of those amounts, and, where appropriate, not excluding claims or approving the escrowing of funds pending resolution of ownership disputes or any further matters which need to be resolved. Accordingly, Co-Lead Class Counsel and the Claims Administrator are prepared to distribute the Class Settlement Fund to Settlement Class Members as determined by Co-Lead Class Counsel and the Claims Administrator (the “Class Distribution” or “Distribution”). Class Plaintiffs, therefore, respectfully request that the Court enter the proposed Class Distribution Order submitted herewith.

II. FACTUAL BACKGROUND

A. The Settlement

On May 26, 2022, the Court preliminarily approved the Direct Purchaser Plaintiffs’ Unopposed Motion for Preliminary Approval of Settlement with All Defendants, Preliminary Certification of Settlement Class, and Approval of Class Notice [ECF No. 524], filed on May 25, 2022. *See* ECF No. 525 (“Preliminary Approval Order”). The Court preliminarily approved the Settlement Agreement between the Direct Purchaser Plaintiffs and Defendants¹, as the “terms of the Settlement Agreement . . . [are] fair, reasonable, and adequate to the Settlement Class[.]” In preliminarily approving the Settlement Agreement, the Court ruled that it would hold a Fairness Hearing on September 8, 2022 to determine whether to approve, among other things, “Class

¹ **Plaintiffs** are: Euclid Fish Company; Euro USA Inc.; Schneider’s Fish and Sea Food Corporation; and The Fishing Line LLC. **Defendants** are: Mowi ASA (f/k/a Marine Harvest ASA), Mowi USA, LLC (f/k/a Marine Harvest USA, LLC), Mowi Canada West, Inc. (f/k/a Marine Harvest Canada, Inc.), and Mowi Ducktrap, LLC (an assumed name of Ducktrap River of Maine, LLC); Grieg Seafood ASA, Grieg Seafood BC Ltd., Grieg Seafood North America Inc. (f/k/a Ocean Quality North America Inc.), Grieg Seafood USA Inc. (f/k/a Ocean Quality USA Inc.), and Grieg Seafood Premium Brands, Inc. (f/k/a Ocean Quality Premium Brands, Inc.); Sjør AS sued as Ocean Quality AS; SalMar ASA; Lerøy Seafood AS and Lerøy Seafood USA Inc.; and Cermaq Group AS, Cermaq US LLC, Cermaq Canada Ltd., and Cermaq Norway AS. Defendants, collectively with Plaintiffs, are referred to as “Parties.” Capitalized terms not defined herein shall have the same definitions ascribed to them in the Settlement.

Counsel’s request for an award of attorneys’ fees and litigation costs and expenses from the Settlement Fund.” ECF No. 525 at 4.

After the Preliminary Approval Order, Plaintiffs provided direct notice of the Settlement Agreement to what is reasonably believed to be *every member* of the Settlement Class, and published notice in accordance with the Preliminary Approval Order. As further described herein, the notices were also available on a website maintained by JND. The deadline by which Settlement Class Members could opt-out of the Class or object to the Settlement was Monday, July 11, 2022.

On September 8, 2022, the Court held the Fairness Hearing on the Direct Purchaser Plaintiffs’ Motion for an Award of Attorneys’ Fees and Reimbursement of Litigation Expenses [ECF No. 533] and Unopposed Motion for Final Approval of Settlement with All Defendants, Certification of Settlement Class [ECF No. 539], filed on June 9, 2022, and July 25, 2022, respectively. In evaluating the Motions, the Court considered:

“the Settlement Agreement Between All Defendants and Direct Purchaser Plaintiffs [ECF No. 524-3] (the “Settlement Agreement), dated May 25, 2022; the Court’s Order [ECF No. 525] (“Preliminary Approval Order”), dated May 26, 2022, granting Direct Purchaser Plaintiffs’ Unopposed Motion for Preliminary Approval of Settlement With All Defendants, Preliminary Certification of Settlement Class, and Approval of Class Notice [ECF No. 524]; and the statements made at Fairness Hearing on September 8, 2022. Further, the Court also considered that the parties provided due and adequate notice to the Settlement Class as required in the Court’s Preliminary Approval Order and Notice Order and that the 90-day period provided by the Class Action Fairness Act, 28 U.S.C. § 1715(d), expired on September 1, 2022.”

Final Approval Order, ECF No. 543 at 1-2.

Having considered all papers filed and proceedings held, the Court granted the Motion for an Award of Attorneys’ Fees and Reimbursement of Litigation Expenses [ECF No. 533] and the

Unopposed Motion for Final Approval of Settlement with All Defendants, Certification of Settlement Class [ECF No. 539]. *See* Final Approval Order, ECF No. 543 at 2. Further, the Court found that the “relief provided for the class is adequate, taking into account the complexity, expense, uncertainty and likely duration of litigation in the Action, the effectiveness of any proposed method of distributing relief to the class, including the method of processing class-member claims, the terms of the proposed award of attorney’s fees, including the timing of payment, and the absence of any other agreements required to be identified under Rule 23(e)(3)[.]” *Id.* at 6-7. *See also generally*, Settlement Agreement.

B. The Approved Plan of Allocation

Defendants paid \$85 million to settle the claims advanced in the Action. In Plaintiffs’ July 25, 2022 Motion for Final Approval of Settlement with All Defendants, Certification of Settlement, and Incorporated Memorandum of Law (“Motion for Final Approval of Settlement”), Settlement Class Counsel filed an application for attorneys’ fees equal to thirty percent (30%) of the \$85 million common fund created through their efforts in prosecution and settling this Action, totaling \$25,500,000. *See* ECF No. 539. Settlement Class Counsel also requested to be reimbursed from the CSF for the reasonable expenses incurred in pursuing actions on behalf of the Class. *See id.* This Court approved the application for attorneys’ fees and the reimbursement of \$2,636,558.69, after finding the expenses to be “both reasonable and necessary to the progress of the litigation.” *See* ECF No. 543 at 8-9.

As stated above, this Court found that the “relief provided for the class is adequate, taking into account the complexity, expense, uncertainty and likely duration of litigation in the Action, the effectiveness of any proposed method of distributing relief to the class, including the method of processing class-member claims, the terms of the proposed award of attorney’s fees, including

timing of payment, and the absence of any other agreements required to be identified under Rule 23(e)(3)[.]” ECF No. 543 at 7.

Settlement Class Counsel’s proposed method of distribution dictated that the settlement funds be distributed to all Members of the Settlement Class who file a valid claim on a *pro rata* basis, “based on the Class Member’s volume of commerce (based on either Defendants’ transaction records or an individual Class Member’s transaction records, subject to audit) compared with the volume of commerce of other claimants. After all the claims are processed, JND will promptly distribute cash payments via check to Settlement Class Members.” ECF No. 539 at 13-14.

C. The Claims Administration

1. The Claims Administrator Provided Notice and Claims Materials to the Class.

In accordance with this Court’s Order, the Claims Administrator, JND, implemented the Notice Program. ECF No. 539 at 8. A total of 968 Notices were successfully mailed to Settlement Class Members as identified from Defendants’ transaction records and through additional research efforts. *See* Heubach Decl., ¶¶ 4-5. JND promptly re-mailed Notices that were returned with forwarding addresses and conducted advanced address research for Notices returned without a forwarding address. *Id.*, ¶ 4. In addition, the Press Release was issued. The Settlement Website, www.salmondirectpurchasersettlement.com, also has had more than 33,512 page views, including more than 17,671 unique visitors, and JND has received more than 529 calls and more than 2,959 emails with respect to the Settlement as of the date of the Heubach Declaration. *See* Heubach Decl., ¶ 7. JND also established a toll-free telephone number, 1-877-540-1074, which has been operational. *Id.*, ¶ 6. Additionally, JND established an email address, info@SalmonDirectPurchaserSettlement.com, for electronic inquiries and submissions by the

claimants, which like the toll-free telephone number, has been operational since its inception. *Id.*, ¶ 7.

2. *Claims Processing, Review, and Resolution.*

The Direct Mail Notice sent to Settlement Class Members, among other things, described the Class, the release, the amount and proposed distribution of the Settlement Fund and informed Settlement Class Members of their right to opt out or object, as well as the procedural steps required to opt out or object. By submitting a Claim, a person or entity was deemed to have submitted to the jurisdiction of this Court with respect to his, her, or its Claim and the subject matter of the Settlement. The Notice expressly stated September 23, 2022 as the deadline to submit a Claim Form; July 11, 2022 as the deadline to exclude themselves, opt out of the settlement case, object to the Settlement, or file a notice of intention to appear at the Fairness Hearing; and September 8, 2022 as the date of the final approval and fairness hearing. *See Heubach Decl.*, ¶ 8, Ex. A.

A total of 655 claims were timely submitted for JND's review and processing, of which 37 were identified as duplicative. *See Heubach Decl.*, ¶ 9. Of the unique, timely claims, a total of 371 claims were from individuals that did not appear in the Class data ("original Class List"). *Id.* In addition, two claims were submitted after the claim filing deadline and were mailed denial notifications. *Id.* JND mailed deficient claim notifications to 56 Class Members who disputed their purchase amounts but did not fully support the claimed amounts. *Id.*, ¶ 10. The letters provided detailed reasons for the determination and 45 days to respond with additional documentation to cure the deficiencies. *Id.*, ¶ 10, Ex. B. On August 29, 2023, JND mailed a final determination letter to any Class Member who responded to the notification and whose claim is still not approved for the full disputed amount. *Id.* ¶ 10.

JND also mailed deficient claim notifications to 371 unique non-Class Member claimants providing 45 days to respond with sufficient documentation to prove their membership in the Class. *See* Heubach Decl., ¶ 11, Ex. C. No sufficient responses were received proving that any claimant that did not appear on the original Class List should be added to the Class.² *Id.* On August 25, 2023, JND mailed a final determination letter to any non-Class Member who responded to the notification and whose claim is still not approved. *Id.*

In summary, of 618 unique, timely claims, 189 claims were initially fully approved, and 56 claims were approved with deficient disputes. *See* Heubach Decl., ¶¶ 10-12. Of these deficient claims, nine claimants were able to submit additional supporting documentation and were ultimately fully approved. *Id.* ¶ 12. An additional 373 unique claims were denied for untimeliness, deficiency, and unqualifying purchases. *Id.* All rejected claimants were notified of their deficient claims and provided an opportunity to cure; two responded with sufficient documentation to cure the issues with their claims, and all those who responded and did not cure were subsequently notified of the final determination rejecting their claims. *Id.* JND recommended and Co-Lead Class Counsel accepted the rejection of 373 claims. A total of 247 claims were ultimately approved. *Id.*, Ex. D.

D. The Class Settlement Fund to be Distributed and the Claims Administrator's Fees

The current estimated amount of distribution is approximately \$56 million, which represents the \$85,000,000 Class Settlement Fund less (1) approved attorney's fees of 30% of \$85,000,000, (2) reimbursement of litigation expenses in the amount of \$2,636,558.69, and (3)

² JND approved two claims from non-Class Member entities that provided proof of assigned claims from other Class Members. The value of these assigned claims was deducted from the assignor Class Members' purchase amounts and reallocated to the assignee non-Class Members.

payments to JND for work performed on behalf of the class through the date of the Heubach Declaration. *See* ECF No. 543 at 9.

Class Counsel, according to the Settlement, were permitted to pay from the Settlement Fund, without further approval from Defendants or the Court, the costs and expenses reasonably and actually incurred, up to the sum of \$150,000 for providing notice and the administration of the Settlement. *See* ECF No. 539 at 3. The Settlement also states that any “[a]dditional sums, to the extent required for notice and administration, shall not be withdrawn from the Escrow Account without prior approval of the Court, *on good cause shown*.” ECF No. 524-3.

JND’s monthly invoices for work performed on behalf of the Class through September 22, 2023 totals \$308,101.25. *See* Heubach Decl., ¶ 16. Given the complexity of submitted claims and a higher number of claim inquiries than expected, JND estimates that total fees and expenses for notice and claims administration, including the work done thus far and the remaining costs for notifying Class Members with denied claims and distribution of checks to Class Members, will not exceed a total of \$365,000. *Id.* ¶ 18. This estimate is \$215,000 above the sum of \$150,000 expressed in the Settlement. To demonstrate good cause as required by the Settlement, JND submits its sworn declaration for this Court’s consideration for approval of payment from the Escrow Account. The sworn declaration includes details of work performed on behalf of the Class through the date of the Heubach Declaration, which was reasonably incurred in connection with providing notice and the administration of the Settlement. *See* Heubach Decl., ¶¶ 17(a)-(e).

III. ARGUMENT

A. Class Counsel’s and Claims Administrator’s Administrative Determinations Should be Accepted

As detailed above and in the accompanying Heubach Declaration, Co-Lead Counsel and the Claims Administrator have corresponded with each Settlement Class Member and claimant

and have determined that the amount of volume of commerce for all valid claims listed in Exhibit D of the Heubach Declaration, should be used for purposes of determining the numerator for each claimant's *pro rata* share the Class Settlement Fund. The total amount of volume of commerce of all the Settlement Class Member participants, also set forth in Paragraph 13 of the Heubach Declaration, is \$6,535,252,667.12. This total represents the Denominator for purposes of determining the *pro rata* distribution to each Settlement Class Member. Class Plaintiffs and Co-Lead Class Counsel respectfully request that the Court adopt Co-Lead Class Counsel's and the Claims Administrator's administrative determinations concerning the valid and qualifying claims of direct purchases of farm-raised Atlantic salmon or products derived therefrom from one or more Defendants from April 10, 2013 until May 26, 2022 in the Class Distribution and the determination of their volume of commerce for purposes of calculating each account's *pro rata* share of the Class Distribution.

1. The Ineligible Claims Should be Rejected.

JND has recommended and Co-Lead Class Counsel accepted the rejection of 373 claims. *See* Heubach Decl., ¶ 12. These claims were either untimely, unqualified, or unsupported. *See id.* Rejected claims, for example, consisted of purchases that were not farm-raised Atlantic salmon or products derived therefrom, were not purchased directly from one or more Defendants, or were not purchased during from April 10, 2013 until May 26, 2022. *See id.*, Ex. B. Additionally, some of the rejected claims also were missing valid documentation of the claimed purchases. *See id.* Each rejected claimant received a letter identifying that their claim was rejected. *See id.*, ¶¶12, Ex. B. Class Plaintiffs and Co-Lead Class Counsel respectfully request that the Court adopt Co-Lead Class Counsel and the Claims Administrator's administrative determinations concerning the rejection of these claims.

B. The Court Should Authorize the Requested Distribution of the Net Settlement Fund

As set forth herein and in the Heubach Declaration, Co-Lead Class Counsel and the Claims Administrator have performed the work necessary to effectuate Distribution of the Class Settlement Fund that is consistent with the Court's prior Orders and the plan of allocation. Class Plaintiffs and Co-Lead Class Counsel respectfully request that the Court order distribution as set forth herein.

Once the Court authorizes the Class Distribution, the Claims Administrator will determine each Authorized Claimant's payment from the Class Settlement Fund (the "Settlement Payment") by calculating each Authorized Claimant's *pro rata* share of the Class Settlement Fund as set forth above. This calculation will be determined by comparing the participants' volumes of commerce with the total volumes of commerce set forth in Exhibit D to the Heubach Declaration and multiplying that percentage by the total dollar value of the Class Settlement Fund at the time of Distribution in order to calculate payment amounts.

The Claims Administrator will then mail a Settlement Payment check to each Authorized Claimant by pre-paid first-Class mail. In some appropriate cases, the Claims Administrator will wire the payment amounts to accounts of Class Members. The Claims Administrator will distribute all of the available balance of the Class Settlement Fund after deducting payments for current and estimated total billings. As detailed above, the Claims Administrator will not withdraw any additional sums required for notice and administration without this Court's approval if the amount sought causes the total sum of Settlement Administration costs and expenses to exceed beyond \$150,000 as stated in the Settlement.

1. *Disposition of Any Unclaimed/Uncashed Balance.*

In order to encourage Participating Accounts to cash their Class Distribution checks promptly and to avoid or reduce future expenses relating to uncashed checks, Co-Lead Class Counsel and the Claims Administrator propose that all Distribution checks bear clear language encouraging Class Members to cash their checks promptly and notifying them that the funds will be subject to re-distribution if not cashed within 60 days of the issue date. *See* Heubach Decl. ¶¶ 15. After the void date passes, any remaining funds from uncashed checks will be re-distributed pro rata to Class Members that cashed their checks. *Id.*

If any funds remain in the CSF after the Distribution (including notice and administration costs and expenses) because of uncashed distributions or other reasons, and the remaining funds become *de minimis* in Class Counsel's reasonable judgment, such funds shall be made the subject of an application to the Court by Direct Purchaser Plaintiffs for *cy pres* distribution. *See* ECF No. 524-3.

2. *Release of Claims.*

In order to allow the full and final distribution of the Class Settlement Fund, it is necessary to bar any further claims against the Class Settlement Fund beyond the amount allocated to the participating accounts in Exhibit D, and to provide that all persons involved in the review, verification, calculation, tabulation, or any other aspect of the processing of the Claims submitted herein, or otherwise involved in the administration of claims, be released and discharged from any and all claims arising out of such involvement. Accordingly, Class Plaintiffs respectfully request that the Court release and discharge all persons involved in the review, verification, calculation, tabulation, or any other aspect of processing of the Claims submitted herein, or otherwise involved in the administration or taxation of the CSF from any and all claims arising out of such involvement, and bar all Settlement Class Members, whether or not they receive payment from the

CSF, from making any further claims against the CSF, Class Plaintiffs, Class Plaintiffs' Counsel, the Claims Administrator, or any other agent retained by Class Plaintiffs' Counsel in connection with the administration or taxation of the CSF beyond the amount allocated to Participating Accounts.

C. The Claims Administrator Should be Permitted to Discard Certain Records Following a Reasonable Time After the Initial Distribution

Class Plaintiffs and Co-Lead Class Counsel respectfully request that the Class Distribution Order provide that: (i) the Claims Administrator may discard paper copies of Proof of Claim forms and all supporting documentation not less than one year after the Distribution of the CSF; and (ii) the Claims Administrator may discard copies of such materials maintained in electronic form not less than three years after the Distribution of the CSF.

IV. CONCLUSION

For the foregoing reasons, Class Plaintiffs respectfully request that the Court enter the [Proposed] Order Granting Class Plaintiffs' Motion for Distribution of the Class Settlement Fund.

Dated: October 4, 2023

/s/Peter Prieto

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*Co-lead counsel for Direct Purchaser
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CERTIFICATE OF SERVICE

I hereby certify that on October 4, 2023, I electronically filed the foregoing document with the Clerk of the Court using CM/ECF. I also certify the foregoing document is being served this day on all counsel of record via transmission of notice of Electronic Filing generated by CM/ECF.

By: /s/ Peter Prieto
Peter Prieto

SUPPLEMENTAL DECLARATION OF BRONYN HEUBACH

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA**

CASE NO. 19-21551-CIV-ALTONAGA

In re:

**FARM-RAISED SALMON
AND SALMON PRODUCTS
ANTITRUST LITIGATION**

**SUPPLEMENTAL DECLARATION OF BRONYN HEUBACH
REGARDING SETTLEMENT ADMINISTRATION**

I, Bronyn Heubach of JND Legal Administration (“JND”), having been duly sworn and cautioned, testify and declare:

1) I am an Assistant Director at JND Legal Administration (“JND”). JND is a legal administration services provider with headquarters in Seattle, Washington. JND has extensive experience with all aspects of legal administration and has administered settlements in hundreds of class action cases.

2) JND is serving as the Claims Administrator in the above-captioned litigation (“Action”), as ordered by the Court in its May 26, 2022 Order (“Preliminary Approval Order”). The following statements are based on my personal knowledge and information provided to me by other JND employees working under my supervision, and, if called on to do so, I could and would testify competently thereto.

3) This Declaration is intended to supplement my previous Declaration regarding Settlement Administration, filed July 25, 2022 [ECF No. 539-2].

DIRECT NOTICE

4) As detailed in my previous Declaration, JND mailed Notices to all Settlement Class Members for whom JND was able to locate complete mailing addresses, as identified from Defendants' transaction records and through additional research efforts. JND promptly re-mailed Notices that were returned with forwarding addresses and conducted advanced address research for Notices returned without a forwarding address. Notices were promptly re-mailed to any verified updated address that was located.

5) As of the date of this Declaration, a total of 968 Notices were successfully mailed to Settlement Class Members, resulting in an overall deliverability rate of 95.7%.

TOLL-FREE INFORMATION LINE

6) On June 6, 2022, JND launched a settlement-specific, dedicated toll-free number, 1-877-540-1084, for Settlement Class Members to call for information related to the Settlement. As of the date of this Declaration, JND has received 529 calls to the toll-free line. JND will continue to maintain the toll-free information line throughout the administration process.

SETTLEMENT WEBSITE & EMAIL

7) On June 6, 2022, JND launched the Settlement Website, www.SalmonDirectPurchaserSettlement.com, as well as a direct email address for Class Members to ask questions or submit claims and supporting documentation, info@SalmonDirectPurchaserSettlement.com. As of the date of this Declaration, JND has received 2,959 emails, and the Settlement Website has received 33,512 page views from 17,671 unique users.

CLAIMS RECEIVED

8) The Notices informed Class Members who wanted to participate in the Settlement and be eligible for Settlement Benefits that they must complete a Claim Form, submitted electronically or postmarked no later than September 23, 2022. The Notice also informed Class Members that they could use the online portal at the Settlement Website to view the commerce value attributed to them in the Class data and, in the event their own data suggested a different commerce value was appropriate, they could submit updated purchase amounts and supporting documentation. A representative copy of the Claim Form is attached as **Exhibit A**.

9) As of the date of this Declaration, JND has received a total of 655 timely claims, of which 37 were identified as duplicative. Of the unique, timely claims, a total of 371 claims were from individuals that did not appear in the Class data (“original Class List”). In addition, two claims were submitted after the claim filing deadline and were mailed denial notifications.

10) JND mailed deficient claim notifications to 56 Class Members who disputed their purchase amounts but did not fully support the claimed amounts. The letters provided detailed reasons for the determination and 45 days to respond with additional documentation to cure the deficiencies. A representative copy of the Class Member notification is attached as **Exhibit B**. On August 29, 2023, JND mailed a final determination letter to any Class Member who responded to the notification and whose claim is still not approved for the full disputed amount.

11) JND also mailed deficient claim notifications to 371 unique non-Class Member claimants providing 45 days to respond with sufficient documentation to prove their membership in the Class. A representative copy of the non-Class Member notification is attached as **Exhibit C**. No sufficient responses were received proving that any claimant that did not appear on the original Class List

should be added to the Class.¹ On August 25, 2023, JND mailed a final determination letter to any non-Class Member who responded to the notification and whose claim is still not approved.

12) In summary, of 618 unique, timely claims, 189 claims were initially fully approved, and 56 claims were approved with deficient disputes. *Id.* ¶ 10. Of these deficient claims, nine claimants were able to submit additional supporting documentation and were ultimately fully approved. An additional 373 unique claims were denied for untimeliness, deficiency, and unqualifying purchases. All rejected claimants were notified of their deficient claims and provided an opportunity to cure; two responded with sufficient documentation to cure the issues with their claims, and all those who responded and did not cure were subsequently notified of the final determination rejecting their claims. JND recommended and Co-Lead Class Counsel accepted the rejection of 373 claims. A total of 247 claims were ultimately approved. The report of approved claims is attached as **Exhibit D**.

DISTRIBUTION OF SETTLEMENT BENEFITS

13) The Settlement Agreement provides that funds remaining in the Escrow Account after all costs (including notice costs), attorneys' fees, and any other expenses have been paid from Settlement Fund shall be distributed to Settlement Class Members with valid claims via check. Individual payments will be calculated on a *pro rata* basis determined by the number of valid claims and the volume of commerce represented in those claims. The total commerce value represented in the 247 valid claims is \$6,535,252,667.12.

14) Following the Court's determination regarding JND's request for approval to pay the actual costs of notice and claims administration that have been

¹ JND approved two claims from non-Class Member entities that provided proof of assigned claims from other Class Members. The value of these assigned claims was deducted from the assignor Class Members' purchase amounts and reallocated to the assignee non-Class Members.

incurred, as well as reasonably anticipated costs associated with distributing Settlement Class Members payments and concluding the administration of this matter, JND will calculate the amount remaining in the Settlement Fund (“Net Settlement Fund”). JND will then calculate individual Settlement Class Member awards on a *pro rata* basis among the 247 claimants with valid claims and will allocate the Net Settlement Fund accordingly. Based on the high monetary value of individual awards, JND will send checks via FedEx to facilitate tracking and ensure the successful delivery of each check.

15) Checks will include clear language encouraging Class Members to cash their checks promptly and notifying them that the funds will be subject to re-distribution if not cashed within 60 days of the issue date. After the void date passes, any remaining funds from uncashed checks will be re-distributed *pro rata* to Class Members that cashed their checks.

ADMINISTRATION COSTS

16) The Settlement Agreement provides that \$150,000 may be withdrawn from the Settlement Fund without further approval from the Defendants or the Court to pay for the costs and expenses incurred in connection with providing notice to the Class and the administration of the Settlement after Preliminary Approval. The Settlement Agreement also provides that additional sums, to the extent required for notice and administration, shall not be withdrawn without prior approval of the Court, on good cause shown.

17) As of the date of this Declaration, JND has billed \$308,101.25 for costs and expenses actually and reasonably incurred in connection with our administration of the Settlement. Factors contributing to the increased cost include the following:

a) **Expedited timeline to analyze Class data, send the Notices by mail and email, and launch the toll-free information line and website with online claim portal.**

- The Court's Order granting preliminary approval of the Settlement was issued May 26, 2022, and JND developed an informational website with an online claim portal that included the ability to upload supporting documents, programmed an emailed Notice campaign, prepared and mailed Notices, drafted and recorded informational messaging on the toll-free line and trained customer service representatives all within 11 days, an aggressive timeline that required additional resources to complete.
- JND also received additional files containing Class Member contact information up through June 3, 2023 only three days before Notices were sent, and the files required analysis and loading to the database as well as addition to the email and mailed Notice campaigns.

b) **High volume of inquiries and claims submitted by third-party filers.**

- Among 12 third-party filers, JND received requests to research lists of clients that included nearly 3,500 individual entities.
- To provide an opportunity to review potential Class Member commerce for any entities that might appear in the Class data, JND reviewed the data to locate any of these entities and share their information with the third-party filers so they could submit claims.

- This research took anywhere from half an hour to more than a day to complete for each request depending on how many of the third-party's clients were named in the file.
- c) **Voluminous submissions of supporting documentation, including transactional data and purchase ledgers that required line-by-line review to ensure each claimed purchase was of an eligible product, purchased directly from one of the Defendants, and purchased during the Class Period.**
- Nearly 600 files of claim forms and supporting documents were submitted with an estimated total page count of approximately 6,250, as well as 89 spreadsheets of business ledgers and purchase transactions, altogether containing tens of thousands of individual rows of data.
 - This data did not arrive in a universal format. It required individual analysis and often involved a back-and-forth exchange with the claimant requesting additional information to decode their method of recordkeeping and determine if each recorded transaction was for an eligible farmed Atlantic salmon product. Most submissions included purchases for ineligible products such as trout, wild salmon, and other fish that had to be adjusted out of the approved commerce value.
- d) **Communications with counsel and other Class Member representatives prior to the filing deadline to provide preliminary determinations to enable them to submit sufficient documentation that would support disputed purchase amounts.**

- Many Class Members made purchases during the Class Period worth tens or hundreds of millions of dollars. Their representatives were highly invested in the outcome of their claims and reached out for regular updates in advance of the claim filing deadline.
 - To maximize valid claims and ensure Class Members' confidence in the process and final outcome, JND scheduled and attended numerous conference calls to walk through the claims and documents that had been submitted and inform Class Members and their representatives of any issues that might decrease the value a given claim.
- e) **The assignment of senior personnel to complete the document review to ensure the highest level of accuracy when reviewing these claims and making determinations as to whether or not the disputed purchases, often for millions or tens of millions of dollars more than the commerce shown in the Class data, should be approved and in what amount.**
- More complex matters, either with complicated claim forms or many defined requirements that must be proven with supporting documentation, are often processed by higher-level employees with more individualized training.
 - JND assigned senior personnel experienced with the review of direct purchaser claims and the types of transactional data that are involved with such matters to ensure that all potentially eligible purchases were included in the final approved value of the claim.

18) JND estimates that total fees and expenses for notice and claims administration, including the work done thus far and the remaining costs for notifying Class Members with denied claims and distribution of checks to Class Members, will not exceed a total of \$365,000.

I declare under the penalty of perjury under the laws of the United States of America that the foregoing is true and correct.

Executed this 22nd day of September, 2023, at Seattle, Washington.



Bronyn Heubach,
Assistant Director, JND Legal Administration

EXHIBIT A

Salmon Direct Purchaser Settlement

c/o JND Legal Administration

P.O. Box 91447

Seattle, WA 98111

CLAIM FORM

If you are a member of the Settlement Class in this action, you must complete this Claim Form to make your claim for a *pro rata* share of the Settlement Fund. Settlement Class Members who make a claim will be entitled to receive cash, with the actual amount received depending on the total number of claims received and the volume of commerce represented in those claims. **Your claim must be submitted by September 23, 2022, or it will not be considered.**

Please visit the “File a Claim” section of **www.SalmonDirectPurchaserSettlement.com** and review the net purchase values attributed to your company for direct purchases of salmon products from the Defendants purchased within the settlement class period.

If you disagree with the volume of commerce, you may submit your own documentation that supports your claimed volume of commerce. The Claims Administrator will review your claim, and your documentation will be subject to audit. You may complete your claim online at www.SalmonDirectPurchaserSettlement.com, or you may submit this claim form and any supporting documentation by email to info@SalmonDirectPurchaserSettlement.com or by mail to:

Salmon Direct Purchaser Settlement

c/o JND Legal Administration

P.O. Box 91447

Seattle, WA 98111

SECTION A: CLASS MEMBER INFORMATION

Enter your company’s name and contact information below. It is your responsibility to notify the Claims Administrator of any changes to your contact information after the submission of your claim.

Company Name:		
Contact Name:		
Title:		
Address Line One:		
Address Line Two (optional):		
City:	State:	Zip code:
Email:		

Questions? Visit www.SalmonDirectPurchaserSettlement.com, call 1-877-540-1084, or email info@SalmonDirectPurchaserSettlement.com

To view JND’s privacy policy, please visit <https://www.jndla.com/privacy-policy>

SECTION B: REVIEW NET PURCHASES

After reviewing your commerce values at the Settlement Website, if your own data suggest that a different commerce value is appropriate for any Defendant, enter the values shown by your data below. If you enter your own commerce values, you must provide supporting documentation such as receipts, invoices, or other payment documents naming the payee and payor. If you would like to provide structured transactional data from your business records that supplies dates, vendors, and payment information, please contact the Claims Administrator at info@SalmonDirectPurchaserSettlement.com or 1-877-540-1084.

If you agree with the values of net purchases, you do not need to enter any amounts below, nor do you need to provide supporting documentation. Simply sign and date this Claim Form and return it to the Claims Administrator on or before September 23, 2022.

Updated Net Purchases

Mowi	Mowi Ducktrap	Cermaq	Lerøy

SalMar	Ocean Quality/Sjór/ Grieg

CERTIFICATION

By signing below, I certify that the above and foregoing information is true and correct, and I warrant that I am duly authorized and have the legal capacity to sign this Claim Form on behalf of the direct purchaser Settlement Class Member.

Signature:		Date:	
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EXHIBIT B

Salmon Direct Purchaser Settlement
c/o JND Legal Administration
PO Box 91447
Seattle, WA 98111
www.SalmonDirectPurchaserSettlement.com
Toll-free: 877-540-1084 / Email: info@SalmonDirectPurchaserSettlement.com

February **XX**, 2023
Unique ID: **XXXXXXXXXX**

NOTIFICATION REGARDING CLAIM DETERMINATION

Dear [Class Member]:

We are in receipt of a Claim Form submitted on behalf of [Class Member] in relation to the Salmon Direct Purchaser Settlement, No. 19-21551-CIV-ALTONAGA. We have reviewed your claim and determined it is approved for the below proven amounts, at least one of which is less than you claimed.

<i>Claimed</i> Mowi	<i>Claimed</i> Mowi Ducktrap	<i>Claimed</i> Cermaq	<i>Claimed</i> Lerøy	<i>Claimed</i> SalMar	<i>Claimed</i> Ocean Quality/Sjór/Grieg

<i>Proven</i> Mowi	<i>Proven</i> Mowi Ducktrap	<i>Proven</i> Cermaq	<i>Proven</i> Lerøy	<i>Proven</i> SalMar	<i>Proven</i> Ocean Quality/Sjór/Grieg

The reason(s) for this determination are detailed below.

- The documentation demonstrated the products purchased were not farm-raised Atlantic salmon, or the documentation did not prove that the purchased products were farm-raised Atlantic salmon.
- The documentation did not prove that the products were purchased directly from one or more Defendants.
- The documentation did not prove that the products were purchased during the Class Period (April 10, 2013-May 26, 2022).
- The dispute was based on estimated purchases that were not sufficiently documented.
- The claimed purchases are not eligible under the Settlement.
- The claim was missing valid documentation of your claimed purchases, or the documentation you submitted was not sufficient.

If you *agree* with this determination, no response is required. Your claim will be approved for the proven amounts identified above, and your payment will be calculated on a *pro rata* basis.

If you *disagree* with this determination, you may respond to this letter with additional supporting documentation to cure the issue(s) detailed above. **Your response must be postmarked on or before [date], 2023**, 45 days from the date of this notification. You may respond by mail or email using the contact information below.

Salmon Direct Purchaser Settlement
c/o JND Legal Administration
PO Box 91447
Seattle, WA 98111
info@SalmonDirectPurchaserSettlement.com

For questions about this notification, please email info@SalmonDirectPurchaserSettlement.com.

Regards,
Settlement Administrator

EXHIBIT C

Salmon Direct Purchaser Settlement
c/o JND Legal Administration
PO Box 91447
Seattle, WA 98111
www.SalmonDirectPurchaserSettlement.com
Toll-free: 877-540-1084 / Email: info@SalmonDirectPurchaserSettlement.com

February [date], 2023
Unique ID: XXXXXXXXXXXX

NOTIFICATION REGARDING DEFICIENT CLAIM

Dear [**Claimant Name**]:

We are in receipt of a Claim Form submitted on behalf of [**Claimant Name**] in relation to the Salmon Direct Purchaser Settlement, No. 19-21551-CIV-ALTONAGA. We have reviewed your claim and determined it to be deficient as we are unable to identify your entity name on the Class List provided by the Defendants. Additionally, the claim did not include sufficient documentation to establish membership in the Settlement Class.

The Settlement Class is defined as:

All persons and entities in the United States, their territories, and the District of Columbia who purchased farm-raised Atlantic salmon or products derived therefrom directly from one or more Defendants from April 10, 2013 until May 26, 2022. Excluded from the Settlement Class are the Court and its personnel and any Defendants and their parents, subsidiaries, or affiliated companies.

The claim will be denied unless you submit documentation that proves the claimant satisfies the above requirements for membership in the Settlement Class.

Your response must be postmarked on or before [date], 2023, 45 days from the date of this notification. You may respond by mail or email using the contact information below.

Salmon Direct Purchaser Settlement
c/o JND Legal Administration
PO Box 91447
Seattle, WA 98111
info@SalmonDirectPurchaserSettlement.com

For questions about this notification, please email info@SalmonDirectPurchaserSettlement.com.

Regards,
Settlement Administrator

EXHIBIT D



IN RE: FARM-RAISED SALMON AND SALMON PRODUCTS ANTITRUST LITIGATION
Case No. 19-21551-CIV-ALTONAGA
Exhibit D: Approved Claims

JND ID	NAME	TOTAL COMMERCE VALUE
DKH5MG7UWC	13TH AVENUE FISH MARKET INC	\$ 14,726,723.07
DNGDHYQV9W	A P FISH CO INC	\$ 1,235,638.23
DV76KW2UXC	ADELPHIA SEAFOOD	\$ 544,927.76
DQJHKD2FXV	ADS SEAFOOD INC	\$ 33,128,633.84
DABMZP7S2E	AHOLD USA INC	\$ 9,071,099.74
DCW6MV8JPG	ALDI	\$ 666,192,216.00
D5EZ9D6FAW	ALL SHORES SEAFOOD BROKERAGE	\$ 173,141.88
D8KBRPYC9J	ALOHA SEAFOOD	\$ 59,063.57
DU9DMLBSFA	AMAZONFRESH LLC	\$ 23,413,784.58
D64AMZKFCU	AQUA BEST LLC	\$ 27,077.15
DPMNSR73HD	AQUAGOLD SEAFOOD CO LLC	\$ 22,989,687.62
D5HNAZB87D	AQUANOR MARKETING INC	\$ 4,297,999.99
DLPFVJUXD2	ARAMARK	\$ 966,998.19
DERP3CK52Y	AROMA INTERNATIONAL INC	\$ 23,251.94
DJDY2ZU6PS	ATLANTIC FISHERIES LLC	\$ 16,533,257.40
DGEUKPC38J	ATLANTIC TRADING COMPANY LLC	\$ 7,891.53
DY3FQNJ5MZ	ATLANTICA IMPORTS INC	\$ 6,927,960.32
D8A6FZG7RV	BAILEYS HARBOR FISH COMPANY LLC	\$ 47,254.79
DYT62GEZS8	BANNER SMOKED FISH INC	\$ 2,413,412.63
DUS9QATWV6	BEACON FISHERIES INC.	\$ 2,387,955.98
DM3J79XVGW	BEAVER STREET FISHERIES INC	\$ 1,469,807.18
DR7VMAEK3T	BENZ'S FOOD PRODUCTS INC	\$ 1,970,058.08
DFS7TV634W	BEST FOOD SERVICES INC	\$ 345,154.49
DY6CV3WKMB	BEYER LIGHTNING FISH CO INC	\$ 36,456,671.67
DSGAMX9Y32	BIG O SMOKEHOUSE INC	\$ 278,612.24
D4FMRW6BE9	BIRITE FOODSERVICE DISTRIBUTORS	\$ 91,872.25
DDN3WH9X8U	BLUE RIBBON FISH CO INC	\$ 3,904,340.43
DJZNGR7QXH	BLUE RIVER SEAFOODINC	\$ 1,273,664.71
DPR3CHWYLG	BOSTON FISH MARKET	\$ 71,967,225.58
DQAP6LEK2G	BOSTON LOBSTER FEAST INC	\$ 6,705,068.57
D6KA8CRHWX	BOSTON SWORD & TUNA INC	\$ 362,036,445.09
D53Q96MKXC	BRISTOL SEAFOOD	\$ 460,311.34
DXPKYM83JW	BUYRITE DISTRIBUTORS	\$ 180,825.41
D5GFP4WKTA	C & S	\$ 5,522,926.93
D2EAYUWCF4	CALEB HALEY & CO LLC	\$ 59,156,511.99
DPR3G8K42M	CAMBRIDGE PACKING COMPANY	\$ 25,823.80
DNC23JKG49	CAPITAL SEABOARD	\$ 3,343,423.77
DE7FTY3LSZ	CAPTAIN ALEX SEAFOOD	\$ 359,115.00
DHUYV36S9Z	CAPTAIN BLUE	\$ 26,314,623.72
D67FEVX2KU	CATANESE CLASSIC SEAFOODS INC	\$ 1,376,644.74
DFTV7WXS9R	CERTI-FRESH FOODS INC	\$ 325,101.65
D9BM6K524V	CHANNEL FISH PROCESSING CO INC	\$ 3,466,595.35
DYUV5WKC46	CHESAPEAKE FINE FOOD GROUP LLC	\$ 581,102.51
DKGRWV4EPC	CLEVELAND FISH AND SEA FOOD LLC	\$ 85,021.44
DWJSHM5Z6N	COSTCO	\$ 179,784,374.59
DTPACHXJFL	COUNTRY PRODUCE LLC	\$ 1,662,267.44
D3JSV4QT92	CRAZY FISH INTERNATIONAL LLC	\$ 593,636.31
DGTM4Y3VKU	CURTZE FOOD SERVICE	\$ 401,639.89
DJ3XZLR6D8	DARDEN DIRECT DISTRIBUTION INC	\$ 3,288,862.37
DEQYDNH2TG	DAY LEE FOODS INC	\$ 1,704,596.71
DWFB5HG72E	DELHAIZE AMERICA DISTRIBUTION LLC	\$ 9,039,348.99
D9L2KMTA4P	DIVERSIFIED MEAT DISTRIBUTORS CO	\$ 2,090,281.31
D2S9VR5BEN	DIXON FISHERIES INC	\$ 5,788,101.57
DQ564ERUNB	DOCKSIDE MARKETING GROUP LTD	\$ 78,546,921.24
DCQ2UAS97N	DONALD G RADER CONSULTING LLC	\$ 3,478,214.22
DRZKXP9Y4A	DOUBLE E FOODS (E & E FOODS)	\$ 30,511,136.80
DQZ2M4HAWF	E FRANK HOPKINS CO INC	\$ 5,039,429.71
DG82XYBHU5	E.M-E IMPORTS	\$ 19,538,256.54
D2K76ZMUJR	EPIC CULINARY DISTRIBUTIONS LLC	\$ 1,923,056.30
DF7T9QN42U	EUCLID FISH COMPANY	\$ 4,559,598.48
D9ATH2Z4VD	EURO USA INC	\$ 12,578,234.67
DRBWFCN9SL	EXCLUSIVE FRESH INC	\$ 824,404.23
D7634P2N5G	F AND L SEAFOOD LLC	\$ 3,032,380.27
DW2P6E85M9	F&R GOLDFISH	\$ 5,199,583.79



IN RE: FARM-RAISED SALMON AND SALMON PRODUCTS ANTITRUST LITIGATION
Case No. 19-21551-CIV-ALTONAGA
Exhibit D: Approved Claims

JND ID	NAME	TOTAL COMMERCE VALUE
D85Z39X26A	FABULOUS FISH COMPANY	\$ 278,984.40
DPCGQUY5NL	FARMERS SEAFOOD CO INC	\$ 616,290.00
D2BUE6A4CF	FOREST SEAFOOD INC	\$ 1,122,805.62
DHVRNM6TSG	FORTUNE INTERNATIONAL LLC	\$ 46,535,612.36
DZPDQ2AGTK	FRESH CATCH	\$ 6,039,150.12
DLR6XQ7PC4	FRESH ISLAND FISH CO INC	\$ 373,795.60
DAY2E84LPQ	G&G SEAFOOD INC. DBA UNIVERSAL SEAFOOD	\$ 46,153,819.80
D85MVTB9L6	GARDEN & VALLEY ISLE SEAFOOD INC	\$ 1,778,549.29
DW54THQPRD	GIANT EAGLE INC	\$ 7,776,882.04
D2QE49VAL8	GIANT FOOD STORES LLC	\$ 89,703.60
DKDHRE98VP	GIANT OF MARYLAND LLC	\$ 31,750.75
DX9SPV3E2N	GLOBAL OCEAN TRADING LLC	\$ 2,189,845.65
DLZJC7BKM2	GLOBAL SEAFOOD WHOLESALE INC	\$ 6,592.03
DPQB2ZJS63	GOLDEN STATE SEA FOOD INC	\$ 198,791,936.06
DZQYMEX9F2	GORDON FOOD SERVICE	\$ 8,162,849.41
DXQJA7RCZK	GREAT EASTERN SEAFOOD	\$ 3,337,524.12
D2JEVZ6DGB	GREAT OCEAN INC	\$ 1,441,517.30
DNJHYX36PA	GREENPOINT FISH AND LOBSTER	\$ 134,569.36
DF7WPNYZ5V	GROOMER SEAFOODS OF SAN ANTONIO INC	\$ 258,083.27
DR8XZ6LKP	H & N FOODS INTERNATIONAL INC	\$ 280,511,772.46
DQUSA7DBNF	HALPERNS' STEAK AND SEAFOOD COMPANY	\$ 16,081,642.65
DZRMLGXBT2	HANNAFORD	\$ 44,322.08
DANSUD26RQ	HARRIS TEETER INC	\$ 1,198,262.46
D7JWKBCLZH	HIGH LINER FOODS (USA) INCOPORATED	\$ 15,308,893.16
DL7XWRQF2Y	HILO FISH COMPANY INC	\$ 44,024.02
DCKT5EZWHU	INLAND FRESH SEAFOOD	\$ 31,677,519.36
DYJR4WZ5N3	INTER-MARINE F&S INC	\$ 1,427,426.89
D8B4F3MQXW	ITO INCORPORATED	\$ 18,018,023.39
DUNV53DGRC	J TURNER SEAFOOD	\$ 1,017.21
DMDEUX6CN	JERRY'S SEAFOOD CONNECTION INC	\$ 685,837.84
DE58DMXUZT	JESS'S MARKET	\$ 9,277.49
DYACUPS8L9	JETRO CASH & CARRY ENTERPRISES LLC	\$ 171,756,671.25
DYVUHQERNK	JJ MCDONNELL INC	\$ 95,794,716.66
DYR9BUJNC3	JOHN NAGLE CO	\$ 108,534,233.68
DNY2TBRDVL	JORFANET CORP	\$ 548,431.80
D5LHDP8FB	JUNGLE JIM'S MARKET INC	\$ 24,362.88
DHRT45DUKJ	K HEEPS	\$ 6,731.04
D4VPMZD3J6	KANALOA IMPORTS INC	\$ 1,176,171.09
D6B4XC79FU	KGI TRADING INC	\$ 12,707,662.09
DBHRDEY2S	LAFONDS FISH MARKET	\$ 979,654.78
DBPVRZ7DXY	LANDLOCKED LLC	\$ 76,290.96
DF9BUZQRWJ	LANDRY'S RESTAURANTS INC	\$ 2,473,828.14
D76GUYZWJ8	LEGAL SEA FOODS LLC	\$ 317.64
DBC8UHKVJ9	LEVITTOWN FISH MARKET	\$ 34,904,847.86
DK52VLT7BG	LEWIS MILLS & CO LLC	\$ 8,344,278.60
DP2Q7TE4FA	LIDL US LLC	\$ 65,779,030.30
DUELD5HA2R	LINEAGE LOGISTICS PFS LLC	\$ 1,225.50
DU5VS4XHQW	LOBSTER PLACE INC THE	\$ 5,870,981.16
DGVNRDQ4ML	LOMBARDI'S MARKETPLACE LLC DBA LOMBARDI'S SEAFOOD	\$ 2,059,517.90
DLETQPY4KR	LONESTAR LOBSTER LLC	\$ 59,264.59
DG69SVHWRM	LOUISIANA SEAFOOD EXCHANGE INC	\$ 981,380.11
D9BS6UN7FY	LSG SKY CHEFS LAX	\$ 323,365.42
DRF62D5WB9	LUSAMERICA FOODS	\$ 723,861,900.34
DS2TGWAEBP	LUSTY LOBSTER	\$ 309,074.31
DZB9X72RWQ	MACKNIGHT SMOKE HOUSE INC	\$ 144,940.80
DQDA8KFT74	MADISON SEAFOOD INC	\$ 1,367,588.80
DJGYESLAND	MAINES P & FS	\$ 2,668,054.84
D8JM7RD2AW	MARTINEZ PRODUCE & SEAFOOD INC	\$ 64,588,624.95
DMJDLZBQ6H	MAUI SEAFOOD LLC	\$ 98,822.88
DQNBZWHVS5	MAYPORT C & C FISHERIES	\$ 172.62
DRQ4D2ETSX	MAZZETTA COMPANY LLC	\$ 3,623,986.00
DRC768FYP4	MCLANE FOODSERVICE INC	\$ 2,345,187.88
DWFPT2AE74	MEADOWBROOK MEAT /MBM CORPORATION	\$ 1,725,529.24



IN RE: FARM-RAISED SALMON AND SALMON PRODUCTS ANTITRUST LITIGATION
Case No. 19-21551-CIV-ALTONAGA
Exhibit D: Approved Claims

JND ID	NAME	TOTAL COMMERCE VALUE
DAE9KPZQHY	MEIJER	\$ 8,262,340.53
DY9DK4ZVMQ	MICHAELS FINER MEATS	\$ 948,047.04
DN2ZCL54MY	MONARCH SEAFOOD INC	\$ 534,845.60
DBNCHXMLJ5	MOON N SEA FL, LLC	\$ 3,805,664.04
DSYXPH3KGW	MOREY'S SEAFOOD INTERNATIONAL LLC	\$ 27,218,100.00
DZPJALC63Q	MTV FOODS INC	\$ 13,291,641.84
D6LR73GF5V	NATURE'S LAND OF NEW YORK INC	\$ 321,105.51
DW5V7SD9YK	NEW ALBERTSON'S LP DBA SHAW'S	\$ 1,236,853.16
DX4ZVC8MEJ	NEW WAVE SEAFOOD INC	\$ 396,602.06
DZLCYJDBFA	NORTHEAST SEAFOOD PRODUCTS	\$ 8,706,931.42
DA6EYSRTH4	NORTHERN HASEROT	\$ 900.00
DZVBA7WKH2	NORTHERN LAKES SEAFOOD & MEATS	\$ 2,327,004.62
DCAEL9U4ZH	OCEAN BEAUTY	\$ 49,018,920.48
DV5KMEYBW2	OCEAN FRESH SEAFOOD	\$ 1,768,174.80
DYZEPAHJSM	OCEAN PROVIDENCE LAS VEGAS	\$ 8,604,822.87
D2X6P5DS9K	OCEAN SEAFOOD DEPOT INC	\$ 727,171.55
D5NCVJ4QW8	OCEANPRO INDUSTRIES LTD	\$ 3,578,504.52
DLJQSZ5D74	OFF THE DOCK SEAFOOD LLC	\$ 344,293.17
DXM46GS5AU	OREGON FISH GUYS INC	\$ 49,979,052.15
DGKBUMS5C7	OREGON LOX COMPANY	\$ 53,998.13
DFE934XV7R	PACIFIC AMERICAN FISH CO	\$ 491,644,078.20
D9S74MV2WZ	PACIFIC AMERICAN FISH CO. - BOSTON	\$ 88,852,719.18
DA3SDGYVKM	PACIFIC FRESH FISH CO	\$ 423,017.03
D5HVE6TLJN	PACIFIC GIANT INC	\$ 4,458,058.25
DYC4JSF38P	PACIFIC SEAFOOD	\$ 188,936,813.66
DZS8J2QE3T	PACIFIC TRADE INTERNATIONAL	\$ 16,522,401.50
DSZ2JAGQWE	PALMER FISH CO INC	\$ 338,163.75
DQVXZRH4LD	PDI LIMITED	\$ 139,989.80
DHGVMWF73P	PENINSULA SEAFOOD OF SAN BRUNO	\$ 22,938,235.76
DTUPZ5FQY8	PERISHABLE DISTRIBUTORS OF IOWA	\$ 264,717.00
D3VS9L54JG	PESCANOVA INC	\$ 2,249,226.21
DLAJ3XEMZ2	PESCATORE SEAFOOD CO	\$ 17,101.71
DRUWXF3H8T	PETERS FISH MARKET INC.	\$ 4,059,039.07
DDBCTRX25L	PFG	\$ 14,599,373.83
DGDVUR582A	PIER 7 INC	\$ 3,654,977.03
DTHLGBXN2D	PORKY PRODUCTS INC	\$ 3,207,686.59
DHT4V6YFP3	PORTS SEAFOOD INC	\$ 9,285,037.07
DN3MHX5YWA	PSF ACQUISITION CO LLC	\$ 2,201,787.09
DN9ZUXKEGS	PUBLIX	\$ 115,994,943.23
DUDLFEYN3V	RASKIN'S FISH MARKET INC	\$ 4,670,881.29
D53ND8GBTF	RAW FINDS LLC DBA TH-SEAFOODS	\$ 3,740,926.68
D4BWA5MYRE	RAW SEAFOODS INC	\$ 3,508,041.95
DZQ4T-LENGU	RED LOBSTER MANAGEMENT LLC	\$ 13,081,886.76
DX4J85BKEF	RELIANT FISH COMPANY	\$ 60,575,208.91
DWBUDQF6HP	ROYAL LAGOON SEAFOOD CO INC.	\$ 2,435,753.43
DXRZM8BYW9	SAFEWAY INC	\$ 51,099.15
DKBM6545HN	SALTWATER IMPORTS INC	\$ 15,368,927.57
DSK9LBUWMH	SAMAKI INC	\$ 13,950,664.44
DU9G6BXQR7	SAMMY'S SEAFOOD INC	\$ 601,718.45
DENZ64KJ73	SAM'S CLUB	\$ 119,817,737.62
DKBXTEF63H	SAMUELS & SON SEAFOOD	\$ 20,658,772.44
DKCWGFL792	SAN DIEGO SEAFOOD	\$ 5,774,918.65
D4SAV93ZKE	SANTA BARBARA FISH MARKET INC	\$ 56,578.48
DZY83HWBN5	SANTA MONICA SEAFOOD	\$ 170,939,623.79
DD32ECFGJT	SCHNEIDER FISH	\$ 212,521.30
DVHGSAWK5B	SEACLIFF SEAFOODS INC	\$ 761,179.18
DCT6R95WKZ	SEACREST SEAFOODS INC	\$ 916,106.54
DC3NGMBXPF	SEAFARER'S INC	\$ 2,059,475.14
DADH9PJ56U	SEAFOOD EMPORIUM FISH MARKET INC	\$ 75,551.25
D4UAVSD65X	SEAFOOD GARDEN	\$ 469,716.21
DU46Z8WY95	SEAFOOD MERCHANTS LLC	\$ 169,904.07
DVPQ6MHWSO	SEATTLE FISH COMPANY	\$ 37,257,872.87
DBFTXCJNE5	SHAGALLA INC	\$ 28,148.65



IN RE: FARM-RAISED SALMON AND SALMON PRODUCTS ANTITRUST LITIGATION
Case No. 19-21551-CIV-ALTONAGA
Exhibit D: Approved Claims

JND ID	NAME	TOTAL COMMERCE VALUE
DYK9PLGM5E	SIERRA GOLD SEAFOOD	\$ 166,736.92
DNPCPGBKZE	SLADE GORTON & CO INC	\$ 39,163,827.84
DZVFE8Y9HD	SLADE GORTON & CO INC	\$ 5,483.86
DRY6WNBX2L	SOUTH PACIFIC SPECIALTIES	\$ 45,179,092.81
DXBZJWKC3M	SOUTHWEST SEAFOOD INC	\$ 1,504,928.39
DU4NKZJFV9	SOUTHWIND FOODS LLC	\$ 40,276,011.79
D7A38LJGFH	ST PAUL SEAFOOD LLC	\$ 104,435.97
DAG5B94WL6	STAVIS SEAFOOD LLC	\$ 12,761,840.06
D9DR4KCBJL	STEVE CONNOLLY SEAFOOD COMPANY INC	\$ 2,965,825.32
DZRH2PCTVN	SUNNYVALE SEAFOOD	\$ 5,004,599.44
DXS42MUH79	SUPERIOR FOODS CO	\$ 5,112,622.73
DYD2NSF6QJ	SUPERVALU INC	\$ 9,327,934.34
DX8QB9ARYM	SUPREME LOBSTER & SEAFOOD	\$ 5,418,177.21
DT6RK2AW7F	SUSIE Q FISH CO INC	\$ 646,964.08
D6GUBRNAKS	SYSCO	\$ 103,145,340.93
DWASDHFU23	T M TOBIN COMPANY INC	\$ 632,332.81
DNLKH5P6AR	TAIYO BOSTON SEAFOOD INC	\$ 8,369,777.54
DP8ANQU3T6	TAMPA BAY FISHERIES INC	\$ 27,497,990.83
DQV3Y2ECPZ	TARGET CORPORATION	\$ 17,136,396.19
D34528AUYN	THE FISH GUYS	\$ 12,829,230.90
D9A4PUELN2	THE FISHING LINE	\$ 1,748,044.74
DYLHGDKASZ	THE GREAT ATLANTIC AND PACIFIC TEA CO.	\$ 129,732.77
D7RNJ6V9QL	THE GREAT FISH COMPANY	\$ 5,371,133.96
D792DX5MSH	THE HAVEN	\$ 1,033.66
D6GLMV5ZTA	THE KROGER CO	\$ 92,486,074.44
D8BKCZFG26	THE MACKNIGHT FOOD GROUP	\$ 8,927,380.50
DEPJ2H7WRC	THE SANTA BARBARA SMOKEHOUSE	\$ 13,988,476.25
DWPUAJQMLR	THE SEAFOOD MERCHANTS LTD	\$ 616,184.83
D6XMECA7GN	THIRD GENERATION	\$ 1,223,956.03
DS9DBHNQFZ	TM TOBIN CO INC	\$ 75,539,424.65
DPX6JK53HZ	TONY'S FINE FOODS	\$ 1,472,484.10
DRFC3VP7KE	TONY'S FISH & SEAFOOD CORP	\$ 3,887,609.90
DG2ELM48K5	TRIDENT SEAFOOD	\$ 15,480,195.19
DZFRVTDaub	TRIGGER SEAFOOD CORP	\$ 34,493.07
DGZV3D4BKU	TROPIC FISH HAWAII LLC	\$ 290,829.56
DW2JP6L5U7	TRUE WORLD FOODS COLUMBUS	\$ 7,341,011.15
DF5D4THRly	TWO COUSINS FISH MARKET INC	\$ 14,147,637.62
D6DL9V3KQ8	UNIFIED SEAFOOD CO INC	\$ 23,142,482.35
DEJX9HVNMQ	US FOODS INC	\$ 20,454,003.13
DASV49XU2R	VITA FOOD PRODUCTS INC	\$ 5,582,343.91
DQ73HPY58R	WAKEFERN FOOD CORP.	\$ 8,273,876.27
DY2EHQCVDT	WALMART	\$ 313,981,751.17
DSTVCMH67Z	WASHINGTON SEA FOODS INC	\$ 7,953,939.96
DL92RQPZSY	WD SEAFOOD LLC	\$ 149,146.81
DRSHMDQBA3	WEGMANS FOOD MARKETS INC	\$ 10,955,614.47
DYWPGT8S5N	WEIS MARKETS INC	\$ 279,505.12
D7VR3Z4HX8	WEST BAY SEAFOOD COMPANY INC	\$ 29,154,099.67
DL2ZMQDJ93	WEST CENTRAL PRODUCE	\$ 2,055,112.10
DYSMHF3N94	WEST COAST FISHERIES CORPPORATION	\$ 5,629,169.44
D562Z9MTUR	WEST SIDE FOODS INC	\$ 99,010.20
DRBWQ6HYV4	WESTERN UNITED FISH CO	\$ 93,148,744.13
DANMKP6JZ8	WESTPORT LOBSTER COMPANY	\$ 88,897.65
DH5KYF6Q47	WHITE ROSE ACCOUNTING GROUP	\$ 18,581.64
DV7B3NSXMR	WHOLE FOODS MARKET	\$ 19,163,644.31
DQBM2L3TP7	WOODSMOKE PROVISIONS LLC	\$ 23,618.19
DSHYE7C2FK	YAMA SEAFOOD INC	\$ 8,032,228.99
DAW9UNT5PR	YOUNG OCEAN INC	\$ 13,321,715.54
Totals:		247 \$ 6,535,252,667.12

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA**

CASE NO. 19-21551-CIV-ALTONAGA/Louis

**In re: FARM-RAISED SALMON
AND SALMON PRODUCTS
ANTITRUST LITIGATION**

_____ /

**[PROPOSED] ORDER GRANTING PLAINTIFFS' MOTION FOR DISTRIBUTION OF
THE CLASS SETTLEMENT FUND**

On July 25, 2022, Plaintiffs, through their counsel Hausfeld LLP and Podhurst Orseck P.A. (“Class Counsel”), moved for Final Approval of Settlement with All Defendants, Certification of Settlement Class, and Incorporated Memorandum of Law (“Motion for Final Approval,” ECF No. 539) regarding Plaintiffs’ Motion for Attorney Fees and Reimbursement of Litigation Expenses and Incorporated Memorandum of Law (ECF No. 533), Plaintiffs’ Motion for Preliminary Approval of Settlement with All Defendants, Preliminary Certification of Settlement Class, and Approval of Class Notice (ECF No. 524), and Order on Motion for Miscellaneous Relief (ECF No. 525).

On September 8, 2022, the Court held a Fairness hearing, after which the Court granted Plaintiffs’ Motion for Final Approval (“Final Approval Order,” ECF No. 543).

On October 4, 2023, Plaintiffs, through their Class Counsel, moved for the distribution of the class settlement fund (the “Motion for Distribution,” ECF No. 548).

The Court having reviewed the Motion for Distribution, Plaintiffs’ plan (“the Plan”) to distribute the Class Settlement Fund (“CSF”) under this Court’s jurisdiction in this matter and directing distribution, the steps of distribution set forth in the Motion for Distribution, the supporting declaration, accompanying exhibits, and the record,

it is hereby **ORDERED AND ADJUDGED** that:

- (1) Plaintiffs’ Motion for Distribution (ECF No. 548) is **GRANTED**.
- (2) The Plan is approved, and the CSF, less a reserve for administrative costs as defined and detailed in the Plan, shall be distributed in accordance with the Plan.

IT IS SO ORDERED.

October ____, 2023

CHIEF JUDGE CECILIA M. ALTONAGA
UNITED STATES DISTRICT COURT JUDGE