

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF MISSOURI

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

**SUPPLEMENT TO MOTION FOR PRELIMINARY APPROVAL OF
NATIONWIDE CLASS ACTION SETTLEMENT *BY CONSENT***

Pursuant to the November 9, 2017 telephonic conference with the Court, plaintiffs Joshua Rawa, Elisabeth Martin, Robert Ravencamp, Amy Ward, Cynthia Davies, Christopher Abbott, Owen Olson, Jeannie A. Gilchrist, Zachary Sholar, Matthew Myers, John W. Bear, Jr., and Michael Overstreet, on behalf of themselves, all others similarly situated, and the general public (“Plaintiffs”) supplement their Motion for Preliminary Approval of Nationwide Class Action Settlement *By Consent* (“Motion”), as follows:

1. **Schedule Following Preliminary Approval, Through Final Approval:**

Assuming the Court grants preliminary approval no later than Friday, November 24, the parties propose the following schedule.¹

¹ The parties agree that, to the extent there is a discrepancy between the timing of the items noted in the Settlement Agreement and those proposed here, the schedule here should control, and the parties agree to this schedule notwithstanding their prior agreement to any items affecting related scheduling, as set forth in the Settlement Agreement.

| Event | Timing | Actual Date |
|--|---|-----------------------------|
| Deadline to begin Notice | No later than 14 days after preliminary approval | Friday, December 8, 2017 |
| Completion of Notice | 60 days after Notice begins (no later than 74 days after preliminary approval) | Tuesday, February 6, 2018 |
| Deadline for Class Members to submit claims or opt out | 90 days after preliminary approval | Thursday, February 22, 2018 |
| Deadline to file motions for final approval and attorneys' fees, costs, and incentive awards | 1 week after claims period ends | Thursday, February 29, 2018 |
| Deadline to file objections | 2 weeks after motions for final approval and attorneys' fees, costs, and incentive awards filed | Thursday, March 15, 2018 |
| Deadline for parties to respond to objections | 11 days after objections filed | Monday, March 26, 2018 |
| Final Approval Hearing | 17 days after responses to objections filed (42 days after motions for final approval and attorneys' fees, costs, and incentive awards filed) | Thursday, April 5, 2018 |

2. **Revised Exhibits to the Settlement Agreement:** The parties hereby submit the following amended documents in support of Plaintiffs' Motion for Preliminary Approval of Nationwide Class Action Settlement:

- a. Exhibit 1 - revised proposed Long Form Notice;
- b. Exhibit 2 – revised proposed Postcard Notice;
- c. Exhibit 3 - revised proposed Claim Form;
- d. Exhibit 4 - revised proposed Opt-Out Form; and

e. Exhibit 5 - revised [Proposed] Order Granting Preliminary Approval.²

3. **Errata**: All references in the Settlement Agreement (Dkt. No. 32-1, Ex. 1) to *Joshua Rawa v. Monsanto Company*, Case No. 4:17-cv-01252 (E.D. Mo.), should be read as referring to *Joshua Rawa v. Monsanto Company*, Case No. 4:17-cv-01252-AGF (E.D. Mo.), despite their inadvertent omission of the initials “AGF” in the case number.

4. **Cy Pres**: The parties are continuing to discuss appropriate cy pres recipients in the event that monies remain in the Common Fund after all Settlement payments have been deducted. The parties will submit cy pres candidates for the Court’s approval by November 22, 2017.

Dated: November 17, 2017

Respectfully Submitted,

By: /s/ Kevin J. Dolley

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Attorneys for Plaintiffs and the Class

² For the Court’s convenience, to easily see the revisions, redlined copies have been provided to the Court. A clean copy of the Proposed Order in Word has also been provided to the Court.