

# Exhibit A

**UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF MISSOURI  
EASTERN DIVISION**

JOSHUA RAWA, ELISABETH MARTIN, ROBERT RAVENCAMP, AMY WARD, CYNTHIA DAVIES, CHRISTOPHER ABBOTT, OWEN OLSON, JEANNIE A. GILCHRIST, ZACHARY SHOLAR, MATTHEW MYERS, JOHN W. BEARD, JR., and MICHAEL OVERSTREET on behalf of themselves, all others similarly situated, and the general public,

Plaintiffs,

v.

MONSANTO COMPANY,

Defendant.

Case No: 4:17-cv-01252-AGF

**SUPPLEMENTAL DECLARATION OF  
KIMBERLY K. NESS WITH RESPECT TO  
ADMINISTRATION ACTIVITIES**

I, Kimberly K. Ness, hereby declare as follows:

1. I am over 21 years of age and am not a party to this action.
2. This declaration is based on my personal knowledge and information provided by the staff of Dahl Administration, LLC (“Dahl”). If called as a witness, I could and would testify competently to the facts stated herein.
3. I am a Principal of Dahl, which has been retained as the Claims Administrator for the above-captioned action. I have experience in all areas of class action administration including class notification, claims processing and funds distribution.
4. Since submitting my March 13, 2018 declaration regarding administration activities in this Action (Dkt. No. 42-3), Dahl has continued to approve valid claims, as well as invalidate fraudulent claims, as previously described.
5. In total, Dahl has received 94,285 claims.
6. It is Dahl’s standard practice to evaluate claims to ensure they are consistent with the terms of the proposed settlement. Thus, from the total claims, Dahl excluded claims made after the claims period.

Dahl also excluded all claims that sought over 20 bottles of Roundup and all claims made outside the statute of limitations for the various states.

7. It is also Dahl's standard practice to evaluate claims to ensure they are not fraudulent, while accepting all valid claims. To achieve this goal, Dahl performed multiple checks. Dahl checked for multiple claims made from the same physical or IP address. Dahl also reviewed the various products that were sold by different retailers and in different states, and excluded claims for products that were not sold by specific retailers, or not sold in specific states. Finally, Dahl identified a substantial number of potentially fraudulent claims based on claim volume. The number of claims for the three most expensive products—the 128 oz., 64 oz., and 53.7 oz. bottles of Super Concentrate—represented a much greater percentage of bottles claimed than were actually sold during the claims period, and a much larger volume of Roundup than could be reasonably purchased by a consumer during the claim period. Thus, for those claims, Dahl excluded any claims over 18 bottles for Super Concentrate 53.7 oz., over 16 bottles for Super Concentrate 64 oz., and over 14 bottles for Super Concentrate 128 oz.

8. Based on Dahl's expertise and experience, the practices described above will ensure that all valid claims are compensated, while excluding cases of clear fraud.

9. As of March 21, 2018, Dahl has validated 70,360 Claims, valued at \$10,732,832.00. This amounts to almost 75% of the total claims made and, assuming a 50% refund, represents valid claims worth \$21,465,664 out of the \$164,632,975 in total sales at issue for the Class, for a claims rate of 13.0%.

10. While Dahl will continue to manually validate a small number of claims, Dahl anticipates that the value of Approved Claims will not change by more than \$100,000 when all Claims have been processed.

11. Accordingly, Dahl confirms its previous belief that a *pro rata* reduction of Approved Claims will not be necessary.

I affirm under penalty of perjury, that the foregoing is true and correct to the best of my knowledge. Executed this 23rd day of March, 2018 in Minneapolis, Minnesota.

A handwritten signature in blue ink that reads "Kimberly K. Ness". The signature is written in a cursive style and is placed on a light-colored rectangular background.

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Kimberly K. Ness  
Principal  
Dahl Administration, LLC