

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF ARKANSAS  
FAYETTEVILLE DIVISION

CHARLES RAY SIMS and PAMELA SIMS, )  
Individually and on behalf of all others )  
Similarly situated, )  
Plaintiffs )

vs. )

) Case No. CV 07-5053

MENU FOODS INCOME FUND, )  
MENU FOODS MIDWEST CORPORATION, )  
MENU FOODS SOUTH DAKOTA, INC., )  
MENU FOODS, INC., MENU FOODS )  
HOLDINGS, INC., )  
Defendants )

ENTRY OF APPEARANCE BY SEPARATE DEFENDANT  
MENU FOODS INCOME FUND  
AND MOTION TO ADOPT PLEADINGS

COMES NOW the Separate Defendant, MENU FOODS INCOME FUND, by and through counsel, JONES & HARPER, and enters its appearance in the above-captioned litigation, and for its Motion to Adopt Pleadings, moves to adopt the co-Defendants' Motion to Stay, and all matters contemporaneously filed with the Court in support of the same.

WHEREFORE, Separate Defendant, MENU FOODS INCOME FUND, respectfully requests this Honorable Court to recognize its appearance in the above-captioned matter, and enter an Order permitting Separate Defendant MENU

FOODS INCOME FUND to adopt Defendants' pending Motion to Stay, and for all other relief to which it may be entitled.

Respectfully submitted,

/s/Christy Comstock

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ATTORNEYS FOR SEPARATE  
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INCOME FUND, MENU FOODS  
MIDWEST CORPORATION, MENU  
FOODS SOUTH DAKOTA, INC., MENU  
FOODS, INC. and MENU FOODS  
HOLDINGS, INC.

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a true and accurate copy of the foregoing instrument was forwarded this \_\_\_day of April 2007, electronically and by first class mail, postage prepaid to:

Jason M. Hatfield  
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/s/Christy Comstock  
Christy Comstock