

**COMMONWEALTH OF KENTUCKY  
FAYETTE CIRCUIT COURT  
FOURTH DIVISION**

Civil Action No. 20-CI-00332

**HAYNES PROPERTIES, LLC,**  
*et al.*

**PLAINTIFFS**

vs.

**Order re Bond and Distribution**

**BURLEY TOBACCO GROWERS  
COOPERATIVE ASSOCIATION,**  
*et al.*

**DEFENDANTS**

Plaintiffs/Settlement Class Representatives having filed a Motion to *inter alia*, Require an Appropriate *Supersedeas* Bond, the Motion having come on for hearing as noticed on September 22, 2023, counsel having an opportunity to be heard, and the Court being duly and sufficiently advised, IT IS HEREBY FOUND and ORDERED as follows:

1. An appropriate *supersedeas* bond, at a minimum, will meet each of the following criteria:
  - a. the amount of the bond (to which the principal and surety bind themselves) will be no less than \$46,088.00;
  - b. the principal(s) named and signing the bond will be one or more of the Objector-Appellants; and
  - c. a good and sufficient surety named and signing the bond.
2. The deadline for the Objector-Appellants, Roger Quarles *et al.*, to present to the Court an appropriate *supersedeas* bond is Friday, September 29, 2023.
3. If the Objector-Appellants meet the deadline in ¶ 2 above, and the Court approves the bond presented, then there will be a partial stay of the judgment in the Order re Fund

Disposition entered August 4, 2023, such that \$99,325.00 will be withheld from the \$853,773.55 to be distributed to the 1881 electing Class members.

4. If the Objector-Appellants do not present to the Court a bond meeting the minimum criteria in ¶1 above by the deadline in ¶2 above, then the full \$453.89 share shall be distributed to each of the 1881 electing Class members.

5. To avoid further delay in the distribution to the 1881 electing Class members, the Objector-Appellants shall notify the Court and counsel as soon as possible if they decide that they will not present an appropriate bond by the deadline.

Given under my hand this \_\_\_ day of September, 2023.



Hon. Julie Muth Goodman  
Judge Fayette Circuit Court

PREPARED and ATTESTED BY the undersigned that this proposed Order was circulated on 9/22/23 to counsel for parties present at the hearing pursuant to RFCC 19B, and that they have authorized signing as below.

/s/ Katherine K. Yunker  
Katherine K. Yunker (KBA # 79592)  
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*Counsel for Settlement Class*

HAVE SEEN, in conformity with the rulings made at the hearing:

/s/ Kevin G. Henry (w/ permission)  
Kevin G. Henry  
*Counsel for Defendant Burley Tobacco Growers Cooperative Association*

/s/ John S. Friend (with permission)  
W. Henry Graddy, IV  
John S. Friend  
*Counsel for Objectors Roger Quarles et al.*

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**CLERK'S CERTIFICATE OF SERVICE**

I hereby certify that a true and accurate copy of the foregoing has been served on this \_\_\_\_ day of \_\_\_\_\_ 2023, via U.S. Mail, first class, to the following counsel and unrepresented objectors to the proposed settlement:

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Clerk, Fayette Circuit Court

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