

**UNITED STATES DISTRICT COURT  
DISTRICT OF MINNESOTA**

IN RE CATTLE AND BEEF ANTITRUST  
LITIGATION

Case No. 0:22-md-03031 (JRT-JFD)

This Document Relates To:  
IN RE DPP BEEF LITIGATION

**DECLARATION OF  
MICHELLE J. LOOBY IN SUPPORT  
OF DIRECT PURCHASER  
PLAINTIFFS' AMENDED MOTION  
TO DISTRIBUTE NET  
SETTLEMENT PROCEEDS**

I, Michelle J. Looby, declare and state as follows:

1. I am an attorney licensed to practice law in the State of Minnesota and admitted to federal Court in Minnesota. I am a member of Gustafson Gluek PLLC and am one of the Interim Co-Lead Counsel (along with Hartley LLP; Hausfeld LLP; and Cotchett Pitre & McCarthy, LLP) for the Direct Purchaser Plaintiffs (“DPPs”) in this litigation. I make this declaration in support of DPPs’ Amended Motion for Distribution of Net Settlement Proceeds. I have personal knowledge of the facts in this declaration and could and would competently testify to the matters stated herein.

2. JBS has paid a total of \$52,500,000.00 into the Settlement Fund. This money has been earning interest since deposited. I have personally reviewed invoices and statements, and confirmed the amounts that make up the Net Settlement Fund as set forth in Section II.B of the memorandum of law in support of DPPs’ Motion filed concurrently herewith, which is a total of \$31,634,955.51.

3. With respect to the payment of late claims, Interim Co-Lead Counsel's position is that all late claims, as well as corrective correspondence, received by September 4, 2024, should be accepted and those claims paid because they have been processed and will not affect the overall progress of the administration.

4. Where a claimant disagreed with their pre-populated claim form or wished to supplement the data, A.B. Data carefully analyzed the data, including invoices and structured transactional data with the help of Interim Co-Lead Counsel to confirm validity. A.B. Data and Co-Lead Counsel worked diligently to ensure that only qualifying beef purchases were validated.

5. Similarly, when a claim was determined to be deficient or there were individual disputes, A.B. Data notified the claimant and Class Counsel and investigated and handled each issue and provided resolution in a timely manner. After filing DPPs' original Motion to Distribution Net Settlement Funds on December 19, 2025, A.B. Data received three inquiries from class members that caused A.B. Data to revisit the proposed allocation. A.B. Data, in consultation with Class Counsel, has addressed those issues as detailed in the Devery Declaration. *See* Devery Decl. ¶¶ 50-54. As of the filing of this Motion, I am not aware of any outstanding disputes or issues.

6. Interim Co-Lead Counsel agrees with A.B. Data's determinations and proposes that the Court approve A.B. Data's determinations regarding the payment of eligible claims and the denial of ineligible claims.

7. A.B. Data has provided to Interim Co-Lead Counsel invoices detailing the fees and expenses it has incurred to administer the notice and claims of the DPP Class

Members. Interim Co-Lead Counsel have already paid \$94,655.30 to A.B. Data out of the \$5,000,000.00 Litigation Fund after review and approval of their bills. A.B. Data has incurred \$413,481.86 in additional expenses and estimates that it will incur an additional \$41,353.53 to complete this distribution.

I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct. Executed on this 20th day of February 2026, in Minneapolis, Minnesota.

/s/ Michelle J. Looby  
Michelle J. Looby