

**LITE DEPALMA GREENBERG & RIVAS, LLC**  
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**RECEIVED**

**MAR 27 2007**

AT 8:30 8:00 P M  
WILLIAM T. WALSH, CLERK

**Attorneys for Plaintiff**

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEW JERSEY**

Paul Richard and Jennifer Richard, husband and wife; )  
Charles Kohler and Alicia Kohler, husband and wife, )  
 )  
 ) Plaintiffs, )

v. )

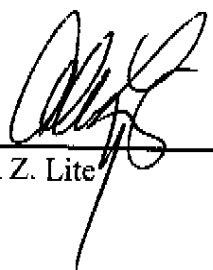
Civil Action No. )

Menu Foods Income Fund, a Canadian open-ended )  
trust; Menu Foods Limited, a Canadian Corporation, )  
Menu Foods Holdings, Inc., a Delaware Corporation; )  
Menu Foods, Inc., a New Jersey Corporation; Menu )  
Foods Midwest Corporation, a Delaware Corporation; )  
Menu Foods South Dakota, Inc., a Delaware )  
Corporation; ABC Partnerships, XYZ Corporations, )  
 )  
 ) Defendant. )

**CERTIFICATE OF  
NON-ARBITRABILITY**

Allyn Z. Lite, of full age, certifies that pursuant to L. Civ. R. 201.1 the within matter is not arbitrable, being that the Complaint seeks damages that are in an excess of \$150,000 and injunctive relief.

Dated: March 27, 2007

  
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Allyn Z. Lite