

Corn Seed Settlement Program



CF-03

ETHANOL PRODUCTION FACILITY CLAIM FORM

This Claim Form and Consent Authorization will be used by the Claims Administrator for the sole purpose of processing claims under the Settlement. You can submit an electronic Claim Form in just a few quick and easy steps on the settlement website at **www.CornSeedSettlement.com**. The online filing system is quicker, more efficient, has online help and will ask you only those questions required for your claim. If you cannot submit your claim online, complete, sign, and return this Claim Form to:

Corn Seed Settlement Program Claims Administrator, P.O. Box 26226, Richmond, VA 23260.

I. Contact Information

Use the mailing address where you typically receive mail and are most likely to timely receive notices from the Claims Administrator. It is your responsibility to ensure that your current contact information is on file with the Claims Administrator at all times and you must promptly update your address if you move.

Business Name

Authorized Representative

First

Middle

Last

Suffix

Mailing Address

Street Address 1

Street Address 2

City

State/Province

Zip Code/Postal Code

Country

Tax ID Number

Email Address

Phone Number

Choose your preferred method of written communication (choose all that apply):

☐ Email

☐ U.S. Mail

II. Attorney and Law Firm Information

If you hired a lawyer to file a lawsuit against Syngenta, identify your lawyer below. If you have not hired a lawyer, skip to Section III. You do not need a lawyer to make a claim.

Firm Name			
Contact Person	First	Middle	Last
Mailing Address	Street Address 1		
	Street Address 2		
	City	State	Zip Code
Email Address			
Phone Number			

III. Ethanol Production Facility Information

Provide information regarding each Ethanol Production Facility where you produced Dried Distillers Grains (DDGs) and then priced those DDGs for sale. This Section must be completed for each Ethanol Production Facility associated with this Tax ID Number. Copy this Section to provide additional Ethanol Production Facility information and attach it to the Claim Form.

Facility Name			
Type of Facility			
Facility Address	Street Address 1		
	Street Address 2		
	City	State/Province	
	Zip Code/Postal Code	Country	
Total Throughput			

1. Short Tons of DDGs Priced for Sale: For each Marketing Year, state the short tons of DDGs sold during the Class Period.

(Attach to your Claim Form documents sufficient to show (a) the Production Capacity of each Ethanol Production Facility; and (b) the number of short tons of DDGs sold during all Marketing Years within the Class Period.)

2013-14	2014-15	2015-16	2016-17	2017-18

2. Did you own this Ethanol Production Facility from September 15, 2013 to April 10, 2018?

☐ YES

☐ NO

3. If you answered NO to Question 2, list the dates of ownership for the entire period between September 15, 2013 to April 10, 2018:

IV. Declaration and Signature

By signing this form:

1.	I declare that I am the person entitled and/or authorized to make claims for the short tons listed in this Claim Form, and that no other person or entity has made claims for the short tons listed in this Claim Form to the best of my knowledge.
2.	If the Ethanol Production Facility is a business or other legal entity, I certify that I am authorized to act on behalf of the Ethanol Production Facility submitting this Claim Form.
3.	I declare under penalty of perjury that the foregoing information in this Claim Form and contained in my supporting documents is true and correct. I understand that my Claim Form and supporting documents may be subject to audit, verification, and review

Signature of Authorized Representative			Date	____/____/____ (Month) (Day) (Year)	
Printed Name	First	Middle	Last	Suffix	
Title					

Corn Seed Settlement Program



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INSTRUCTIONS FOR FILLING OUT THE ETHANOL PRODUCTION FACILITY CLAIM FORM

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1. HOW TO FILL OUT THE ETHANOL PRODUCTION FACILITY CLAIM FORM

General Instructions

These instructions will take you step-by-step through the hard copy Ethanol Production Facility Claim Form. You can submit an electronic Claim Form in just a few quick and easy steps on the Settlement Website at **www.CornSeedSettlement.com**. The online filing system is quicker, more efficient, has online help and will require you to answer only those questions that apply to your claim. **You should fill out the online Claim Form if at all possible.**

Complete this Ethanol Production Facility Claim Form if you are filing this claim for an ethanol plant, biorefinery, or other entity in the United States that produced or purchased Dried Distillers Grains (DDGs) in the United States and priced those DDGs for sale from September 15, 2013 to April 10, 2018. A separate Claim Form must be provided for each Taxpayer Identification Number (TIN). You can submit multiple Ethanol Production Facilities on this Claim Form, if they have the same TIN.

Do not use this Claim Form if:

1. You are filing a claim for an Grain Handling Facility or if you are a Producer who is a farmer, renter, owner or landlord of a farm and had an Interest in Corn produced in the United States. There are separate Claim Forms for Grain Handling Facilities and Producers available on the Settlement Website.
2. You are not a member of the Settlement Class. Section 1.1 of the Settlement Agreement defines the Settlement Class as:

Any Person in the United States during the Class Period [who] owned any Interest in Corn in the United States priced for sale during the Class Period and falls into one of the four sub-classes set forth in Section 1.2 [of the Settlement Agreement]". Section 1.3 of the Settlement Agreement excludes the following from the Settlement Class: (a) the Court and its officers, employees, appointees, and relatives; (b) Syngenta and its affiliates, subsidiaries, officers, directors, employees, contractors, agents and representatives; (c) all plaintiffs' counsel in the MDL Actions or the Related Actions; (d) government entities; (e) Opt-Outs; and (f) the Excluded Exporters.

Your claim package must include:

1. The Ethanol Production Facility Claim Form;
2. Documents showing the Production Capacity of each Ethanol Production Facility;
3. Documents showing the number of short tons of DDGs sold during all Marketing Years within the Class Period; and
4. Documents showing you are the person entitled and/or authorized to make claims for the short tons listed in this Claim Form.

Type all responses or print clearly in blue or black ink. If there is not enough space for your responses, copy the applicable page to add the additional information and attach it to the completed Claim Form. The capitalized terms in this form are defined in the Settlement Agreement, which is available at **www.CornSeedSettlement.com** or by calling toll free 1-833-567-2676. For your convenience, there also is a glossary of select terms included at the end of these instructions.

1. HOW TO FILL OUT THE ETHANOL PRODUCTION FACILITY CLAIM FORM

Your Claim Form must be mailed to the Claims Administrator and postmarked no later than October 12, 2018. Failure to meet this deadline will preclude you from receiving an award.

If your claim is selected for audit review under Section 3.7.3.4 of the Settlement Agreement, you may be required to submit additional records or information.

I. Contact Information

Enter contact information for the authorized representative in Section I. Use the mailing address where you typically receive mail and are most likely to timely receive notices from the Claims Administrator. It is your responsibility to ensure that your current contact information is on file with the Claims Administrator at all times and you must promptly update your address if anything changes.

Name of Field	Instructions
Business Name	Enter the business name of the ethanol plant, biorefinery, or other business entity.
Authorized Representative	Enter the first name, middle name, last name and suffix (if applicable) of the authorized representative. The authorized representative is the person entitled to or authorized to make claims for the short tons of DDGs listed in this Claim Form.
Mailing Address	Enter the mailing address as follows: (a) Street address or P.O. box number in "Street Address 1"; (b) Unit, suite, or apartment number in "Street Address 2"; (c) City; (d) State or province (if in a foreign country); (e) Zip Code or Postal Code; and (f) Country. Use the mailing address where you typically receive mail if this is different from the location of the Ethanol Production Facility.
Tax ID Number	Enter the Employer Identification Number or Taxpayer Identification Number of the business entity.
Email Address	If you agree that the Claims Administrator may contact you by email, enter the email address of the authorized representative.
Phone Number	If you agree that the Claims Administrator may contact you by phone, enter the phone number where you can be reached. The Claims Administrator will only use this phone number if we need additional information to evaluate your claim.
Choose your preferred method of written communication	Select whether you would like to receive written communications by U.S. Mail or email. The Claims Administrator will use the option you selected to send you official notices regarding the evaluation and outcome of your claim. You will receive notices quicker if you select email.

1. HOW TO FILL OUT THE ETHANOL PRODUCTION FACILITY CLAIM FORM

II. Attorney and Law Firm Information

If you hired a lawyer to file a lawsuit against Syngenta, identify your lawyer below. If you have not hired a lawyer, skip to Section III. You do not need a lawyer to make a claim. Your lawyer cannot sign and submit the Claim Form for you.

Name of Field	Instructions
Firm Name	Enter the name of the attorney's law firm.
Contact Person	Enter the first name, middle initial, and last name of the attorney you hired to represent you in the Syngenta Corn Seed litigation.
Mailing Address	Enter the attorney's mailing address as follows: (a) Street address or P.O. Box Number in "Street Address 1"; (b) Unit, suite, or office number in "Street Address 2"; (c) City; (d) State; and (e) Zip Code.
Email Address	Enter the attorney's email address.
Phone Number	Enter the attorney's telephone number.

III. Ethanol Production Facility Information

Provide information regarding each Ethanol Production Facility where you produced DDGs and then priced those DDGs for sale for each Marketing Year in the Class Period. A Marketing Year is between September 1st of the given year and August 31st of the following year. For example, Marketing Year 2013 refers to September 1, 2013 to August 31, 2014. Throughout the Claim Form and instructions, this Marketing Year may also be referred to as Marketing Year 2013-14.

If the TIN associated with this Claim Form includes multiple facilities, you must complete this Section for each facility. Copy this Section to provide additional Ethanol Production Facility information and attach it to the Claim Form. For each facility claimed, you must include documentation sufficient to verify (a) the Production Capacity of each Ethanol Production Facility; and (b) the number of short tons of DDGs sold during all Marketing Years within the Class Period.

Name of Field	Instructions
Facility Name	Enter the name of the Ethanol Production Facility.
Type of Facility	Enter the type of Ethanol Production Facility. For example, ethanol plant, biorefinery, dried distillers grain producer, or dried distillers grain purchaser.
Facility Address	Enter the Ethanol Production Facility address as follows: (a) Street address or P.O. Box Number in "Street Address 1"; (b) Unit, suite, or apartment number in "Street Address 2"; (c) City; (d) State or province (if in a foreign country); (e) Zip Code or Postal Code; and (f) Country.

1. HOW TO FILL OUT THE ETHANOL PRODUCTION FACILITY CLAIM FORM

Name of Field	Instructions
Total Throughput	Enter the total throughput or Production Capacity. Production Capacity is the total annual production capability in million gallons (MMgal) of ethanol.
Short Tons of DDGs Priced for Sale	For each Marketing Year 2013 to 2017, state the total number of short tons of DDGs sold during the Class Period. For Marketing Year 2013, state the short tons of DDGs sold from September 15, 2013 to August 31, 2014. For Marketing Year 2017, state the short tons of DDGs sold from September 1, 2017 to April 10, 2018.
Did you own this Ethanol Production Facility from September 15, 2013 to April 10, 2018?	If the business entity owned this Ethanol Production Facility for the entire time frame from September 15, 2013 to April 10, 2018, select YES. If the business entity did not own the Ethanol Production Facility for the entire time frame from September 15, 2013 to April 10, 2018, select NO. If you answered this question YES, skip to Section IV.
If you answered NO to Question 2, list the dates of ownership for the entire period between September 15, 2013 to April 10, 2018	If you answered YES to Question 2, you do not need to answer this question. If you answered NO to Question 2, list the dates of ownership for the facility the entire period between September 15, 2013 to April 10, 2018. For example, if you purchased the facility on August 1, 2000 and sold it on December 31, 2015, you would write that you owned the facility from August 1, 2000 to December 31, 2015.

IV. Declaration and Signature

The authorized representative of the Ethanol Production Facility that is the subject of this Claim Form must sign and date the Claim Form to submit a valid Claim to the Claims Administrator. Section 3.7.3.2 of the Settlement Agreement directs the Claims Administrator to reject any Claim Form that is not properly signed and submitted.

Name of Field	Instructions
Signature of Authorized Representative	Sign your full name as it appears in Section I of the Claim Form.
Date	Enter the date that you signed the Claim Form using this format: MM/DD/YYYY.
Printed Name	Enter your first name, middle initial, last name and suffix (if applicable).
Title	If you are submitting this claim as an authorized representative, write your position of authority here.

2. HOW TO SUBMIT THE ETHANOL PRODUCTION FACILITY CLAIM FORM

Submit the Claim Form using one of the methods described below. **Do not return this instruction booklet with the Claim Form.** If you need to make changes to your submitted Claim Form, you must contact the Claims Administration using one of the methods described in Section 3 of these instructions. You do not need to resubmit a complete Claim Form to make updates.

By Mail

(must be postmarked on or before October 12, 2018)

Corn Seed Settlement Program
Claims Administrator
P.O. Box 26226
Richmond, VA 23260

By Delivery

(must be placed with the carrier on or before 11:59 PM CST October 12, 2018)

Corn Seed Settlement Program
c/o BrownGreer PLC
250 Rocketts Way
Richmond, VA 23231

By Email

(must be received by the Claims Administrator on or before 11:59 PM CST October 12, 2018)

Questions@CornSeedSettlement.com

3. HOW TO ASK QUESTIONS ABOUT THE ETHANOL PRODUCTION FACILITY CLAIM FORM

If you have any questions about the Claim Form or the Settlement Program, contact the Claims Administrator using one of these methods, or visit to view a list of Frequently Asked Questions.

Website

www.CornSeedSettlement.com

Email

Questions@CornSeedSettlement.com

Toll-Free Telephone Number

1-833-567-CORN (2676)

U.S. Mail

Corn Seed Settlement Program
Claims Administrator
P.O. Box 26226
Richmond, VA 23260

4. USEFUL SETTLEMENT AGREEMENT DEFINITIONS

1.	Class Period means September 15, 2013 through the date of the Preliminary Approval Order, which is April 10, 2018.
2.	Corn means Corn produced in the United States, and/or DDGs resulting from that Corn, priced for sale after September 15, 2013.
3.	DDGs means Dried Distillers Grains produced by Ethanol Production Facilities as a byproduct of ethanol production and priced for sale after September 15, 2013.
4.	Ethanol Production Facility means all ethanol plants, biorefineries, or other entities in the United States that during the Class Period produced or purchased DDGs in the United States and priced those DDGs for sale.
5.	Excluded Exporter means Archer Daniels Midland Company, Bunge North America, Inc., Cargill, Incorporated, Cargill, International SA, Louis Dreyfus Company, BV, Louis Dreyfus Company, LLC, Louis Dreyfus Company Grains Merchandising, LLC, Gaviola Grain, LLC, Trans Coastal Supply Company, Inc., Agribase International Inc., or the DeLong Co. Inc., and their respective parent(s) and each of their predecessors, affiliates, assigns, successors, related companies, subsidiary companies, holding companies, insurers, reinsurers, current and former attorneys, and their current and former members, partners, officers, directors, agents, and employees, in their capacity as such, any licensees, distributors, retailers, seed dealers, seed advisors, other resellers, and their insurers, and affiliates, in their capacity as such. Excluded Exporter does not include, however, any Grain Handling Facilities or Ethanol Production Facilities except those operated, owned (in whole or in part, directly or indirectly), or administered by one of the entities specifically listed in this paragraph.
6.	Interest when used in connection with an Ethanol Production Facility's Compensable Recovery Quantity, means the quantity of short tons of DDGs priced for sale by an Ethanol Production Facility.
7.	Marketing Year means from September 1st to August 31st. For example, Marketing Year 2013 refers to the period from September 1, 2013 to August 31, 2014.
8.	Person means a natural person, corporation, limited liability company, other company, trust, joint venture, association, partnership, or other enterprise entity, or the legal representative of any of the foregoing.
9.	Producer means any Person that has an Interest in Corn produced in the United States that was priced for sale during the Class Period, including any owner, operator, landlord, waterlord, tenant, or sharecropper who shares in the risk of producing Corn and who is entitled to share in the Corn crop available for marketing during the Class Period. A landlord who receives a variable rent payable based on a share of the Corn crop or proceeds from the sale of Corn is a Producer. A landlord who receives only a fixed cash amount for renting the land that did not vary with the size of, or pricing for, the Corn crop is not a Producer.
10.	Production Capacity means the total annual production capability in million gallons (MMgal) of ethanol of an Ethanol Production Facility.
11.	Settlement Class means any Person in the United States that during the Class Period who owned any Interest in Corn in the United States priced for sale during the Class Period and falls into one of the four sub-classes set forth in Section 1.2 [of the Settlement Agreement]."

4. USEFUL SETTLEMENT AGREEMENT DEFINITIONS

12.	<p>Settlement Subclasses:</p> <p>Subclass 1 is any Producer in the United States that during the Class Period owned any Interest in Corn in the United States priced for sale during the Class Period, excluding Producers that, at any time prior to the end of the Class Period, purchased Agrisure Viptera and/or Agrisure Duracade Corn Seed and produced Corn grown from Agrisure Viptera and/or Agrisure Duracade Corn Seed.</p> <p>Subclass 2 is any Producer in the United States that during the Class Period owned any Interest in Corn in the United States priced for sale during the Class Period and that, at any time prior to the end of the Class Period, purchased Agrisure Viptera and/or Agrisure Duracade Corn Seed and produced Corn grown from Agrisure Viptera and/or Agrisure Duracade Corn Seed.</p> <p>Subclass 3 is any Grain Handling Facility in the United States that during the Class Period owned any Interest in Corn in the United States priced for sale during the Class Period.</p> <p>Subclass 4 is any Ethanol Production Facility in the United States that during the Class Period owned any Interest in Corn in the United States priced for sale during the Class Period.</p>
13.	<p>Signature means the actual signature by the person whose signature is required on the document. Unless otherwise specified in [the Settlement] Agreement, a document requiring a Signature may be submitted by: (i) an actual original “wet ink” signature on hard copy; (ii) a PDF or other electronic image of an actual signature; or (iii) an electronic signature within the meaning of the Electronic Records and Signatures in Commerce Act, 15 U.S.C. §§ 7001, et seq., the Uniform Electronic Transactions Act, or their successor acts.</p>
14.	<p>Syngenta means Syngenta AG, Syngenta Corporation, Syngenta Crop Protection AG, Syngenta Crop Protection LLC, Syngenta Seeds, LLC (f/k/a Syngenta Seeds, Inc.), collectively with all of their affiliates and predecessor and successor entities.</p>