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JS-6

**UNITED STATES DISTRICT COURT
FOR THE CENTRAL DISTRICT OF CALIFORNIA**

UNITED STATES OF AMERICA ex rel.
THE HUMANE SOCIETY OF THE
UNITED STATES,

Plaintiffs,

vs.

WESTLAND/HALLMARK MEAT
COMPANY, et. al.,

Defendants.

Case No.: EDCV 08-0221 VAP
(OPX)

**FINAL JUDGMENT ON
CONSENT AS TO WESTLAND
MEAT COMPANY, INC.**

1
2 This matter, having come on for consideration upon the Second
3 Amended Complaint in Intervention filed by plaintiff the United States of
4 America, acting through the United States Department of Justice (the “United
5 States”), for certain claims of relief against defendant Westland Meat Company,
6 Inc. (“Westland”) and other parties, including violations of False Claims Act, 31
7 U.S.C. §§ 3729 *et seq.*; and Westland having stipulated to the entry of judgment
8 against it, under the terms provided herein;

9
10 IT IS HEREBY ORDERED, ADJUDGED AND DECREED that:

11
12 1. This Court has jurisdiction over this action under the laws of the
13 United States, 28 U.S.C. §1345 and 31 U.S.C. § 3732 and over the parties to this
14 action.

15 2. Venue lies with this Court pursuant to 28 U.S.C. § 1391(b).

16 3. On February 19, 2008, the Humane Society of the United States
17 (“HSUS”) commenced this action by filing a complaint in the United States
18 District Court for the Central District of California pursuant to the *qui tam*
19 provisions of the False Claims Act, 31 U.S.C. § 3730(b) (the “Civil Action”).

20 4. On April 20, 2009, the United States intervened in the Civil Action.
21 Thereafter, the United States filed the following complaints in intervention: United
22 States’ Complaint in Intervention, dated August 21, 2009 (ECF Doc. No. 22);
23 United States’ First Amended Complaint in Intervention, dated March 29, 2010
24 (ECF Doc. No. 43); and the United States’ Second Amended Complaint in
25 Intervention, dated December 15, 2010 (ECF Doc. No. 167) (the “Complaint”).

26 5. The parties have reached a settlement in principle and, in
27 consideration for and as one of the material terms of the settlement, Westland has
28 consented to entry of this Judgment pursuant to the terms hereof.

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6. Judgment is hereby entered against Westland in the amount of \$155,684,827.13.

7. This Judgment is not, and shall not be, intended or construed as an admission by Westland of any facts, claims or allegations in the Complaint.

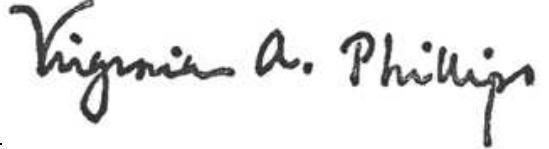
8. This Judgment shall not be used, and is prohibited from being used, as evidence of liability or admission of any facts, claims or allegations with respect to Westland or any other defendant in this Civil Action, or in any other legal and/or administrative proceeding that may be brought by the United States or any other person or entity in any other action, regardless of forum and whether related and/or unrelated to the facts, claims and/or allegations in the Complaint.

9. The Plaintiffs may not collect this judgment against any named defendant other than Westland Meat Company, Inc. The Plaintiffs, jointly and severally, waive and disclaim any and all rights that they, collectively or individually, may have to pursue any collection actions against any named defendant other than Westland Meat Company, Inc., on any theory, including, but not limited to, alter ego, secondary liability, derivative liability, and/or joint venture liability.

IT IS SO ORDERED.

Dated this 2d day of December, 2013.

BY THE COURT:



United States District Judge

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APPROVED AS TO FORM AND CONTENT:

WESTLAND MEAT COMPANY, INC.

DATED: _____, 2013

BY: _____
STEVE MENDELL
President

DATED: _____, 2013

BY: _____
MARK R. TROY
Counsel for Defendant Westland
Meat Company, Inc.

THE HUMANE SOCIETY OF THE UNITED STATES

DATED: _____, 2013

BY: _____
JONATHAN R. LOVVORN
Senior Vice President

DATED: _____, 2013

BY: _____
DAVID S. COHEN
Counsel for The Humane Society
of the United States

THE UNITED STATES OF AMERICA

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DATED: _____, 2013

BY: _____

DAVID K. BARRETT
Assistant United States Attorney
Central District of California