
United States Court of Appeals
for the
Third Circuit

Case No. 20-1045

In Re: PROCESSED EGG PRODUCTS ANTITRUST LITIGATION
THE KROGER CO; SAFEWAY, INC.; ROUNDY'S SUPERMARKETS, INC.;
WALGREEN CO.; HY-VEE, INC.; ALBERTSONS LLC; THE GREAT
ATLANTIC & PACIFIC TEA COMPANY, INC.; H.E. BUTT GROCERY
COMPANY; SUPERVALU INC.; PUBLIX SUPERMARKETS, INC.; GIANT
EAGLE, INC.; WINN-DIXIE STORES, INC.,

Appellants,

– v. –

ROSE ACRE FARMS; UNITED EGG PRODUCERS, INC.;
UNITED STATES EGG MARKETERS, INC.

(For Continuation of Caption See Inside Cover)

ON APPEAL FROM AN ORDER OF THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA IN NO. 2-0-8MD-02002,
HONORABLE GENE E. K. PRATTER, U.S. DISTRICT JUDGE

BRIEF AND JOINT APPENDIX FOR APPELLANTS
VOLUME I OF XI (Pages Appx1-Appx66)

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(For Continuation of Appearances See Inside Cover)

Case No. 20-1127

In Re: PROCESSED EGG PRODUCTS ANTITRUST LITIGATION
THE KROGER CO; SAFEWAY, INC.; ROUNDY'S SUPERMARKETS, INC.;
WALGREEN CO.; HY-VEE, INC.; ALBERTSONS LLC; THE GREAT
ATLANTIC & PACIFIC TEA COMPANY, INC.; H.E. BUTT GROCERY
COMPANY; SUPERVALU INC.; PUBLIX SUPERMARKETS, INC.; GIANT
EAGLE, INC.; WINN-DIXIE STORES, INC.,

– v. –

ROSE ACRE FARMS; UNITED EGG PRODUCERS, INC.;
UNITED STATES EGG MARKETERS, INC.,
ROSE ACRE FARMS,

Appellant.

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United States Court of Appeals for the Third Circuit

**Corporate Disclosure Statement and
Statement of Financial Interest**

No. 20-1045

The Kroger Co., et al.

v.

United Egg Producers, Inc., et al.

Instructions

Pursuant to Rule 26.1, Federal Rules of Appellate Procedure any nongovernmental corporate party to a proceeding before this Court must file a statement identifying all of its parent corporations and listing any publicly held company that owns 10% or more of the party's stock.

Third Circuit LAR 26.1(b) requires that every party to an appeal must identify on the Corporate Disclosure Statement required by Rule 26.1, Federal Rules of Appellate Procedure, every publicly owned corporation not a party to the appeal, if any, that has a financial interest in the outcome of the litigation and the nature of that interest. This information need be provided only if a party has something to report under that section of the LAR.

In all bankruptcy appeals counsel for the debtor or trustee of the bankruptcy estate shall provide a list identifying: 1) the debtor if not named in the caption; 2) the members of the creditors' committee or the top 20 unsecured creditors; and, 3) any entity not named in the caption which is an active participant in the bankruptcy proceedings. If the debtor or the bankruptcy estate is not a party to the proceedings before this Court, the appellant must file this list. LAR 26.1(c).

The purpose of collecting the information in the Corporate Disclosure and Financial Interest Statements is to provide the judges with information about any conflicts of interest which would prevent them from hearing the case.

The completed Corporate Disclosure Statement and Statement of Financial Interest Form must, if required, must be filed upon the filing of a motion, response, petition or answer in this Court, or upon the filing of the party's principal brief, whichever occurs first. A copy of the statement must also be included in the party's principal brief before the table of contents regardless of whether the statement has previously been filed. Rule 26.1(b) and (c), Federal Rules of Appellate Procedure.

If additional space is needed, please attach a new page.

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Pursuant to Rule 26.1 and Third Circuit LAR 26.1, Albertson's LLC
makes the following disclosure: (Name of Party)

1) For non-governmental corporate parties please list all parent corporations: Albertsons Companies, Inc.

2) For non-governmental corporate parties please list all publicly held companies that hold 10% or more of the party's stock:
none

3) If there is a publicly held corporation which is not a party to the proceeding before this Court but which has as a financial interest in the outcome of the proceeding, please identify all such parties and specify the nature of the financial interest or interests:
n/a

4) In all bankruptcy appeals counsel for the debtor or trustee of the bankruptcy estate must list: 1) the debtor, if not identified in the case caption; 2) the members of the creditors' committee or the top 20 unsecured creditors; and, 3) any entity not named in the caption which is active participant in the bankruptcy proceeding. If the debtor or trustee is not participating in the appeal, this information must be provided by appellant.
n/a

/s/ Michael A. Ponzoli
(Signature of Counsel or Party)

Dated: 01/24/2020

United States Court of Appeals for the Third Circuit

**Corporate Disclosure Statement and
Statement of Financial Interest**

No. 20-1045

The Kroger Co., et al.

v.

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