

IMPORTANT LEGAL NOTICE:

YOU MAY BE ENTITLED TO BENEFITS FROM A CLASS ACTION SETTLEMENT

A proposed settlement has been reached in a class action alleging that Manna Pro Products, LLC, now known as Manna Pro Products, LLC (“Manna Pro”) manufactured, marketed, advertised, and sold bags of premium rabbit food under the label Select Series Pro Formula Rabbit Food, which represented that it contained no corn, when certain bags of the product sold in California were found to contain corn. Plaintiff brought claims under California’s False Advertisement and Unfair Competition Laws (California Business & Professions Code §§17200, 17500 et seq.) Defendant strongly denies any claims of wrongdoing, but has agreed to settle the lawsuit (defined below) to avoid the burden and cost of further litigation. You are a Settlement Class member if you purchased a bag of Select Series Pro Formula Rabbit Food while residing in California between January 30, 2014 and May 14, 2019. Such products will be referred to herein as “Qualifying Products.” Manna Pro’s records, and records from third party retailers who carried Manna Pro products during this time period indicate that you may have purchased a Qualifying Product. Capitalized terms used in this Notice, other than those defined in this Notice, shall have the same meaning as set forth in the Settlement Agreement.

Your Legal Rights Are Affected Even If You Do Not Act. Please Read This Notice Carefully.

A SUMMARY OF YOUR RIGHTS AND CHOICES

You May:	Summary:	Due Date:
Submit a Claim Form	If you are a valid Settlement Class Member and wish to receive a monetary recovery, you need to complete and submit the enclosed Claim Form, either by mailing it to Hale v. Manna Pro Products, P.O. Box 26170, Santa Ana, CA 92799 or submitting it online at www.MannaProSettlement.com . After the Settlement’s Effective Date and the Court’s final approval of the Settlement, you will then receive a check in the mail for a pro-rata share of the settlement fund.	Valid Claim Form must be submitted online or postmarked by June 9, 2021.
Do Nothing	If you do nothing, you will become a Class Member bound by the terms of the Settlement Agreement and Final Judgment, thus forfeiting your right to sue on your own regarding any claims that are part of the settlement. However, your failure to timely submit a Valid Claim Form will forfeit your right to receive a monetary recovery.	August 2021
Ask to Be Excluded	You can opt out of the settlement by submitting a Valid Exclusion Request to the Claims Administrator. If you do so, you will not be eligible to receive a settlement payment. But you will retain the right to sue on your own regarding any claims that are part of the settlement.	Valid Exclusion Form must be submitted online or postmarked by May 10, 2021.
Submit an Objection	You may remain a part of the settlement and write to the Court and object to the settlement. You may appear and speak at the Final Approval Hearing on your own or through a lawyer hired by you at your own expense. If the settlement is approved over your objection, however, you will receive a check in the mail a pro rata share of the settlement fund for the Qualifying Product that you indicate that you purchased after the settlement’s Effective Date and after the Court grants final approval of the settlement. You will be bound by the settlement and give up your right to sue on your own regarding any claims that are part of the settlement.	May 10, 2021

THESE RIGHTS AND OPTIONS

– AND THE DEADLINES TO EXERCISE THEM –

ARE EXPLAINED IN THIS NOTICE.

WHAT THIS NOTICE CONTAINS

BASIC INFORMATION

- | | | |
|----|--|---|
| 1. | Why is there a Notice? | 2 |
| 2. | What is a class action and who is involved? | 2 |
| 3. | What lawsuit is involved in this settlement? | 2 |
| 4. | What is this Class Action about? | 3 |
| 5. | Why is there a settlement? | 3 |

SETTLEMENT MEMBERS

6. Am I a member of the Settlement Class? 3

THE PROPOSED SETTLEMENT

7. What benefits will I receive as a Settlement Class Member? 4
8. Are settlement benefits available now? 4

YOUR RIGHTS AND OPTIONS

9. What happens if I do nothing? 4
10. If I remain in the Settlement Class, what claims do I give up? 4
11. Why would I ask to be excluded? 4
12. How do I exclude myself from the Settlement Class? 4
13. Can I object to the settlement? 4
14. When is the Final Approval Hearing? 5
15. Do I have to attend the Final Approval Hearing? 5
16. What is required if I object and want to attend the Final Approval Hearing? 5
17. May I speak at the Final Approval Hearing? 6

THE LAWYERS REPRESENTING YOU

18. Does the Settlement Class have a lawyer? 6
19. Should I hire my own lawyer? 6
20. How will Class Counsel be paid? 6
21. Will the Class Representative request any payments in addition to the settlement benefits? 6

MORE INFORMATION

22. Where can I get more information? 6
23. May I contact the Court or Defendant directly? 6

BASIC INFORMATION**1. Why is there a Notice?**

The purpose of this Notice is to inform potential class members about the proposed settlement of a class action lawsuit. This Notice explains:

- What the lawsuit and the settlement are about.
- Who is a member of the Settlement Class.
- Who represents the Settlement Class Members in the lawsuit.
- What your legal rights and choices are.
- How and by when you need to act.

2. What is a class action and who is involved?

In a class action lawsuit, one or more people, called “Named Plaintiffs” or “Class Representatives,” sue on behalf of people who the Named Plaintiff believes has similar claims. The people together are called the “Class” or “Class Members.” In this case, the Named Plaintiff and the company being sued, the Defendant, have reached a proposed settlement. A Court is considering whether to approve the settlement, so it has allowed, or “certified,” this case as a class action for settlement purposes only. All decisions that the Court makes concerning the settlement will affect everyone in the Settlement Class.

3. What lawsuit is involved in this settlement?

A class action was filed, as amended, in the United States District Court for the Eastern District of California entitled *Ashley Hale v. Manna Pro Products, LLC, Case No. 2:18-cv-00209-KJM-DB (the "Hale Action")*. This lawsuit is referred to as the "Class Action."

4. What is this Class Action about?

The Class Action claims Manna Pro marketed and sold Select Series Pro Formula Rabbit Food marked as containing "no corn" when certain bags of the product sold in California were found to contain corn. The Class Action asks to refund a portion of the money Class members paid to purchase the Qualifying Products, to correct the advertisements on the Select Series Pro Formula Rabbit Food bags moving forward, and for attorneys' fees and costs.

Defendant strongly denies any wrongdoing, but has agreed to settle the Class Action in order to avoid the burden and cost of further litigation.

5. Why is there a Settlement?

The Court did not decide in favor of the Named Plaintiffs or Defendant. The Class Representatives and Class Counsel (listed below) believe that the claims asserted in the Class Action have merit, but believe that the settlement is in the best interests of the Settlement Class. Class Counsel has evaluated information made available in the course of the lawsuit and settlement negotiations and have taken into account the risks and uncertainties of proceeding with the Class Action. Those risks include the uncertainty of obtaining and maintaining class certification, prevailing on the merits, proving substantial damages at trial, and prevailing on post-trial motions and likely appeals. Based upon the consideration of these and other factors, including the substantial time and expense of further litigation, Class Counsel believe that it is in the best interests of the Settlement Class to settle the Class Action on the terms described below.

Defendant strongly denies any wrongdoing and does not believe it has any liability to the Class Representative or the Settlement Class. However, Defendant believes that it is in its best interest to settle the Class Action under the terms of the Settlement Agreement and obtain closure on these matters to avoid the uncertainty, expense, and diversion of business resources resulting from further litigation.

The Parties engaged in settlement negotiations, participated in mediation before a professional mediator, and shared information pertaining to the claims asserted in the Class Action before reaching the settlement.

This Notice does not imply that any court has found or would have found that Defendant violated the law, that a class would have been certified, or that any member of the class would have recovered any amount of damages if the Class Action were not settled.

WHO IS IN THE SETTLEMENT?

6. Am I a Member of the Settlement Class?

You are a member of the Settlement Class if:

- You purchased a bag of Select Series Pro Formula Rabbit Food while residing in California between January 2014 until May 14, 2019.
- And you are not a current or former employee, officer, director, agent, or legal representative of Manna Pro Products, or its affiliated entities.

THE TERMS OF THE PROPOSED SETTLEMENT

This Notice provides a summary of some, but not all, of the terms of the Settlement Agreement. [Click here] www.MannaProSettlement.com to see a copy of the entire Settlement Agreement. The Settlement Agreement must be approved by the Court and become "Final" before any benefits are paid.

The settlement will provide for payment of a pro rata share of the settlement fund of \$62,500.00 to each Class Member who purchased a bag of Select Series Pro Formula Rabbit Food during the class period. The settlement also provides that Manna Pro will pay reasonable attorneys' fees and costs to Plaintiff's Counsel, in an amount to be approved by the Court, as well as the cost of notice and administration of the settlement. The settlement also provides that Defendant will pay an incentive award to named Plaintiff Ashley Hale, not to exceed, \$7,500.00.

7. What benefits will I receive as a member of the Settlement Class?

After the Court grants final approval of the Settlement, each Settlement Class Member who submitted a Valid Claim Form as described above will receive a check in the mail for a pro rata share of the settlement amount for the Select Series Pro Formula Rabbit Food that they attest that they purchased on their Claim Form during the applicable time period

8. Is there any money available now?

No. No money or benefits are available now because the Court has not yet decided whether to approve the settlement and because it is not yet final. There is no guarantee that money or benefits will ever be distributed.

YOUR RIGHTS AND OPTIONS

This Notice is being sent to you so that you can decide whether to participate in the settlement.

9. What happens if I do nothing?

If you do nothing, you will become a Class Member bound by the terms of the Settlement Agreement and Final Judgment, thus forfeiting your right to sue on your own regarding any claims that are part of the settlement. **However, your failure to timely submit a Valid Claim Form will forfeit your right to receive your portion of the Settlement Fund.**

10. If I remain in the Settlement Class, what claims do I give up?

If you remain in the Settlement Class, you give up your right to sue in court or arbitration or be part of any other lawsuit or arbitration against Defendant or its affiliates regarding any issues related to the Released Claims (please see the Settlement Agreement for the claims and parties that will be released). Additionally, all of the Court's orders will apply to you and legally bind you.

11. Why would I ask to be excluded?

You may want to exclude yourself from the Settlement Class if you already have filed (or intend to file) a lawsuit or arbitration against Defendant or its affiliates for the Released Claims and want to continue that lawsuit or arbitration individually, on your own behalf. If you do not exclude yourself, you will be legally bound by all orders of the Court regarding the Settlement Class, the Settlement Agreement, and the Released Claims. All Settlement Class Members who do not ask to be excluded will be forever barred from asserting against Defendant and its affiliates any and all actions, claims, causes of action, proceedings, or rights of any nature and description whatsoever regarding the Released Claims, as more fully described in the Settlement Agreement. Settlement Class Members who request exclusion shall **not** be entitled to recover any benefits from the settlement. Settlement Class Members who request exclusion will **not** receive a check in the mail after the settlement becomes Final.

12. How do I exclude myself from the Settlement Class?

You may exclude yourself ("opt out") from the Settlement Class by submitting an Opt-Out Form available at the Settlement Website, www.MannaProSettlement.com. You may submit this form electronically through the Settlement Website or you may print out the form and mail it to the Settlement Administrator. If you choose to mail your Opt-Out Form, please send it to the following address:

Hale v. Manna Pro Products,
P.O. Box 26170, Santa Ana, CA 92799

The Opt-Out Form must be submitted electronically or postmarked **no later than May 10, 2021.**

If you exclude yourself from the settlement, you cannot object to the settlement and you will **not** receive any money or other benefits from the Settlement.

However, you may rescind your request for exclusion by providing written notice of withdrawal to the Settlement Administrator no more than fourteen (14) days after the Final Approval Hearing.

13. Can I object to the settlement?

Yes, but **not** if you exclude yourself from the Settlement Class. Objecting is simply telling the Court that you do not like something about the settlement but that you elect to remain in the Settlement Class. All objections that are served on the Settlement Administrator by the deadline of **May 10, 2021** will be considered at the Final Approval Hearing on **May 28, 2021**. If you do not serve an objection, you waive your right to appeal any Court order or judgment related to the settlement. If the settlement is ultimately approved over your objection, you will receive a check in the mail for a pro rata share of the settlement fund for the Select Series Pro Formula Rabbit Food that you purchased between January 2014, and the May 14, 2019, after the settlement's

Effective Date and after the Court grants final approval of the settlement. You will be bound by the settlement and give up your right to sue on your own regarding any claims that are part of the settlement.

To object to the settlement, you must submit a written objection to the Clerk of the Court, by the objection deadline. Please note you must submit an objection to the Settlement Administrator if you intend to appear and speak at the Final Approval Hearing.

Your written objection must include:

- The name and case number of this lawsuit;
- Your full name, address, and mobile telephone number;
- A written statement of all grounds for your objections accompanied by any legal support for such objections;
- Copies of any papers, briefs or other documents upon which your objection is based;
- A written statement as to whether you intend to appear at the Final Approval Hearing;
- A declaration setting forth any other objections submitted by you or your counsel (if any) to any class action settlement submitted in any court (whether state, federal or otherwise) in the United States in the previous five (5) years, along with the case name(s) and case number(s) of any other such matters to which you have objected; and
- If you intend to appear at the Final Approval Hearing through counsel at your own expense, you must also identify the attorney(s) representing you who will appear at the Final Approval Hearing.

The deadline to submit your objection is **May 10, 2021**. The address for the Clerk of the Court is:

Clerk of the Court
U.S. District Court for the Central District of California
350 West First Street
Los Angeles, CA 90012

You must also mail a copy of your Objection to Class Counsel and Manna Pro's Counsel at the following addresses:

CLASS COUNSEL

Todd M. Friedman, Esq.
The Law Offices of Todd M. Friedman, P.C.
21550 Oxnard Street, Suite 780
Woodland Hills, CA 91367

MANNA PRO'S COUNSEL

Laura Bentele
Armstrong Teasdale
7700 Forsyth Blvd., Suite 1800,
St. Louis, Missouri 63105

14. When is the Final Approval Hearing?

The Court will hold a Final Approval Hearing no later than 28 days after Class Counsel has moved for entry of the Final Approval Order, on May 28, 2021, at 10:00 a.m. in Courtroom 3 of the United States District Court for the Eastern District of California, the Honorable Honorable Kimberly J. Mueller presiding, located at Robert T. Matsui United States Courthouse, 501 I Street, Sacramento, CA 95814. The date of the Final Approval Hearing may change, so please refer to the settlement website to confirm the date and time of the Final Approval Hearing. At the Final Approval Hearing, the Court will consider if:

- The settlement is fair, reasonable, and adequate;
- The settlement should be approved; and
- Any objections to the settlement and, if so, whether those are valid.

15. Do I have to attend the Final Approval Hearing?

No. Your attendance at the Final Approval Hearing is not required even if you submit a written objection. However, you or your attorney may attend the hearing at your own expense.

16. What is required if I object and want to attend the Final Approval Hearing?

In addition to the requirements for submitting objections, as listed above in question 13, if you and/or your attorney intend to appear at the Final Approval Hearing, you must provide to the Settlement Administrator (who shall forward it to Class Counsel and Defense Counsel) and file with the Clerk of the Court a notice of intention to appear at the Final Approval Hearing no later than thirty (30) days before the Final Approval Hearing or as the Court may otherwise direct.

The address for the Clerk of the Court is:

Clerk of the Court
U.S. District Court for the Eastern District of California
501 I Street, Sacramento, CA 9581

You may file the notice of intention to appear in person or electronically in the case of *Ashley Hale v. Manna Pro Products, LLC*, Case No. 2:18-cv-00209-KJM-DB in the United States District Court for the Eastern District of California.

17. May I speak at the Final Approval Hearing?

Yes, you may speak at the Final Approval Hearing to object to the proposed settlement, but only if you have submitted a written objection and filed a notice of intention to appear as described above (unless the Court provides otherwise). You may also enter an appearance through an attorney hired at your own expense.

THE LAWYERS REPRESENTING YOU

18. Does the Settlement Class have a lawyer?

Yes. The Court appointed the **Law Offices of Todd M. Friedman, P.C.** to represent you and the other Settlement Class Members. They are called “Class Counsel.” More information about this law firm, their practices, and their lawyers is available at <http://www.toddflaw.com>.

19. Should I hire my own lawyer?

You do not need to hire your own lawyer because Class Counsel is working on your behalf. However, you may hire an attorney at your own expense to represent you and speak on your behalf.

20. How will Class Counsel be paid?

If the Court approves the Settlement Agreement at the Final Approval Hearing, then Class Counsel will ask the Court for an award of reasonable attorneys’ fees and costs in an amount to be determined by the Honorable Court based on Class Counsel’s efforts in litigating this matter.

21. Will the Class Representative request any payments in addition to the Settlement Benefits?

Yes. Class Counsel will request that the Court grant an incentive award of up to \$7,500.00 for Class Representative Ashley Hale.

MORE INFORMATION

22. Where can I get more information?

This Notice is only a summary of relevant court documents. [Click here] www.MannaProSettlement.com to see complete copies of case-related documents. If you have further questions, you may:

- Call the toll free number: 888-427-9230
 - Write to the Settlement Administrator:
Hale v. Manna Pro Products,
P.O. Box 26170,
Santa Ana, CA 92799
 - If you wish to contact Class Counsel regarding the settlement, you may contact them directly as follows:
Todd M. Friedman, Esq.
Law Offices of Todd M. Friedman, P.C.
21550 Oxnard Street, Suite 780
Woodland Hills, CA 91367
Tel.: (877)- 619-8966

23. May I contact the Court or Defendant directly?

Please do not contact the Court, Defendant or Defense Counsel regarding this settlement. They cannot provide you any advice.