

Summons in a Civil Action (Rev 11/97)

FILED

United States District Court 07 APR 23 PM 2:46

HAYLEY FORD, and SHANNON J. KRAMER, individually,
for class members, and on behalf of other
members of the public similarly situated,
Plaintiffs,

vs

MENU FOODS INCOME FUND; MENU FOODS MIDWEST CORPORATION; MENU FOODS SOUTH DAKOTA, INC.; MENU FOODS, INC.; MENU FOODS HOLDINGS, INC.; DEL MONTE FOODS COMPANY; NESTLE PURINA PETCARE COMPANY; HILLS PET NUTRITION: NUTRO PRODUCTS, INC.; WAL-MART STORES; PETCO ANIMAL SUPPLIES, INC.; PETCO SOUTHWEST, INC.; PETCO ANIMAL SUPPLIES STORES, INC.; THE IAMS COMPANY; FRY'S FOOD CENTERS; SMITH'S FOOD AND DELIC CENTERS, INC.; KROGER CO.; CHEMNUTRA, INC. and PETSMART
TO: (Name and Address of Defendant) Defendants.

CLERK, U.S. DISTRICT COURT SOUTHERN DISTRICT OF CALIFORNIA

DEPUTY

SUMMONS IN A CIVIL ACTION

Case No. 07 CV 0734 BTM (RBB)

YOU ARE HEREBY SUMMONED and required to file with the Clerk of this Court and serve upon PLAINTIFF'S ATTORNEY

Rene L. Barge, Esq. State Bar No. 182317
Katherine J. Odenbreit, Esq. State Bar No. 184619
CLASS ACTION LITIGATION GROUP
1111 Santa Monica Boulevard, Suite 1000
Los Angeles, California 90025-3344
Telephone: 310-481-9851; Facsimile: 310-479-7051

An answer to the complaint which is herewith served upon you, within TWENTY days after service of this summons upon you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint.

W. Samuel Hamrick, Jr.

APR 23 2007

CLERK
17/06

VANESSA REPEREZ

DATE

By _____, Deputy Clerk

Summons in a Civil Action

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ATTACHMENT 1 TO SUMMONS IN A CIVIL ACTION

TO: Paul Henderson, CEO
Menu Foods Income Fund
8 Falconer Drive
Streetsville, Ontario Canada L5N 1B1

Menu Foods Midwest Corporation
c/o The Corporation Trust Company
Corporation Trust Center
1209 North Orange Street
Wilmington, DE 19801-1120

Menu Foods South Dakota, Inc.
c/o The Corporation Trust Company
Corporation Trust Center
1209 North Orange Street
Wilmington, DE 19801-1120

Menu Foods, Inc.
c/o The Corporation Trust Company
820 Bear Tavern Road
West Trenton, NJ 08628-1021

Menu Foods Holdings, Inc.
c/o The Corporation Trust Company
Corporation Trust Center
1209 North Orange Street
Wilmington, DE 19801-1120

Del Monte Foods Company
c/o CT Corporation System
818 West Seventh Street
Los Angeles, CA 90017

Nestle Purina Petcare Company
c/o CT Corporation System
818 West Seventh Street
Los Angeles, CA 90017

Hills Pet Nutrition
c/o CT Corporation System
818 West Seventh Street
Los Angeles, CA 90017

Nutro Products, Inc.
c/o Ronald Ong
445 Wilson Way
City of Industry, CA 91744

ATTACHMENT 1 TO SUMMONS IN A CIVIL ACTION, Page 2

Wal-Mart Stores, Inc.
c/o The Corporation
425 W. Capitol Avenue, Suite 1700
Little Rock, AK 72201

Petco Animal Supplies, Inc.
c/o Corporation Service Company
Lawyers Incorporating Service
2730 Gateway Oaks Drive, #100
Sacramento, CA 95833

Petco Southwest, Inc.
c/o Corporation Service Company
Lawyers Incorporating Service
2730 Gateway Oaks Drive, #100
Sacramento, CA 95833

Petco Animal Supplies Stores, Inc.
c/o Corporation Service Company
Lawyers Incorporating Service
2730 Gateway Oaks Drive, #100
Sacramento, CA 95833

The Iams Company
c/o CT Corporation System
818 West Seventh Street
Los Angeles, CA 90017

Fry's Food Centers
500 S. 99th Avenue
Tolleson, Arizona 85353

Smith's Food and Drug Centers, Inc.
500 S. 99th Avenue
Tolleson, Arizona 85353

Kroger Co.
Csc-Lawyers Incorporating Service
500 Broad Street, Suite 1800
Columbus, Ohio 43215

ChemNutra, Inc.
c/o National Registered Agents, Inc.
160 Greentree Drive, Ste. 101
Dover, DE 19904

ATTACHMENT 1 TO SUMMONS IN A CIVIL ACTION, Page 3

Petsmart
c/o CT Corporation System
818 West Seventh Street
Los Angeles, CA 90017