

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF VERMONT

<u>ALICE H. ALLEN, et al.,</u>)	
)	
Plaintiffs,)	
)	
v.)	Civil Action No. 5:09–CV–00230–cr
)	
DAIRY FARMERS OF AMERICA, INC., and)	
DAIRY MARKETING SERVICES, LLC,)	
)	
<u> Defendants.</u>)	

**Notice of Subclass Members Who Have Sent a Notice of
Intent to Appear at the May 13th Fairness Hearing**

The following individuals have sent a Notice of Intent to Appear to the Court to be able to speak at the May 13, 2016 Fairness Hearing in compliance with the procedures described in the Court-approved Notice.

A. Individuals from Subclass Representative Farms who sent a notice of intent to appear:

1. Laurence E. & Alice H. Allen (ECF No. 2032)
2. Darrell J. Aubertine (ECF No. 1738)
3. Jonathan and Claudia Haar (ECF No.1765)¹
4. Reynard Hunt (ECF No. 1843)
5. Peter and Marilyn Southway (ECF No. 1749)
6. Stephen H. Taylor (ECF No. 1736)

B. Other Subclass Members who sent a notice of intent to appear:

1. Patty Bikowsky (ECF No. 1772)
2. Paul C. Bourbeau (ECF No. 2061)²

¹ Joshua Haar, Jonathan and Claudia Haar’s son, also filed a notice of intent to speak at the Fairness Hearing in accordance with the procedures outlined in the Notice. See ECF No. 1630. In accordance with the Court’s ruling at its May 5, 2016 telephonic hearing that the children of farm owners will not be afforded an opportunity to speak at the hearing, Mr. Joshua Haar is not listed above.

² According to the Court’s May 9, 2016 Order, Paul Bourbeau, Jane Clifford, Heidi Dolloff, Jerrel Heatwole, Ed King, Rob Morrill, Darlene Reynolds, Julia Robbins, Robin Sweet, and Charlie Treat submitted their notices of intent to speak at the hearing after the April 29, 2016 postmark deadline. ECF No. 2072. The Court provided these farmers an opportunity to provide

3. Larry Burgin (ECF No. 1767)
4. Jane Clifford (ECF No. 2067)*
5. Bryan Davis (ECF No. 1989)
6. Ken Dibbell (ECF No. 722)
7. Heidi Dolloff (ECF No. 2058)*
8. David Galley (ECF No. 1766)
9. Clement Gervais (ECF No. 1987)
10. Jerrel Heatwole (ECF No. 2068)*
11. Patrick Howrigan (ECF No. 1984)
12. Harold Howrigan Jr. (ECF No. 2006)
13. Wayne Hurtubise (ECF No. 1986)
14. Roderick B. Jennison (ECF No. 1751)
15. Ed King (ECF No. 2064)*
16. John J. King, through Gary Genske, C.P.A. (ECF No. 1747)
17. Lisa Knapton (ECF No. 1841)
18. Mark Magnan (ECF No. 1991)
19. Tim Magnant (ECF No. 1992)
20. Tim Maxham (ECF No. 1983)
21. Connie Menard (ECF No. 1990)
22. William S. Moody (ECF No. 1798)
23. Rob Morrill (ECF No. 2066)*
24. William Olin (ECF No. 1750)
25. Darlene Reynolds (ECF No. 2065)*
26. Douglas Ricker (ECF No. 1748)
27. Julia Robbins (ECF No. 2057)*
28. Bill Rowell (ECF No. 1985)
29. Paul Stanley (ECF No. 1988)
30. Robin Sweet (ECF No. 2056)*
31. Charlie Treat (ECF No. 2063)*
32. David Ward (ECF No. 1755)
33. Lyle Wood (ECF No. 1741)

the Court with a reason for deeming their notices timely. *Id.* These farmers are denoted with an asterisk next to their name. Subclass Counsel did receive all of these letters (except that of Robin Sweet) in an envelope postmarked April 29, 2016. Subclass Counsel is obviously unaware of the postmark date for the letters that were sent to the Court.

Dated May 9, 2016

Respectfully submitted,

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Counsel for the DFA/DMS Subclass

CERTIFICATE OF SERVICE

I certify that on the 9th day of May, 2016, a true and correct copy of the foregoing:
Notice of Subclass Members Who Have Sent a Notice of Intent to Appear at the May 13th
Fairness Hearing was served by operation of the electronic filing system of the U.S. District
Court for the District of Vermont upon all counsel who have consented to receive notice of
filings in the matter styled *Allen, et al. v. Dairy Farmers of America, et al.*, Case No. 5:09-cv-
00230-cr.

/s/ Brent W. Johnson
Brent W. Johnson