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**CIVIL COVER SHEET**

5:15-cv-06480

JS 44 (Rev. 12/12)

The JS 44 civil cover sheet and the information contained herein neither replace nor supplement the filing and service of pleadings or other papers as required by law, except as provided by local rules of court. This form, approved by the Judicial Conference of the United States in September 1974, is required for the use of the Clerk of Court for the purpose of initiating the civil docket sheet. (SEE INSTRUCTIONS ON NEXT PAGE OF THIS FORM.)

**I. (a) PLAINTIFFS**  
WINN-DIXIE STORES, INC., and  
BI-LO HOLDINGS, LLC

**DEFENDANTS**  
EASTERN MUSHROOM MARKETING  
COOPERATIVE, INC., et al.

15 06480

(b) County of Residence of First Listed Plaintiff Duval County, FL  
(EXCEPT IN U.S. PLAINTIFF CASES)

County of Residence of First Listed Defendant Chester County, PA  
(IN U.S. PLAINTIFF CASES ONLY)

(c) Attorneys (Firm Name, Address, and Telephone Number)  
Krishna B. Narine, Esquire MEREDITH & NARINE  
100 S. Broad Street, Suite 905, Phila., PA 19110 (215) 564-5182

Attorneys (If Known)  
DONALD M. BARNES PORTER WRIGHT MORRIS & ARTHUR LLP  
1900 K STREET NW SUITE 1110 WASHINGTON, DC 20006-1110  
(202) 778-3056

**II. BASIS OF JURISDICTION** (Place an "X" in one Box Only)

- 1 U.S. Government Plaintiff
- 3 Federal Question (U.S. Government Not a Party)
- 2 U.S. Government Defendant
- 4 Diversity (Indicate Citizenship of Parties in Item III)

**III. CITIZENSHIP OF PRINCIPAL PARTIES** (Place an "X" in one Box for Plaintiff and One Box for Defendant)

- |   |                            |                            |   |                            |                            |
|---|----------------------------|----------------------------|---|----------------------------|----------------------------|
|   | PTF                        | DEF                        |   | PTF                        | DEF                        |
| Citizen of This State                   | <input type="checkbox"/> 1 | <input type="checkbox"/> 1 | Incorporated or Principal Place of Business In This State     | <input type="checkbox"/> 4 | <input type="checkbox"/> 4 |
| Citizen of Another State                | <input type="checkbox"/> 2 | <input type="checkbox"/> 2 | Incorporated and Principal Place of Business In Another State | <input type="checkbox"/> 5 | <input type="checkbox"/> 5 |
| Citizen or Subject of a Foreign Country | <input type="checkbox"/> 3 | <input type="checkbox"/> 3 | Foreign Nation  | <input type="checkbox"/> 6 | <input type="checkbox"/> 6 |

**IV. NATURE OF SUIT** (Place an "X" in One Box Only)

CONTRACT	TORTS	FORFEITURE/PENALTY	BANKRUPTCY	OTHER/STATUTES	
<input type="checkbox"/> 110 Insurance <input type="checkbox"/> 120 Marine <input type="checkbox"/> 130 Miller Act <input type="checkbox"/> 140 Negotiable Instrument <input type="checkbox"/> 150 Recovery of Overpayment & Enforcement of Judgment <input type="checkbox"/> 151 Medicare Act <input type="checkbox"/> 152 Recovery of Defaulted Student Loans (Excludes Veterans) <input type="checkbox"/> 153 Recovery of Overpayment of Veteran's Benefits <input type="checkbox"/> 160 Stockholders' Suits <input type="checkbox"/> 190 Other Contract <input type="checkbox"/> 195 Contract Product Liability <input type="checkbox"/> 196 Franchise	<b>PERSONAL INJURY</b> <input type="checkbox"/> 310 Airplane <input type="checkbox"/> 315 Airplane Product Liability <input type="checkbox"/> 320 Assault, Libel & Slander <input type="checkbox"/> 330 Federal Employers' Liability <input type="checkbox"/> 340 Marine <input type="checkbox"/> 345 Marine Product Liability <input type="checkbox"/> 350 Motor Vehicle <input type="checkbox"/> 355 Motor Vehicle Product Liability <input type="checkbox"/> 360 Other Personal Injury <input type="checkbox"/> 362 Personal Injury - Medical Malpractice	<b>PERSONAL INJURY</b> <input type="checkbox"/> 365 Personal Injury - Product Liability <input type="checkbox"/> 367 Health Care/Pharmaceutical Personal Injury Product Liability <input type="checkbox"/> 368 Asbestos Personal Injury Product Liability <b>PERSONAL PROPERTY</b> <input type="checkbox"/> 370 Other Fraud <input type="checkbox"/> 371 Truth in Lending <input type="checkbox"/> 380 Other Personal Property Damage <input type="checkbox"/> 385 Property Damage Product Liability	<input type="checkbox"/> 625 Drug Related Seizure of Property 21 USC 881 <input type="checkbox"/> 690 Other  <b>LABOR</b> <input type="checkbox"/> 710 Fair Labor Standards Act <input type="checkbox"/> 720 Labor/Management Relations <input type="checkbox"/> 740 Railway Labor Act <input type="checkbox"/> 751 Family and Medical Leave Act <input type="checkbox"/> 790 Other Labor Litigation <input type="checkbox"/> 791 Employee Retirement Income Security Act  <b>IMMIGRATION</b> <input type="checkbox"/> 462 Naturalization Application <input type="checkbox"/> 465 Other Immigration Actions	<input type="checkbox"/> 422 Appeal 28 USC 158 <input type="checkbox"/> 423 Withdrawal 28 USC 157  <b>PROPERTY RIGHTS</b> <input type="checkbox"/> 820 Copyrights <input type="checkbox"/> 830 Patent <input type="checkbox"/> 840 Trademark  <b>SOCIAL SECURITY</b> <input type="checkbox"/> 861 HIA (1395ff) <input type="checkbox"/> 862 Black Lung (923) <input type="checkbox"/> 863 DIWC/DIWW (405(g)) <input type="checkbox"/> 864 SSID Title XVI <input type="checkbox"/> 865 RSI (405(g))  <b>FEDERAL TAX SUITS</b> <input type="checkbox"/> 870 Taxes (U.S. Plaintiff or Defendant) <input type="checkbox"/> 871 IRS—Third Party 26 USC 7609	<input type="checkbox"/> 375 False Claims Act <input type="checkbox"/> 400 State Reapportionment <input checked="" type="checkbox"/> 410 Antitrust <input type="checkbox"/> 430 Banks and Banking <input type="checkbox"/> 450 Commerce <input type="checkbox"/> 460 Deportation <input type="checkbox"/> 470 Racketeer Influenced and Corrupt Organizations <input type="checkbox"/> 480 Consumer Credit <input type="checkbox"/> 490 Cable/Sat TV <input type="checkbox"/> 850 Securities/Commodities/Exchange <input type="checkbox"/> 890 Other Statutory Actions <input type="checkbox"/> 891 Agricultural Acts <input type="checkbox"/> 893 Environmental Matters <input type="checkbox"/> 895 Freedom of Information Act <input type="checkbox"/> 896 Arbitration <input type="checkbox"/> 899 Administrative Procedure Act/Review or Appeal of Agency Decision <input type="checkbox"/> 950 Constitutionality of State Statutes
REAL PROPERTY	CIVIL RIGHTS	PRISONER PETITIONS			
<input type="checkbox"/> 210 Land Condemnation <input type="checkbox"/> 220 Foreclosure <input type="checkbox"/> 230 Rent Lease & Ejectment <input type="checkbox"/> 240 Torts to Land <input type="checkbox"/> 245 Tort Product Liability <input type="checkbox"/> 290 All Other Real Property	<input type="checkbox"/> 440 Other Civil Rights <input type="checkbox"/> 441 Voting <input type="checkbox"/> 442 Employment <input type="checkbox"/> 443 Housing/Accommodations <input type="checkbox"/> 445 Amer. w/Disabilities - Employment <input type="checkbox"/> 446 Amer. w/Disabilities - Other <input type="checkbox"/> 448 Education	<b>Habeas Corpus:</b> <input type="checkbox"/> 463 Alien Detainee <input type="checkbox"/> 510 Motions to Vacate Sentence <input type="checkbox"/> 530 General <input type="checkbox"/> 535 Death Penalty <b>Other:</b> <input type="checkbox"/> 540 Mandamus & Other <input type="checkbox"/> 550 Civil Rights <input type="checkbox"/> 555 Prison Condition <input type="checkbox"/> 560 Civil Detainee - Conditions of Confinement			

**V. ORIGIN** (Place an "X" in One Box Only)

- 1 Original Proceeding
- 2 Removed from State Court
- 3 Remanded from Appellate Court
- 4 Reinstated or Reopened
- 5 Transferred from Another District (specify)
- 6 Multidistrict Litigation

**VI. CAUSE OF ACTION**

Cite the U.S. Civil Statute under which you are filing (Do not cite jurisdictional statutes unless diversity):  
Clayton Act, 15 U.S.C. §§ 15(a), 18 and 26, and Sherman Act, 15 U.S.C. §§ 1 and 2

Brief description of cause:  
Price-fixing

**VII. REQUESTED IN COMPLAINT:**

CHECK IF THIS IS A CLASS ACTION UNDER RULE 23, F.R.Cv.P. DEMAND \$ \_\_\_\_\_ CHECK YES only if demanded in complaint:  
**JURY DEMAND:**  Yes  No

**VIII. RELATED CASE(S) IF ANY**

(See instructions):

JUDGE Thomas O'Neill

DOCKET NUMBER 2:06-cv-00620-TON

DATE  
12/07/2015

SIGNATURE OF ATTORNEY OF RECORD

*[Handwritten Signature]*

DEC - 7 2015

FOR OFFICE USE ONLY

RECEIPT # AMOUNT APPLYING IFP JUDGE MAG. JUDGE



**LIST OF DEFENDANTS**

EASTERN MUSHROOM MARKETING  
COOPERATIVE, INC.  
649 West South St.  
Kennett Square, PA 19348

ROBERT A. FERANTO, JR t/a  
BELLA MUSHROOM FARMS  
330 Landenberg Rd  
Landenberg, PA 19350

BROWNSTONE MUSHROOM FARMS,  
INC.  
974 Penn Green Road  
Avondale, PA 17340

TO-JO FRESH MUSHROOMS, INC.  
974 Penn Green Rd.  
Avondale, PA 19311

CARDILE MUSHROOMS, INC.  
540 Church Rd.  
Avondale, PA 19311

CARDILE BROS. MUSHROOMS  
PACKAGING  
8790 Gap Newport Rd.  
Avondale, PA 19311

COUNTRY FRESH MUSHROOM CO.  
Highway 41 S  
Avondale, PA 19311

FOREST MUSHROOM INC.  
14715 County Road 51  
Saint Joseph, MN 56374

FRANKLIN FARMS, INC.  
931 Rte. 32  
North Franklin, CT 06254

GINO GASPARI & SONS, INC.  
GASPARI BROS. INC.  
2103 Georgia Rd.  
Temple, PA 19560

GIORGI MUSHROOM COMPANY  
GIORGIO FOODS, INC.

15 6480

1813 Hilltop Rd.  
Temple, PA 19560

KAOLIN MUSHROOM FARMS, INC.  
649 West South St.  
Kennett Square, PA 19348

SOUTH MILL MUSHROOM SALES, INC. :  
649 West South St.  
Kennett Square, PA 19348

LRP MUSHROOMS INC  
LRP-M MUSHROOMS LLC  
LEONE PIZZINI AND SON, INC.  
740 Penn Green Rd  
PO Box 366  
Landenberg, PA 19350

MODERN MUSHROOM FARMS, INC.  
1330 Newark Rd.  
Toughkenamon, PA 19374

SHER-ROCKEE MUSHROOM FARM  
170 SherRockee Ln.  
Lincoln University, PA 19352

C & C CARRIAGE MUSHROOM CO.  
1340 Newark Rd.  
Toughkenamon, PA 19374

OAKS HIRE MUSHROOM FARM, INC.  
295 Thompson Rd.  
Kennett Square, PA 19348

PHILLIPS MUSHROOM FARMS, INC.  
124 Old Kennett Rd.  
Kennett Square, PA 19348

HARVEST FRESH FARMS, INC.  
865 Shoemakersville Rd  
PO Box 297  
Shoemakersville, PA 19555

LOUIS M. MARSON, JR., INC.  
459 Greenwood Rd  
Kennett Square, PA 19348

MARIO CUTONE MUSHROOM CO.,

INC.  
Rts 1 & 41  
Avondale, PA 19311  
M.D. BASCIANI & SONS, INC.  
8874 Gap Newport Pike  
Avondale, PA 19311

MONTEREY MUSHROOMS, INC.  
260 Westgate Dr.  
Watsonville, CA 95076

MASHA & TOTO, INC. *t/a*  
M & T MUSHROOMS  
519 Hillendale Rd  
Avondale, PA 19311

W & P MUSHROOM INC.  
4300 Bamsley Chrome Rd  
Oxford, PA 19363

MUSHROOM ALLIANCE, INC.  
c/o CT Corporation System  
520 Pike St.  
Seattle, WA

QUINCY FARMS  
190 Mannie Gunn Rd  
Quincy, FL 32351

CREEKSIDE MUSHROOMS LTD.  
One Moonlight Dr.  
Worthington, PA 16262-9730

KITCHEN PRIDE MUSHROOMS  
County Rd 348  
Gonzales, TX 78629

JM FARMS, INC.  
7001 S. 580 Road  
Miami, OK 74354

UNITED MUSHROOM FARMS  
COOPERATIVE, INC.  
101 New Garden Rd  
Avondale, PA 19311

JOHN PIA  
649 West South St.

Kennett Square, PA 19348

MICHAEL PIA  
649 West South St.  
Kennett Square, PA 19348

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