

IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF GEORGIA  
ATLANTA DIVISION

IN RE CONAGRA PEANUT  
BUTTER PRODUCTS LIABILITY  
LITIGATION

MDL DOCKET NO. 1845  
1:07-md-1845-TWT

KIMBERLY ABRAHAM  
individually and as next friend of  
Autumn Abraham, a minor, et al.,

Plaintiffs,

v.

CONAGRA FOODS, INC.,

Defendant.

CIVIL ACTION FILE  
NO. 1:09-CV-2844-TWT

KEITH ANDERSON, et al.,

Plaintiffs,

v.

CONAGRA FOODS, INC.,

Defendant.

CIVIL ACTION FILE  
NO. 1:09-CV-756-TWT

RICKIE GENE BOWMAN,

Plaintiff,

v.

CONAGRA FOODS, INC.,

Defendant.

CIVIL ACTION FILE  
NO. 1:09-CV-874-TWT

ARTIE SOUTHERN, et al.,

Plaintiffs,

v.

CONAGRA FOODS, INC.,

Defendant.

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LAMONT ANDERSON

an individual, et al.,

Plaintiffs,

v.

CONAGRA FOODS, INC., a  
Delaware corporation,

Defendant.

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WENDY JOAN AHRENS

an individual, et al.,

Plaintiffs,

v.

CONAGRA FOODS, INC.,  
a Delaware corporation, et al.,

Defendants.

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CARLOS M. ANDREWS

through his guardian ad litem, Tiffany  
K. Searcy, et al.,

Plaintiffs,

v.

CIVIL ACTION FILE  
NO. 1:09-CV-1544-TWT

CIVIL ACTION FILE  
NO. 1:09-CV-1545-TWT

CIVIL ACTION FILE  
NO. 1:08-CV-3693-TWT

CIVIL ACTION FILE  
NO. 1:07-CV-3058-TWT

CONAGRA FOODS, INC.,  
a Delaware corporation, et al.,

Defendants.

CHRISTOPHER NEAL ROGERS, et  
al.,

Plaintiffs,

v.

CONAGRA FOODS, INC.,

Defendant.

CIVIL ACTION FILE  
NO. 1:07-CV-2017-TWT

### ORDER

These are personal injury actions pending before this Court in an MDL proceeding. They are before the Court on the Defendant's Motion to Compel Production of Alleged Symptom Onset Date from Certain Plaintiffs [Doc. 1685], which is GRANTED as to the following plaintiffs:

Case Name	Plaintiff Name	Case Number
Abraham	Carter, Lakeshia	1:09-CV-02844-TWT
Abraham	Casmere, Sabrina J. o/b/o D.J.	1:09-CV-02844-TWT
Abraham	Cooper, Brandon and Lindsey o/b/o H.C.	1:09-CV-02844-TWT
Abraham	Evans, Janice	1:09-CV-02844-TWT
Abraham	Glover, Sheila	1:09-CV-02844-TWT
Abraham	Machen, Heather o/b/o A.M.	1:09-CV-02844-TWT
Abraham	Machen, Heather o/b/o A.M. 2	1:09-CV-02844-TWT
Abraham	McCarty, Mary o/b/o T.M.	1:09-CV-02844-TWT
Abraham	Partridge, Shawnia o/b/o H.P.	1:09-CV-02844-TWT
Abraham	Smith, Johnny Z.	1:09-CV-02844-TWT
Ahrens	Barnes, Albert	1:08-CV-03693-TWT

Ahrens	Benyard, Montena o/b/o C.B.	1:08-CV-03693-TWT
Ahrens	Benyard, Montena o/b/o C.B.2	1:08-CV-03693-TWT
Ahrens	Brittenham, David	1:08-CV-03693-TWT
Ahrens	Carrington, Larry P.	1:08-CV-03693-TWT
Ahrens	Eudy, Allen Lloyd	1:08-CV-03693-TWT
Ahrens	Fudge, Shannon Nicole o/b/o G.T.	1:08-CV-03693-TWT
Ahrens	Hatcher, Aucion Lamont	1:08-CV-03693-TWT
Ahrens	Hatcher, Dewawn	1:08-CV-03693-TWT
Ahrens	Hippensteil, Cindy o/b/o Cynthia Albertson	1:08-CV-03693-TWT
Ahrens	Hippensteil, Cindy o/b/o Felisha Albertson	1:08-CV-03693-TWT
Ahrens	Johnson, Devon	1:08-CV-03693-TWT
Ahrens	Morrow, Wilma	1:08-CV-03693-TWT
Ahrens	Parker, Tanya	1:08-CV-03693-TWT
Ahrens	Parker, Tanya o/b/o A.P.	1:08-CV-03693-TWT
Ahrens	Parker, Tanya o/b/o S.P.	1:08-CV-03693-TWT
Ahrens	Sanders, Sandra K.	1:08-CV-03693-TWT
Ahrens	Smith, Mike S.	1:08-CV-03693-TWT
Ahrens	Smith, Scott D.	1:08-CV-03693-TWT
Ahrens	Street, Kay S.	1:08-CV-03693-TWT
Ahrens	Tittle, Patsy Leona o/b/o R.T.	1:08-CV-03693-TWT
Ahrens	Todd, Syrena B.	1:08-CV-03693-TWT
Ahrens	Warren, Deborah Griswold	1:08-CV-03693-TWT
Ahrens	White, Odell	1:08-CV-03693-TWT
Ahrens	Wilds, John Glenn	1:08-CV-03693-TWT
Ahrens	Willis, Dorothy C.	1:08-CV-03693-TWT
Ahrens	Willis, Handy	1:08-CV-03693-TWT
Ahrens	Willis, Handy o/b/o C.W.	1:08-CV-03693-TWT
Ahrens	Willis, Zelia	1:08-CV-03693-TWT
Anderson	Brown, Donitta	1:09-CV-00756-TWT
Anderson	Brown, Donitta a/n/f J.B.	1:09-CV-00756-TWT
Anderson	Brown, Donitta a/n/f J.B.2	1:09-CV-00756-TWT
Anderson	Lewis, Demon a/n/f McCoy, Elijah	1:09-CV-00756-TWT
Anderson	Wilson, Shenita a/n/f Kweli Sims	1:09-CV-00756-TWT
Andrews	J.A. (minor)	1:07-CV-03058-TWT

Andrews	Barton, Gary L.	1:07-CV-03058-TWT
Andrews	D.B. (minor)	1:07-CV-03058-TWT
Andrews	D.B.2 (minor)	1:07-CV-03058-TWT
Andrews	Berry, Hallie Lynn	1:07-CV-03058-TWT
Andrews	Dalby, Joyce J.	1:07-CV-03058-TWT
Andrews	Faulk, Richard Alan	1:07-CV-03058-TWT
Andrews	Franco, Esther H.	1:07-CV-03058-TWT
Andrews	Goddard, Deborah S.	1:07-CV-03058-TWT
Andrews	Goos, Samantha Jo	1:07-CV-03058-TWT
Andrews	Gormley, Richard W. Sr.	1:07-CV-03058-TWT
Andrews	Hewett, Michael Shawn	1:07-CV-03058-TWT
Andrews	Jackson, Raina Jean	1:07-CV-03058-TWT
Andrews	Johnson, Albert	1:07-CV-03058-TWT
Andrews	J.D.J. (minor)	1:07-CV-03058-TWT
Andrews	Jones, Marnita Valerie	1:07-CV-03058-TWT
Andrews	Jones-Johnson, Thelma L.	1:07-CV-03058-TWT
Andrews	Keith, Joyce Carol	1:07-CV-03058-TWT
Andrews	Kinser, Margueritte	1:07-CV-03058-TWT
Andrews	Kinzie, David A.	1:07-CV-03058-TWT
Andrews	Merriweather, Dynasty D.	1:07-CV-03058-TWT
Andrews	Milo, June Ellen	1:07-CV-03058-TWT
Andrews	Nash, Tammie R.	1:07-CV-03058-TWT
Andrews	Pullins, Hattie T.	1:07-CV-03058-TWT
Andrews	Rogers, Brenda J.	1:07-CV-03058-TWT
Andrews	Rogers, Gordon E.	1:07-CV-03058-TWT
Andrews	Rothgeb, Irene	1:07-CV-03058-TWT
Andrews	Schaudt, Leah	1:07-CV-03058-TWT
Andrews	Sloan, Clarence C.	1:07-CV-03058-TWT
Andrews	Stanford-Camp, Nancy	1:07-CV-03058-TWT
Andrews	Taylor, Heather L.	1:07-CV-03058-TWT
Andrews	Teller, Matthew J.	1:07-CV-03058-TWT
Andrews	Teller, Michael W.	1:07-CV-03058-TWT
Bowman	Gartrell, Deborah A.	1:09-CV-00874-TWT
Bowman	K.G. (minor)	1:09-CV-00874-TWT
Bowman	Murphy, Phillip D.	1:09-CV-00874-TWT
Bowman	Pezzana, John o/b/o J.P.	1:09-CV-00874-TWT

Bowman	Reynolds, Regena Ann Turner	1:09-CV-00874-TWT
Bowman	Wilson, Birdie on behalf of Lonnie Wilson, deceased	1:09-CV-00874-TWT
Southern	Allen, Jesse Roy	1:09-CV-01544-TWT
Southern	Alniece, Wanda	1:09-CV-01544-TWT
Southern	Atkins, Eric	1:09-CV-01544-TWT
Southern	Bailey, Nona	1:09-CV-01544-TWT
Southern	Balandran, Gabriel	1:09-CV-01544-TWT
Southern	Banks, Alexter	1:09-CV-01544-TWT
Southern	Banks, Dorothy	1:09-CV-01544-TWT
Southern	Bass, Kevin	1:09-CV-01544-TWT
Southern	Beal, Laterral	1:09-CV-01544-TWT
Southern	Beal, Louchell	1:09-CV-01544-TWT
Southern	Beal, Louchell a/n/f G.B.	1:09-CV-01544-TWT
Southern	Beal, Louchell a/n/f M.B.	1:09-CV-01544-TWT
Southern	Beal, Rayterrell Pleasant)	1:09-CV-01544-TWT
Southern	Berry, Gwendolyn	1:09-CV-01544-TWT
Southern	Blackshire, Derrick	1:09-CV-01544-TWT
Southern	Blackshire, Derrick and Tracey Brown a/n/f T.J.	1:09-CV-01544-TWT
Southern	Blackshire, Derrick and Tracey Brown a/n/f T.B.	1:09-CV-01544-TWT
Southern	Blackshire, Tracey Brown	1:09-CV-01544-TWT
Southern	Booker, Felicia	1:09-CV-01544-TWT
Southern	Booker, Felicia a/n/f P.B.	1:09-CV-01544-TWT
Southern	Bostwick, Margaret	1:09-CV-01544-TWT
Southern	Bouie, Robert	1:09-CV-01544-TWT
Southern	Bouie, Robert and Sheryl a/n/f R.B.	1:09-CV-01544-TWT
Southern	Bouie, Robert and Sheryl a/n/f R.B.2	1:09-CV-01544-TWT
Southern	Bouie, Sheryl	1:09-CV-01544-TWT
Southern	Brown, Johni	1:09-CV-01544-TWT
Southern	Brown, Sean	1:09-CV-01544-TWT
Southern	Brown, Sean a/n/f C.B.	1:09-CV-01544-TWT
Southern	Brown, Sean a/n/f D.B.	1:09-CV-01544-TWT
Southern	Brown, Sean a/n/f J.B.	1:09-CV-01544-TWT
Southern	Cain, Kenneth	1:09-CV-01544-TWT

Southern	Clark, Briani	1:09-CV-01544-TWT
Southern	Clark, Bridget	1:09-CV-01544-TWT
Southern	Clark, Deidra a/n/f C.T.	1:09-CV-01544-TWT
Southern	Collins, Mary	1:09-CV-01544-TWT
Southern	Collins, Walter Sr.	1:09-CV-01544-TWT
Southern	Collins, Walter Sr. and Mary a/n/f W.C.J.	1:09-CV-01544-TWT
Southern	Columbus, Karl	1:09-CV-01544-TWT
Southern	Columbus, Kristi Desma	1:09-CV-01544-TWT
Southern	Cooper, Andrew	1:09-CV-01544-TWT
Southern	Crawford, Joe	1:09-CV-01544-TWT
Southern	Creecy, Tanya	1:09-CV-01544-TWT
Southern	Creecy, Tanya and Troy a/n/f R.C.	1:09-CV-01544-TWT
Southern	Creecy, Tanya and Troy a/n/f T.C.	1:09-CV-01544-TWT
Southern	Creecy, Troy	1:09-CV-01544-TWT
Southern	Dallas, Tyrone	1:09-CV-01544-TWT
Southern	Dallas, Tyrone a/n/f K.D.	1:09-CV-01544-TWT
Southern	Dallas, Tyrone a/n/f R.H.	1:09-CV-01544-TWT
Southern	Davis, Desmond	1:09-CV-01544-TWT
Southern	Denson, M.C.	1:09-CV-01544-TWT
Southern	Desiqueria, Jefferson	1:09-CV-01544-TWT
Southern	Desiqueria, Lucy	1:09-CV-01544-TWT
Southern	Dorsey, Ida	1:09-CV-01544-TWT
Southern	Dorsey, Rochester	1:09-CV-01544-TWT
Southern	Dupree, Michael	1:09-CV-01544-TWT
Southern	Dupree, Michael a/n/f D.S.	1:09-CV-01544-TWT
Southern	Dupree, Michael a/n/f J.S.	1:09-CV-01544-TWT
Southern	Elam, Kay	1:09-CV-01544-TWT
Southern	Ellington, Wilma	1:09-CV-01544-TWT
Southern	Evans, Keri	1:09-CV-01544-TWT
Southern	Evans, Sheri	1:09-CV-01544-TWT
Southern	Felix, Jiterril	1:09-CV-01544-TWT
Southern	Fields, Gerald	1:09-CV-01544-TWT
Southern	Flores, Ruben Jr. (Deceased)	1:09-CV-01544-TWT
Southern	Franklin, Cheryl	1:09-CV-01544-TWT
Southern	Frazier, Bennie Joe	1:09-CV-01544-TWT

Southern	Freeman, Jackie (Jacqueline)	1:09-CV-01544-TWT
Southern	Freeman, Joe	1:09-CV-01544-TWT
Southern	Garner, Christine	1:09-CV-01544-TWT
Southern	Garner, Michelle	1:09-CV-01544-TWT
Southern	Garner, Michelle a/n/f X.G.	1:09-CV-01544-TWT
Southern	Giles, Jennifer	1:09-CV-01544-TWT
Southern	Giles, Je'sus	1:09-CV-01544-TWT
Southern	Giles, Lloyd	1:09-CV-01544-TWT
Southern	Giles, Patricia	1:09-CV-01544-TWT
Southern	Giles, Patricia and Lloyd a/n/f D.G.	1:09-CV-01544-TWT
Southern	Giles, Patricia and Lloyd a/n/f J.G.	1:09-CV-01544-TWT
Southern	Gilmore, Margaret	1:09-CV-01544-TWT
Southern	Hardemon, Chryle a/n/f N.H.	1:09-CV-01544-TWT
Southern	Harvey, Deandre	1:09-CV-01544-TWT
Southern	Haynes, Djuana	1:09-CV-01544-TWT
Southern	Haynes, Djuana a/n/f D.H.	1:09-CV-01544-TWT
Southern	Haynes, Djuana a/n/f D.B.	1:09-CV-01544-TWT
Southern	Haynes, Rosemary	1:09-CV-01544-TWT
Southern	Hillsman, Joe	1:09-CV-01544-TWT
Southern	Hines, George	1:09-CV-01544-TWT
Southern	Hines, Joyce	1:09-CV-01544-TWT
Southern	Hines, Joyce and George a/n/f A.C.	1:09-CV-01544-TWT
Southern	House, Dale	1:09-CV-01544-TWT
Southern	House, Janice	1:09-CV-01544-TWT
Southern	Jackson, Gwendolyn	1:09-CV-01544-TWT
Southern	Jefferson, Gussie	1:09-CV-01544-TWT
Southern	Johnson, Linda	1:09-CV-01544-TWT
Southern	Johnson, Michael	1:09-CV-01544-TWT
Southern	Johnson, Sherrie	1:09-CV-01544-TWT
Southern	Johnson, Sherrie a/n/f X.M.	1:09-CV-01544-TWT
Southern	Jones, Albert	1:09-CV-01544-TWT
Southern	Jones, Alvis	1:09-CV-01544-TWT
Southern	Jones, Alvis a/n/f T.J.	1:09-CV-01544-TWT
Southern	Jones, Nancy	1:09-CV-01544-TWT
Southern	Jones, Rosie and Clyde a/n/f K.M.	1:09-CV-01544-TWT
Southern	Kennedy, Jerry	1:09-CV-01544-TWT



Southern	Kirkland, Andreaia a/n/f A.H.	1:09-CV-01544-TWT
Southern	Kirkland, Andreaia a/n/f J.K.	1:09-CV-01544-TWT
Southern	Lewis, Jana	1:09-CV-01544-TWT
Southern	Living, Crystal	1:09-CV-01544-TWT
Southern	Mayes, Burris	1:09-CV-01544-TWT
Southern	McCauley, Addie	1:09-CV-01544-TWT
Southern	McDaniel, Emile D. and Felicia a/n/f K.M.	1:09-CV-01544-TWT
Southern	McDaniel, Felicia	1:09-CV-01544-TWT
Southern	McGlinchey, Stewart	1:09-CV-01544-TWT
Southern	McGowen, Jerald	1:09-CV-01544-TWT
Southern	Miller, Gloria	1:09-CV-01544-TWT
Southern	Moore, Mattie	1:09-CV-01544-TWT
Southern	Morning, Benjamin	1:09-CV-01544-TWT
Southern	Morning, Billie Joe	1:09-CV-01544-TWT
Southern	Morning, Helen	1:09-CV-01544-TWT
Southern	Morning, Helen and Billy Joe a/n/f H.S.	1:09-CV-01544-TWT
Southern	Morning, Helen and Billy Joe a/n/f J.J.	1:09-CV-01544-TWT
Southern	Morning, Helen and Billy Joe a/n/f J.J.2	1:09-CV-01544-TWT
Southern	Morning, Jackie Ray	1:09-CV-01544-TWT
Southern	Morning, Janie	1:09-CV-01544-TWT
Southern	Morris, Mary	1:09-CV-01544-TWT
Southern	Moses, Tonya a/n/f J.L.J.	1:09-CV-01544-TWT
Southern	Nellums, Tasha	1:09-CV-01544-TWT
Southern	Nellums, Tasha and Terrance a/n/f A.N.	1:09-CV-01544-TWT
Southern	Nellums, Tasha and Terrance a/n/f A.N.2	1:09-CV-01544-TWT
Southern	Nellums, Tasha and Terrance a/n/f A.N.3	1:09-CV-01544-TWT
Southern	Nellums, Tasha and Terrance a/n/f T.N.	1:09-CV-01544-TWT
Southern	Nellums, Terrance	1:09-CV-01544-TWT
Southern	Neville, Michael II	1:09-CV-01544-TWT

Southern	O'Neal, Carolyn	1:09-CV-01544-TWT
Southern	O'Neal, Claudia	1:09-CV-01544-TWT
Southern	O'Neal, Claudia V.	1:09-CV-01544-TWT
Southern	O'Neal, Claudia V. a/n/f C.O.	1:09-CV-01544-TWT
Southern	O'Neal, Claudia V. a/n/f Z.J.	1:09-CV-01544-TWT
Southern	O'Neal, Easchicia	1:09-CV-01544-TWT
Southern	O'Neal, Easchicia a/n/f C.N.	1:09-CV-01544-TWT
Southern	O'Neal, Eliza	1:09-CV-01544-TWT
Southern	Phillips, Cheryl and Winston Sr. a/n/f B.P.	1:09-CV-01544-TWT
Southern	Phillips, Gary	1:09-CV-01544-TWT
Southern	Phillips, Winston Sr.	1:09-CV-01544-TWT
Southern	Randle, Debra	1:09-CV-01544-TWT
Southern	Redd, Betty Ann	1:09-CV-01544-TWT
Southern	Reese, Natalie	1:09-CV-01544-TWT
Southern	Riley, Donna	1:09-CV-01544-TWT
Southern	Riley, Nadine a/n/f R.D.	1:09-CV-01544-TWT
Southern	Robinson, Michael	1:09-CV-01544-TWT
Southern	Robinson, Michael and Shawna a/n/f M.R.	1:09-CV-01544-TWT
Southern	Robinson, Michael and Shawna a/n/f M.R.2	1:09-CV-01544-TWT
Southern	Robinson, Shawna Evans	1:09-CV-01544-TWT
Southern	Salinas, Lori	1:09-CV-01544-TWT
Southern	Sample, Latorsha a/n/f C.S.	1:09-CV-01544-TWT
Southern	Sample, Latorsha a/n/f E.S.	1:09-CV-01544-TWT
Southern	Sample, Latorsha a/n/f J.D.	1:09-CV-01544-TWT
Southern	Sample, Latorsha a/n/f J.S.	1:09-CV-01544-TWT
Southern	Sample, Latorsha a/n/f T.S.	1:09-CV-01544-TWT
Southern	Sanders, Morris	1:09-CV-01544-TWT
Southern	Sandoval, Belinda a/n/f A.B.	1:09-CV-01544-TWT
Southern	Sandoval, Belinda a/n/f A.B.2	1:09-CV-01544-TWT
Southern	Saulter, Floyd Jr.	1:09-CV-01544-TWT
Southern	Saulter, Gloria	1:09-CV-01544-TWT
Southern	Scales, Victor	1:09-CV-01544-TWT
Southern	Sinnett, Charles	1:09-CV-01544-TWT

Southern	Smallwood, Alexis	1:09-CV-01544-TWT
Southern	Smith, Dorothy Johnson	1:09-CV-01544-TWT
Southern	Smith, Glenn	1:09-CV-01544-TWT
Southern	Sowells, Jeanette	1:09-CV-01544-TWT
Southern	Taylor, Melody	1:09-CV-01544-TWT
Southern	Thompson, Lois	1:09-CV-01544-TWT
Southern	Trotter, Asken	1:09-CV-01544-TWT
Southern	Trotter, Ruby	1:09-CV-01544-TWT
Southern	Turner, Carolyn	1:09-CV-01544-TWT
Southern	Veazie, Peter	1:09-CV-01544-TWT
Southern	Walker, Carlton	1:09-CV-01544-TWT
Southern	Walker, Carlton and Tamie a/n/f C.W.	1:09-CV-01544-TWT
Southern	Washington, Darrell	1:09-CV-01544-TWT
Southern	Washington, Timothy	1:09-CV-01544-TWT
Southern	Watson, Robert	1:09-CV-01544-TWT
Southern	Williams, Lorene a/n/f A.W.	1:09-CV-01544-TWT
Southern	Williams, Tristan Jr.	1:09-CV-01544-TWT
Southern	Wyatt, Jerald	1:09-CV-01544-TWT
Southern	Wyatt, Jerald a/n/f C.W.	1:09-CV-01544-TWT
Southern	Wyatt, Jerald a/n/f J.W.	1:09-CV-01544-TWT
Anderson	Pearson, John	1:09-CV-01545-TWT

None of the plaintiffs identified above provided an alleged symptom onset date on their fact sheets. Their failure to timely produce accurate and complete information requested by the fact sheets prejudices ConAgra's ability to prepare its defense and needlessly delays this litigation. Accordingly, it is hereby ordered that each plaintiff identified above shall serve upon ConAgra's Liaison Counsel within twenty (20) days of entry of this Order, accurate and complete identification of the alleged symptom onset date at issue in his or her Complaint.

The Defendant's Motion to Compel is DENIED with respect to the following plaintiffs:

Ferrara	Messina, Valentino	1:08-CV-00082-TWT
Ferrara	Neuharth, Lori Ann	1:08-CV-00082-TWT
Ferrara	Rollins, Ruby	1:08-CV-00082-TWT
Rogers	Witherspoon, Joseph	1:07-CV-02017-TWT

Plaintiffs Messina and Neuharth said in their response brief that they have provided as much information regarding the onset of their symptoms as possible. Messina said that her symptoms began in "Fall 2006," and Neuharth says that her symptoms began sometime between "late '06" and February 2007. Neither remembers any additional details. Plaintiff Rollins said in June 2010 that she would supplement her fact sheet as soon as possible, and counsel for Plaintiff Witherspoon asked the Court for additional time to locate Witherspoon. Therefore, the Court denies the Defendant's Motion to Compel as to these plaintiffs. ConAgra has withdrawn its motion with respect to the three remaining plaintiffs identified in its original motion: Sam Pierce (1:07-CV-02017), Viola Pierce (1:07-CV-02017), and Terry McKinney (1:07-CV-02017).

SO ORDERED, this 14 day of February, 2011.

/s/Thomas W. Thrash  
THOMAS W. THRASH, JR.  
United States District Judge