

3. Attached hereto as Exhibit "2" is a true and correct copy of Menu Foods, Inc. and Menu Foods Holdings, Inc.'s Notice of Filing Notice of Removal, filed in the First Circuit Court of the State of Hawaii on July 31, 2007.

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

Case 1:07-cv-00409-ACK-KSC Document 17-3 Filed 08/26/2007 Page 2 of 2

DATED: HONOLULU, HAWAII, AUGUST 26, 2007.

/s/ Emily A. Gardner
EMILY A. GARDNER