

IN THE UNITED STATES DISTRICT COURT, SOUTHERN DISTRICT OF OHIO  
WESTERN DIVISION

<b>MICHAEL J. FULLER</b>	:	<b>CASE NO. 3:07 CV 0302</b>
<b>Plaintiff</b>	:	<b>Judge Thomas M. Rose</b>
<b>v.</b>	:	
<b>REMINGTON HYBRID SEED COMPANY, INC.</b>	:	
<b>Defendant.</b>	:	

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**STIPULATION AND ORDER REGARDING ASSUMPTION OF  
LIABILITY BY REMINGTON SEEDS, LLC**

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Upon stipulation of the parties, as evidenced by the endorsement of their respective counsel below, and with the approval of the Court, the following matters are hereby stipulated and ordered for the purpose of this action:

WHEREAS, in January 2008, Defendant Remington Hybrid Seeds Company, Inc. ("RHSC") conveyed all of its assets to Remington Seeds, LLC ("Remington Seeds"), an Indiana Limited Liability Company with its principal place of business at 4746 West U.S. 24, Remington, Indiana 47977; and

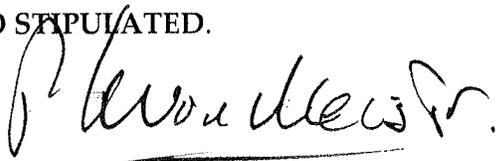
WHEREAS, Remington Seeds acquired all of the assets, production capability, and revenue generating business from RHSC but without any of the liabilities of RHSC; and

WHEREAS, to avoid plaintiff moving for the joinder of Remington Seeds as a party defendant to this action;

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NOW THEREFORE, it is hereby STIPULATED and ORDERED that Remington Seeds, LLC undertakes and agrees to be bound by any liability determined in plaintiff's favor in this action, and that Remington Seeds, LLC agrees to be bound by and to perform any agreement, stipulation, commitment, liability, or undertaking for which RHSC may be bound, ordered, or adjudged in these proceedings, all until further order of the Court.

SO STIPULATED.



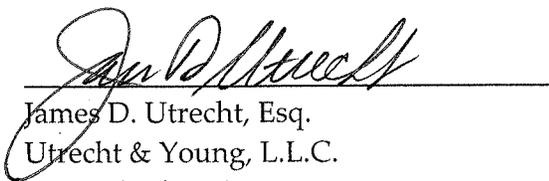
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REMINGTON SEEDS, LLC

BY: 

TITLE: MANAGING MEMBER

DATE: 4/15/09



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SO ORDERED: April 15, 2009

s/Thomas M. Rose

Thomas M. Rose, Judge