

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF HAWAII

YVONNE ORTIZ, individually and on)	Civil No. CV07-00323 DAE LEK
behalf of all other similarly situated)	(Class Action)
persons,)	
)	
Plaintiff,)	DECLARATION OF THOMAS
)	R. GRANDE
v.)	
)	
MENU FOODS, INC., a New Jersey)	
Corporation; MENU FOODS)	
HOLDINGS, INC., a Delaware)	
Corporation, MENU FOODS INCOME)	
FUND, an unincorporated Canadian)	
business; DOE ENTITIES and)	
INDIVIDUALS 1- 100,)	
)	
Defendants.)	
)	

DECLARATION OF THOMAS R. GRANDE

I, Thomas R. Grande, do hereby state and declare as follows:

1. I am a partner of Davis Levin Livingston Grande, Attorneys at Law, one of the attorneys for Plaintiff in this lawsuit.

2. I am an attorney licensed to practice law in all of the Courts in the State of Hawaii, and am the attorney for Plaintiff in the above-entitled action. I make this Declaration based upon my own personal knowledge of the matters herein set forth.

3. Attached hereto as Exhibit 1 is a true and correct copy of “Menu Foods Income Fund Consolidated Balance Sheets” dated March 2007 obtained from <http://www.menufoods.com/ir/sedar.html> on August 8, 2007.

4. Attached hereto as Exhibit 2 is a true and correct copy of the Transcript of FDA Press Conference on the Pet Food Recall (April 19, 2007) obtained from www.fda.gov/bbs/transcripts/transcript041907.pdf on August 9, 2007.

5. The conversion rate on August 7, 2007 was 0.948367 one US dollar for one Canadian dollar. This information was obtained from <http://www.xe.com/ucc/> on August 7, 2007.

6. As of 2006, the U.S. Census Bureau reports that the population of Hawaii is 1,285,498. The U.S. Census Bureau reports that the population of the United States in 2006 was 299,398,484. Hawaii’s population equals 0.0042 of the U.S. population. This information was obtained from <http://www.census.gov/popest/estimates.php> on August 8, 2007.

I declare under penalty of perjury that the foregoing is true and correct.

DATED: Honolulu, Hawaii, August 9, 2007.

/s/ Thomas R. Grande
THOMAS R. GRANDE
Attorney for Plaintiff