

CORN SEED SETTLEMENT PROGRAM CLAIMS PROCESSING PROCEDURE			
Number	CPP-6	Effective Date	4/26/19
Subject	Deadline Extensions and Fee Waivers		

1. *Defined Terms.* All capitalized terms used and not expressly defined in this Claims Processing Procedure (“CPP”) shall have the meanings attributed to them in the Agrisure Viptera/Duracade Class Settlement Agreement, executed on February 26, 2018 (“Settlement Agreement”).

2. *Purpose of this CPP.* The Settlement Agreement and Claims Processing Procedures approved by the Court set deadlines for Class Members to: (1) submit a Claim Form; (2) respond to notices from the Claims Administrator; and (3) submit an appeal (collectively, “Settlement Program Deadlines”). This CPP establishes rules for: (1) requests for relief from Settlement Program Deadlines; and (2) requests to waive the Appeal Fee established in the Claims Processing Procedure on the Appeals Process (“CPP-3”).

3. *Relief from Settlement Program Deadlines.* The Special Master may grant relief from a Settlement Program Deadline if the Class Member shows good cause for missing the deadline and the request is reasonable under the circumstances. When considering the request, the Special Master may consider the timing of the request and may be more lenient in granting requests submitted before or just after a Settlement Program Deadline than in granting requests submitted much later than the Settlement Program Deadline. All decisions are in the sole discretion of the Special Master. Based upon the proof submitted by the Class Member, the Special Master may consider the following conditions and circumstances as potential good cause grounds for relief:

- (a) **Death of a Family Member or Close Friend:** A death of a family member or close friend prevented a Class Member from complying with a Settlement Program Deadline.
- (b) **Medical Hardship:** A medical hardship prevented the Class Member from complying with a Settlement Program Deadline.
- (c) **Family Matter:** The Class Member experienced a family matter or crisis that prohibited him or her from complying with a Settlement Program Deadline.
- (d) **Force Majeure:** An event or effect, such as an act of nature (*e.g.*, flood or hurricane), that prevented a Class Member from complying with a Settlement Program Deadline.
- (e) **Out of the United States:** The Class Member was travelling out of the United States and that prohibited him or her from complying with a Settlement Program Deadline.
- (f) **Other grounds** that the Special Master determines appropriate.

4. *Timing and Form of Requests for Relief.* A Class Member may submit a request for relief from a Settlement Program Deadline before the deadline passes or within a reasonable time after the deadline has passed. The request for relief must be submitted to the Claims Administrator in writing.

5. *Appeal Fee Waiver for Financial Hardship.* Pursuant to CPP-3, Class Members requesting an Appeal must pay a \$500 Appeal Fee. The Appeal cannot proceed without payment of this Appeal Fee. A Special Master will consider waiving the Appeal Fee for Class Members who reasonably demonstrate a financial hardship that prevents them from paying the Appeal Fee. All decisions on Appeal Fee waiver requests will be in the sole discretion of the Special Master. The Class Member must provide financial information to support the request to waive the Appeal Fee, such as:

- (a) Proof of receipt of government assistance.
- (b) Eviction or foreclosure notices, orders or judgments.
- (c) Garnishment orders.
- (d) Proof of termination or threat of termination of utility services, such as copies of bills indicating overdue amounts or demand letters.
- (e) Overdue notices, overdraft notices, creditor demands or suits, or judgments.
- (f) Proof of bankruptcy or receivership petitions or filings.
- (g) Other documentation the Special Master deems sufficient to demonstrate a financial hardship.

6. *Duration of this CPP.* This CPP shall apply to all Class Members and may be modified, overruled, replaced or terminated by Order of the United States District Court for the District of Kansas.