

**UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF ILLINOIS  
EASTERN DIVISION**

POULTRY PRODUCTS COMPANY OF  
NEW ENGLAND, LLC; POULTRY  
PRODUCTS COMPANY, LLC; POULTRY  
PRODUCTS OF CONNECTICUT, LLC; and  
POULTRY PRODUCTS OF MAINE, LLC

Plaintiffs,

vs.

TYSON FOODS, INC.; TYSON CHICKEN,  
INC.; TYSON BREEDERS, INC.; TYSON  
POULTRY, INC.; PILGRIM'S PRIDE  
CORPORATION; KOCH FOODS, INC.; JCG  
FOODS OF ALABAMA, LLC; JCG FOODS  
OF GEORGIA, LLC; KOCH MEAT CO.,  
INC.; SANDERSON FARMS, INC.;  
SANDERSON FARMS, INC. (FOOD  
DIVISION); SANDERSON FARMS, INC.  
(PRODUCTION DIVISION); SANDERSON  
FARMS, INC. (PROCESSING DIVISION);  
HOUSE OF RAEFORD FARMS, INC.; MAR-  
JAC POULTRY, INC.; PERDUE FARMS,  
INC.; PERDUE FOODS, LLC; WAYNE  
FARMS, LLC; SIMMONS FOODS, INC.;  
SIMMONS PREPARED FOODS, INC.; O.K.  
FOODS, INC.; O.K. FARMS, INC.; O.K.  
INDUSTRIES, INC.; HARRISON POULTRY,  
INC.; FOSTER FARMS, LLC; FOSTER  
POULTRY FARMS; NORMAN W. FRIES,  
INC. d/b/a CLAXTON POULTRY FARMS,  
INC.; MOUNTAIRE FARMS, INC.;  
MOUNTAIRE FARMS, LLC; MOUNTAIRE  
FARMS OF DELAWARE, INC.; CASE  
FOODS, INC.; CASE FARMS, LLC; CASE  
FARMS PROCESSING, INC.; and AGRI  
STATS, INC.,

Defendants.

Case No.: 21-cv-4358

**COMPLAINT**

**Jury Trial Demanded**

## COMPLAINT

1. Plaintiffs Poultry Products Company of New England LLC (formerly known as Poultry Products Company of New England, Inc.), Poultry Products Company, LLC (formerly known as Poultry Products Company, Inc.), Poultry Products of Connecticut, LLC (formerly known as Poultry Products of Connecticut, Inc.), and Poultry Products of Maine, LLC (formerly known as Poultry Products of Main, Inc.), (collectively, “Poultry Products” or “Plaintiff”) are related New Hampshire corporations with a principal place of business in Londonderry, New Hampshire. Poultry Products is a foodservice distributor servicing New England and eastern New York. Poultry Products does business under the trade name Prime Source Foods.

2. Poultry Products brings this action under the federal antitrust laws against the Defendants identified below and incorporates by reference the factual allegations and reservations of rights contained in the Direct Action Plaintiffs’ Amended Consolidated Complaint and Demand for Jury Trial, filed in In re Broiler Antitrust Litigation, Civil Action No. 1:16-cv-08637 (ECF 4243; ECF 4244).

3. Poultry Products joins Section II of the Direct Action Plaintiffs’ Amended Consolidated Complaint and Demand for Jury Trial, adding the following to specify the Poultry Products causes of action and the Defendants in the Poultry Products’ action.

<b>Plaintiff Name</b>	<b>Named Defendants<sup>1</sup></b>	<b>Named Co-Conspirators</b>	<b>Causes of Action</b>
Poultry Products	Agri Stats; Claxton; Foster Farms; Harrison; House of Raeford; Koch; Mar-Jac; Mountaire; O.K. Foods; Perdue; Pilgrim's Pride; Sanderson; Simmons; Tyson; Wayne; Case	Fieldale; Amick; George's; Peco; Keystone; Allen Harim	Count I (Sherman Act Claim for all Anticompetitive Conduct); Count II (Sherman Act Claim for Output Restriction, Pled in the Alternative to Count I); Count III (Sherman Act Claim for GA Dock Manipulation, Pled in the Alternative to Count I)

### **PRAYER FOR RELIEF**

WHEREFORE, Plaintiff respectfully requests that the Court:

- A. Enter joint and several judgments against all Defendants in favor of Plaintiff;
- B. Award Plaintiff treble damages, of an amount to be determined at trial, to the maximum extent allowed under the federal antitrust laws;
- C. Award Plaintiff post-judgment interest as provided by law, with such interest to be awarded at the highest legal rate;
- D. Award Plaintiff its attorneys' fees, litigation expenses, and costs, as provided by law;
- E. Grant Plaintiff such other and further relief to which Plaintiff is entitled.

### **JURY DEMAND**

Pursuant to Federal Rule of Civil Procedure 38, Plaintiff demands a trial by jury on all of its claims and issues so triable.

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<sup>1</sup> The Defendants named in this Complaint include the entire Defendant family of each Defendant in this table, identified in Section IV.B of ECF 4243/ECF 4244.

Dated: August 16, 2021

Respectfully submitted,

/s/ Terence H. Campbell

Philip J. Iovieno  
Lawrence S. Brandman  
Nicholas A. Gravante, Jr.  
Karen C. Dyer  
Jack G. Stern  
Mark A. Singer  
Elizabeth R. Moore  
Gillian G. Burns  
CADWALADER, WICKERSHAM & TAFT LLP  
200 Liberty Street  
New York, NY 10281  
Tel: (212) 504-6000  
Fax: (212) 504-6666  
E-mail: philip.iovieno@cwt.com  
lawrence.brandman@cwt.com  
nicholas.gravante@cwt.com  
karen.dyer@cwt.com  
jack.stern@cwt.com  
mark.singer@cwt.com  
elizabeth.moore@cwt.com  
gillian.burns@cwt.com

Terence H. Campbell  
Cotsirilos, Tighe, Streicker,  
Poulos & Campbell  
33 N. Dearborn, Ste. 600  
Chicago, IL 60602  
Tel: (312) 263-0345  
Fax: (312) 263-4670  
E-mail: tcampbell@cotsiriloslaw.com

*Counsel for Poultry Products Company of  
New England, LLC, Poultry Products  
Company, LLC, Poultry Products of  
Connecticut, LLC, and Poultry Products of  
Maine, LLC*