

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

**Civil Action No. 20-CI-00332**

*filed electronically*

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

**PLAINTIFFS**

**v.**

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

**DEFENDANTS**

---

**Settlement Class Counsel's Status Report re  
Third (Final) Distribution of Dissolution Proceeds**

---

Settlement Class Counsel, Katherine K. Yunker and Jason R. Hollon, hereby provide the following status report relating to the final distribution to qualified Class members from net dissolution proceeds of the Burley Tobacco Growers Cooperative Association ("Co-op"). Class Counsel state as follows:

1. The first distribution of net Co-op dissolution proceeds to qualified Class members was of \$5,670.00 in four issuance groups in December 2021, February 2022, May 2022, and September 2022. The last issuance group included those Class members whose qualification was determined in Orders entered in July or August 2022, after the objection and hearing process established in an Order entered November 22, 2021.

2. The second distribution of net Co-op dissolution proceeds to qualified Class members was of \$3,930.00 issued *en masse* in November 2022.

3. The third and final distribution of net Co-op dissolution was of \$546.00, with checks issued to 2602 qualified Class members *en masse* on April 11, 2024. The per-member amount of \$546.00 was determined in accordance with the Agreed Order re Final Disposition of

Net Dissolution Proceeds, entered January 24, 2024. Settlement Class Counsel's Report re Determination with respect to Final Dissolution Distribution filed March 1, 2024 ("the 3/1/24 Report") calculated that the final per-member share would be \$546.00; no objection was made relating to that share amount or anything else in the 3/1/24 Report.

4. In accordance with prior Orders and the 3/1/24 Report (to which no objection was made), McBrayer PLLC was paid an amount (\$125,547.23) in connection with the third and final distribution to complete and true-up the 7.5% fee awarded in the Order Awarding Service Fees, Attorneys' Fees, and Nontaxable Costs, entered June 11, 2021.

5. After the mass issuance in April 2024, final distribution checks were reissued as needed upon receipt of appropriate documentation that the initial check was lost or a change should be made to the Class member address or payee. The last reissue of final distribution checks was on August 9, 2024. To date, there are amounts distributed that have not been claimed by payee Class members. According to recent statistics provided by the Settlement Administrator:

- 2628 checks have been issued (including reissues);
- 2543 checks (totaling \$1,388,478.00) have been cashed;
- 53 checks are past the 90-day void date but have not been cashed or re-issued
- 6 reissued checks remain outstanding.

The void date on the latest reissued checks is September 15, 2024.

Respectfully submitted,

/s/ Katherine K. Yunker

Katherine K. Yunker (KBA # 79592)

Jason R. Hollon (KBA # 96148)

MCBRAYER PLLC

201 E. Main Street, Suite 900  
Lexington, KY 40507-1361  
(859) 231-8780

*Settlement Class Counsel*

**CERTIFICATE OF SERVICE**

I hereby certify that a true and correct copy of the foregoing was served this 9th day of September 2024, upon counsel via the e-filing system and electronic mail and upon unrepresented persons via first class U.S. Mail, postage prepaid, as shown on the attached Service List.

*/s/ Katherine K. Yunker*

---

Settlement Class Counsel

Kevin G. Henry  
Charles D. Cole  
STURGILL, TURNER, BARKER & MALONEY PLLC  
333 West Vine Street, Suite 1500  
Lexington, KY 40507  
khenry@sturgillturner.com  
ccole@sturgillturner.com

*Courtesy Copy (emailed):*  
Hon. Julie Muth Goodman  
c/o Joseph Guthrie  
josephguthrie@kycourts.net

W. Henry Graddy, IV  
Dorothy T. Rush  
W.H. GRADDY & ASSOCIATES  
137 N. Main Street  
Versailles, KY 40383  
hgraddy@graddylaw.com  
dtrush2@gmail.com

John S. Friend  
FRIEND LAW, PSC  
908 Minoma Ave.  
Louisville, KY 40217  
johnny@friendlawky.com

J.B. Amburgey  
P. O. Box 47  
Means, KY 40346

David Barnes  
768 Bowman Mill Road  
Berry, KY 41003

Jacob Barnes  
1088 Bowman Mill Road  
Berry, KY 41003

Robert E. Barton  
Barton Bros. Farm  
4095 Huffman Mill Pike  
Lexington, KY 40511

Ben Clifford  
2459 Ky. Hwy. 1284 E  
Cynthiana, KY 41031

Lincoln Clifford  
Ky Hwy 1284 E  
Cynthiana KY 41031

Wayne Cropper  
5350 Raymond Road  
Mayslick, KY 41055

Josh Curtis  
1402 KY Hwy 1940  
Cynthiana, KY 41031

George M. Darnell  
1593 Grays Run Pike  
Cynthiana, KY 41031

Jennifer Darnell  
248 Gray Lane  
Cynthiana, KY 41031

Brent Dunaway  
1547 KY Highway 1054 N  
Berry KY 41003

William David Furnish  
1320 Highway 982  
Cynthiana, KY 41031

Leonard E. Gilkison  
345 Calloway White Road  
Winchester, KY 40391

Bill G. Hall  
P. O. Box 117  
Means, KY 40346

Dudley Wayne Hatcher  
648 Hood Rd.  
Morgantown, KY 42261

Steve Lang  
703 Gray Lane  
Cynthiana, KY 41031

Berkley Marks  
5399 Paris Pike  
Mt. Sterling KY 40353

Bruce Quarles, Steven  
Quarles, Travis Quarles  
10570 Owenton Road  
Frankfort, KY 40601

Jerry Rankin  
4540 Perryville Road  
Danville, KY 40422

Richard Sparks  
1499 Thatchers Mill  
Paris, KY 40361

Jarrold Stephens  
504 Commonwealth Lane  
Cynthiana KY 41031

Addison Thomson  
2224 Mt. Vernon Park  
Cynthiana, KY 41031

William A. Thomson  
1809 Mt. Vernon Pike  
Cynthiana, KY 41031

Danny Townsend  
Judy Townsend  
11620 Main St.  
Jeffersonville, KY 40337

## Service List

Fayette Cir. 20-CI-00332

page 1 of 1