



2. The undersigned counsel and lawyers in Exhibit A are unclear about this Court's orders referenced above. Out of abundance of caution and to avoid a waiver of fees argument, counsel respectfully submits this Notice of Fee Interest.

3. In this litigation, both the undersigned and the firms listed in Exhibit A have an agreement to undertake joint representation of clients exclusively with Clark, Love & Hutson, G.P. and Phipps Anderson Deacon, L.L.P. *See Exh. A, Declaration of Justin Demerath with attached list of law firms.*

4. The undersigned, in conjunction with the law firms listed in Exhibit A, represents clients in this litigation on a contingency basis. *See Exh. A.* The undersigned and the lawyers listed in Exhibit A have spent a considerable amount of time and resources advising and advocating for clients in relation to this litigation, and will continue to do so through the claim submissions process.

5. Should any Court or Special Master require or request more detailed information related to these matters, it will be diligently gathered and provided upon request.

Date: July 10, 2018

Respectfully Submitted,

/s/ Justin Demerath

Justin Demerath

TX State Bar No. 24034415

NE State Bar No. 24244

**O'HANLON, DEMERATH & CASTILLO**

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**CERTIFICATE OF SERVICE**

I certify that on July 10, 2018, the foregoing document was electronically filed with the Clerk of the Court using the CM/ECF system, which will send notification of such filing to all counsel of record.

/s/ Justin Demerath  
Justin Demerath





contingent fee litigation department of O'Hanlon, Demerath & Castillo. Demerath Law Office has been in operation in Nebraska in some form since 1972 and has significant longstanding contacts in the farming community.

4. At an early age, I began participating in all aspects of my family's irrigated corn and soybean farming operation in northeastern Nebraska with my father, Larry Demerath. From planting, through harvest and crop marketing, I have actively participated in every aspect and level of a corn farming operation. I am intimately familiar with the traditional agricultural communication channels and logistics of the types of businesses at issue in this litigation, and I am personally passionate about the role of the American Farmer in society. As an attorney licensed in Texas since 2002 and Nebraska since 2009, I have almost exclusively participated in contingent-fee litigation in various mass torts and single-event cases. This background has afforded me a unique ability to engage in an effective professional relationship with the characteristically bright but non-litigious client group at issue in this case. The Firm has done so over the past 4 years.

5. In this litigation, the Firm as well as numerous other law firms, which are listed in the attached document, have agreed to undertake joint responsibility for Clients in the Litigation exclusively with Clark, Love & Hutson, G.P., and Phipps Anderson Deacon, L.L.P. A true and correct list of these law firms is attached to this declaration.

6. The Firm acknowledges that Clayton Clark was appointed to be Settlement Negotiation Counsel by all relevant judges presiding over the Litigation and fully supports his efforts on behalf of our mutual clients and the Settlement Class.

7. The law firms referenced in the attached list and the Firm, in conjunction with the law firms referenced in paragraph 5 above, represent clients in the Agrisure/Viptera litigation against Syngenta. This representation is on a contingency basis and relates to any and all causes of action

resulting from the rejection of U.S. corn shipments to any location in 2013 and beyond arising out of the introduction of Viptera and Duracade corn seed in the U.S. which, in turn, resulted in a series of lower market prices for U.S. corn (herein “the Litigation”).

8. The Firm has spent considerable time and resources advising clients and working with counsel in paragraph 5 and the attached list. The Firm has kept abreast of the Litigation by communicating with other counsel, planning and attending multiple CLE presentations related to the Litigation, reading court pleadings and public reports, attending and hosting in person meetings, telephonically attending relevant hearings and participating in status calls. The Firm routinely consulted ethics counsel to ensure all activity of the Firm and the law firms in the attached list adhered to the highest ethical standards.

9. Using this information, the Firm regularly keeps attorneys in the attached list and clients alike advised on the status of the Litigation and routinely answers questions related to the Litigation. The Firm always remained available for consultation on the Litigation, and was consulted. The Firm accepted joint responsibility for these cases with the law firms listed in paragraph 5 and in the attached list, and has a written agreement with each client that discloses the respective fee interest of each party. The Firm created and maintained a database of all clients. Since first becoming involved in this litigation in 2014, members of the Firm have traveled extensively in furtherance of its responsibilities to this client group. The extensive time and resources the Firm has expended on this matter has kept the Firm from taking on other legal work.

10. I, along with other counsel in the attached list, spent considerable time advising the clients on the complex nuances of the Litigation, understanding various farming entity roles and whether they may present claims, assisting them in evaluating opt out rights, risks and benefits, obtaining wet signatures on the opt out forms, and collecting data related to their farming operations. The

Firm and other counsel in the attached list continue to advise clients on their claim form submissions, ensure they understand the workings of the Settlement Agreement and their associated rights, and will continue to do so through the Claim Form Submission Deadline.

11. This Litigation and settlement has been a unique animal. Never before in the undersigned's knowledge has litigation proceeded on this scale as both multiple class actions and thousands of individual claims to ultimately be resolved as a Settlement Class. Never before has such an accomplished group of unique attorneys from across the country represented such a wide-ranging cadre of interested parties who were members of one of our nation's most important industries and participated in the herculean effort to right a wrong of epic proportions. The efforts of all involved, large and small, are commendable.

12. Should any Court or Special Master require or request more detailed information related to these matters, it will be diligently gathered and provided upon request.

I declare under penalty of perjury pursuant to 28 U.S.C. § 1746 that the foregoing is true and correct.

Executed on this 10th day of July, 2018.

/S Justin Demerath  
Justin Demerath



**List of Additional Lawyers with Fee Interest**

Anders J. Norgaard, P.C.  
Andrew P. George, Attorney at Law  
Bauch & Lechtenberg Law Office  
Berkland & Brown  
Billings & Mensen  
Bixby Law Office  
Bloethe, Elwood, Buchanan, Elwood, Elwood, Buchanan  
CARR & CARR ATTORNEYS  
Charles A. Burton Attorney at Law  
Clough Law Office  
Conmy Feste, LTD  
Cornwall, Avery, Bjornstad and Scott  
Dan Connell, P.C.  
Dave Jennett, P.C.  
David R. Treimer, Attorney at Law  
Davidson Law Office, LLC  
DeKoter, Thole & Dawson, P.L.C.  
Demerath Law Office  
Donald M. Winkler, Attorney at Law  
DORAN LAW FIRM PLC  
Dye Law Office  
EMILY K. ROLLMAN, ATTORNEY  
ERICKSON LAW OFFICE  
Gailey & Walsh Law Firm  
Genelle Forsberg Law  
Harding Law  
Hein Law Office, LLC  
Hickman Law, LLC  
Hutson & Higgins  
Julian West, Attorney at Law  
KADING AND WIEBOLT, PLLC  
Katherine R. Hall, Atty at Law, PC, LLO  
Katie Johnson PLLC  
Kemper Bartlett Durand, Jr. Esq.  
Kennedy and Kennedy  
KOLETZKY LAW OFFICE, PROF. L.L.C  
Kollmorgen, Schlue & Zahradnik, P.C.  
Kotten Law Firm LLC  
Law Office of Lori A. Hittle  
Law Office of Shawn Vogt Sween LLC  
Law Offices of Erin E. McCullough  
Learned & Associates, P.C.  
Lee Murphy Law Firm  
LeFevre Oldfield Myers Apke & Payne Law Group, Ltd.

Loughlin Law Firm  
Maahs & Walleck  
Mack, Hansen, Gadd, Armstrong & Brown, P.C.  
Mark Huegel, Attorney at Law  
Mattson Ricketts Law Firm  
Mayer Law, Ltd.  
McNally Law Office  
McPhail Law Firm, PLLC  
Meloy Law Firm  
Michael T. Foster Law Office  
MILLER, MILLER, MILLER, P.C.  
Minnihan Law Firm  
Moats Law Firm, PC, LLO  
Montgomery, Barry, Bovee & Barry  
Montgomery, Barry, Bovee, Steffen & Davis, LLP  
Morris Kelsay, Attorney at Law  
Murphy, Collins & Bixenman, P.L.C.  
NESTOR & MERCURE  
NEU, MINNICH, COMITO & NEU, P.C.  
Newman, Hesse & Associates, P.A.  
Polking Law Office, PLLC  
Prichard Law Office  
Progressive Ag Law, PLLC  
Rickert & Wessel Law Office, P.C.  
Rodak Law Office  
Schall Law Office  
Schiller Law Office  
Staff & Staff, Attorneys at Law  
Stein Law Office LLC  
STONEBERG, GILES & STROUP, P.A.,  
Strahl & Apple  
STUMME & EPLEY LAW OFFICE, PLLC  
Sweet & Hartman, PLC  
Taliana, Buckley, & Asa  
Terry L. Rogers Law Firm  
The Law Offices of J.Pete Laney  
The Law Offices of Kinney & Associates, LLC  
The Law Offices of Patrick E. Richardson  
The McCraw Law Group  
The Merman Law Firm, P.C.  
Thomas J. Gist, Attorney at Law  
Thompson, Phipps & Thompson  
THRONE LAW OFFICE, P.C.  
Todd Law Office, Prof. LLC  
Todd W. Kowalke, P.C.  
Westrom Law Office, PLLC

Wibe & Phillips  
William M. Alexander, Attorney at Law  
Wm VonSeggern Law Office  
Zimmer, Duncan & Cole, LLP