

File number: _____

I received an avoidance claim settlement offer from ASK LLP dated _____.

I am a milk hauler.

I was hauling milk from dairy farms to Dean Foods in the ordinary course of my business relationship with dairy farms and Dean Foods when Dean filed its bankruptcy petition on November 12, 2019. I also hauled milk from dairy farms to Dean in the ordinary course of my business relationship with Dean during the 90 days prior to November 12, 2019.

Prior to November 12, 2019, I had hauled milk from farms to Dean for _____ years.

During the course of my relationship with Dean, I was paid two times per month. While I received payment through Dean, I was actually paid by the dairy farms. Dean deducted my hauling fees from dairy farms' payments and sent the money to me. My payments from Dean were not subject to Federal and/or State Regulations but I was paid two times per month in conjunction with payment dates to dairy farms according to the Federal and/or State Regulations governing payment to dairy farms (7 CFR sections 10XX.70-10XX.74 and 7 CFR section 10XX.90). I was paid on these dates and in this manner during the 90 days prior to November 12, 2019, and during the entire course of my business relationship with Dean prior to the period beginning 90 days prior to November 12, 2019. There was no difference in my payments from Dean during the period 90 days prior to November 12, 2019, as compared to the course of our business relationship prior to that period.

I did not receive preferential payment treatment from Dean during the 90 days prior to November 12, 2019. I did not receive preferential payment treatment, nor did I ask for preferential payment treatment, because there was no need to ask for preferential payment treatment. I put no pressure on Dean to pay me because it always paid on time and in the same manner by deducting my fees from dairy farm payments which were made according to the applicable Federal and/or State Regulations.

____ I have additional details about my payments which are described in the attached page which is incorporated into this declaration.

I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct.

Executed this _____ day of _____, 2020

Print name

Signature

Address: