

# Corn Seed Settlement Program



CF-02

## GRAIN HANDLING 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](http://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.

<b>Business Name</b>				
<b>Authorized Representative</b>	First	Middle	Last	Suffix
<b>Mailing Address</b>	Street Address 1			
	Street Address 2			
	City		State/Province	
	Zip Code/Postal Code		Country	
<b>Tax ID Number</b>				
<b>Email Address</b>				
<b>Phone Number</b>				
<b>Choose your preferred method of written communication</b> (choose all that apply):	<input type="checkbox"/> Email <input type="checkbox"/> 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.

<b>Firm Name</b>				
<b>Contact Person</b>	First	Middle	Last	Suffix
<b>Mailing Address</b>	Street Address 1			
	Street Address 2			
	City	State	Zip Code	
<b>Email Address</b>				
<b>Phone Number</b>				

## III. Grain Handling Facility Information

Provide information regarding each Grain Handling Facility where you purchased and then priced Corn bushels for sale. Include bushels transported, stored or otherwise handled that were subsequently priced for sale. This Section must be completed for each Grain Handling Facility associated with this Tax ID Number. Copy this Section to provide additional Grain Handling Facility information and attach it to the Claim Form.

<b>Facility Name</b>			
<b>Type of Facility</b>			
<b>Facility Address</b>	Street Address 1		
	Street Address 2		
	City	State/Province	
	Zip Code/Postal Code	Country	
<b>Total Storage Capacity</b>			

**1. Bushels Priced for Sale:** For each Marketing Year, state the number of bushels bought and then priced for sale during the Class Period.

(Attach to your Claim Form documents sufficient to show (a) the Storage Capacity of each Grain Handling Facility; and (b) the number of bushels bought and then priced for sale during all Marketing Years within the Class Period. Include bushels transported, stored, or otherwise handled that were subsequently priced for sale.)

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

**2. Did you own this Grain Handling 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 bushels listed in this Claim Form, and that no other person or entity has made claims for the bushels listed in this Claim Form to the best of my knowledge.
2.	If the Grain Handling Facility is a business or other legal entity, I certify that I am authorized to act on behalf of the Grain Handling 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.

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

# Corn Seed Settlement Program



**INS-02**

## **INSTRUCTIONS FOR FILLING OUT THE GRAIN HANDLING FACILITY CLAIM FORM**

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## 1. HOW TO FILL OUT THE GRAIN HANDLING FACILITY CLAIM FORM

### General Instructions

These instructions will take you step-by-step through the hard copy Grain Handling 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](http://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 Grain Handling Facility Claim Form if you are filing a claim for a grain elevator, grain distributor, grain transporter, or any other entity in the United States that (i) purchased Corn and then priced Corn in the United States for sale from September 15, 2013 to April 10, 2018; and/or (ii) purchased Corn and then transported, stored or otherwise handled Corn that was priced for sale from September 15, 2013 to April 10, 2018. You must provide a separate Claim Form for each Taxpayer Identification Number (TIN). However, you can submit multiple Grain Handling 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 Ethanol Production 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 Ethanol Production 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 Grain Handling Facility Claim Form;
2. Documents showing Storage Capacity for each Grain Handling Facility;
3. Documents showing the number of bushels bought and then priced for sale during all Marketing Years within the Class Period. Include bushels transported, stored, or otherwise handled that were subsequently priced for sale; and
4. Documents showing you are the person entitled and/or authorized to make claims for the bushels 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

## 1. HOW TO FILL OUT THE GRAIN HANDLING FACILITY CLAIM FORM

**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.

**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
<b>Business Name</b>	Enter the business name of the grain elevator, grain distributor, grain transporter, grain warehouse or other business entity.
<b>Authorized Representative</b>	Enter the first name, middle name, last name and suffix (if applicable) of the authorized representative. The authorized representative is the person entitled or authorized to make claims for the bushels listed in this Claim Form.
<b>Mailing Address</b>	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 Grain Handling Facility.
<b>Tax ID Number</b>	Enter the Employer Identification Number or Taxpayer Identification Number of the business entity.
<b>Email Address</b>	If you agree that the Claims Administrator may contact you by email, enter the email address for the authorized representative.
<b>Phone Number</b>	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.



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Name of Field	Instructions
<b>Choose your preferred method of written communication</b>	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 much quicker if you select email.

### 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
<b>Firm Name</b>	Enter the name of the attorney's law firm.
<b>Contact Person</b>	Enter the first name, middle initial, last name and suffix (if applicable) of the attorney you hired to represent you in the Syngenta Corn Seed litigation.
<b>Mailing Address</b>	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.
<b>Email Address</b>	Enter the attorney's email address.
<b>Phone Number</b>	Enter the attorney's telephone number.

### III. Grain Handling Facility Information

Provide information regarding each Grain Handling Facility where you purchased and then priced Corn bushels for sale for each Marketing Year in the Class Period. Include bushels transported, stored or otherwise handled that were subsequently priced for sale for each Marketing Year in the Class Period. A Marketing Year is between September 1<sup>st</sup> of the given year and August 31<sup>st</sup> 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 that store, transport, sell or otherwise handle Corn, you must complete this Section for each facility. Copy this Section for each additional Grain Handling Facility and attach it to the Claim Form. For each facility claimed, you must include documentation sufficient to verify (a) the Storage Capacity of each Grain Handling Facility and (b) the number of bushels bought and then priced for sale during all Marketing Years within the Class Period.

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Name of Field	Instructions
<b>Facility Name</b>	Enter the name of the Grain Handling Facility.
<b>Type of Facility</b>	Enter the type of Grain Handling Facility. For example, grain elevator, grain distributor, grain transporter, grain warehouse, Other purchaser of Corn, Other transporter of Corn, or Other handler of Corn.
<b>Facility Address</b>	Enter the Grain Handling 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.
<b>Total Storage Capacity</b>	Enter the total number of Corn bushels that can be stored or transported in existing cars, trucks, bins, elevators, and similar structures owned or operated by the Grain Handling Facility.
<b>Bushels Priced for Sale</b>	<p>For each Marketing Year 2013 to 2017, state the number of Corn bushels bought and then priced for sale during the Class Period.</p> <p>For Marketing Year 2013 state the number Corn bushel bought and then priced for sale from September 15, 2013 to August 31, 2014. For Marketing Year 2017 state the number Corn bushel bought and then priced for sale from September 1, 2017 to April 10, 2018.</p>
<b>Did you own this Grain Handling Facility from September 15, 2013 to April 10, 2018?</b>	<p>If the business entity owned this Grain Handling Facility for the entire time frame from September 15, 2013 to April 10, 2018, select YES.</p> <p>If the business entity did not own the Grain Handling Facility for the entire time frame from September 15, 2013 to April 10, 2018, select NO.</p> <p>If you answered this question YES, skip to Section IV.</p>
<b>If you answered NO to Question 2, list the dates of ownership for the entire period between September 15, 2013 to April 10, 2018:</b>	<p>If you answered YES to Question 2, you do not need to answer this question.</p> <p>If you answered NO to Question 2, list the dates you owned the facility 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.</p>



## 1. HOW TO FILL OUT THE GRAIN HANDLING FACILITY CLAIM FORM

### IV. Declaration and Signature

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

## 2. HOW TO SUBMIT THE GRAIN HANDLING 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.

<b>By Mail</b> (must be postmarked on or before October 12, 2018)	Corn Seed Settlement Program Claims Administrator P.O. Box 26226 Richmond, VA 23260
<b>By Delivery</b> (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
<b>By Email</b> (must be received by the Claims Administrator on or before 11:59 PM CST October 12, 2018)	<a href="mailto:Questions@CornSeedSettlement.com">Questions@CornSeedSettlement.com</a>

## 3. HOW TO ASK QUESTIONS ABOUT THE GRAIN HANDLING 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.

<b>Website</b>	<a href="http://www.CornSeedSettlement.com">www.CornSeedSettlement.com</a>
<b>Email</b>	<a href="mailto:Questions@CornSeedSettlement.com">Questions@CornSeedSettlement.com</a>
<b>Toll-Free Telephone Number</b>	1-833-567-CORN (2676)
<b>U.S. Mail</b>	Corn Seed Settlement Program Claims Administrator P.O. Box 26226 Richmond, VA 23260

#### 4. USEFUL SETTLEMENT AGREEMENT DEFINITIONS

1.	<b>Class Period</b> means September 15, 2013 through the date of the Preliminary Approval Order, which is April 10, 2018.
2.	<b>Corn</b> means Corn produced in the United States, and/or DDGs resulting from that Corn, priced for sale after September 15, 2013.
3.	<b>Excluded Exporter</b> 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, Gaviion 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.
4.	<b>Grain Handling Facility</b> means all grain elevators, grain distributors, grain transporters, or any other entities in the United States that during the Class Period (i) purchased Corn and then priced Corn in the United States for sale during the Class Period; and/or (ii) that purchased Corn and then transported, stored or otherwise handled Corn that was priced for sale during the Class Period.
5.	<b>Interest</b> when used in connection with a Grain Handling Facility's Compensable Recovery Quantity, means the quantity of Corn handled by the Grain Handling Facility, otherwise known as the throughput.
6.	<b>Marketing Year</b> means from September 1st to August 31st. For example, Marketing Year 2013 refers to the period from September 1, 2013 to August 31, 2014.
7.	<b>Person</b> 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.
8.	<b>Producer</b> 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.
9.	<b>Settlement Class</b> 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

10.	<p><b>Settlement Subclasses:</b></p> <p><b>Subclass 1</b> 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><b>Subclass 2</b> 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><b>Subclass 3</b> 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><b>Subclass 4</b> 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>
11.	<p><b>Signature</b> 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>
12.	<p><b>Storage Capacity</b> means the number of Corn bushels that can be stored or transported in existing cars, trucks, bins, elevators, and similar structures owned or operated by a Grain Handling Facility.</p>
13.	<p><b>Syngenta</b> 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>