

**IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF MISSOURI  
WESTERN DIVISION**

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IN RE: SMITTY’S/CAM2 303 TRACTOR  
HYDRAULIC FLUID MARKETING, SALES  
PRACTICES, AND PRODUCTS LIABILITY  
LITIGATION

MDL No. 2936

Master Case No. 4:20-MD-02936-SRB

This document relates to:  
All Class Actions

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**PLAINTIFFS’ SUPPLEMENT TO MOTION FOR FINAL APPROVAL  
OF RETAILER CLASS SETTLEMENT AGREEMENT**

COME NOW Plaintiffs, by and through Class Counsel, and submit the following Supplement to their Motion for Final Approval of Retailer Class Settlement Agreement:

1. The Supplemental Declaration of the Court-approved Settlement Administrator is attached hereto as Exhibit 1. That Supplemental Declaration updates the information previously provided to this Court with the claims experience through the Bar Date of December 29, 2021.

2. In accordance with this Court’s Preliminary Approval Order, Class Members had until December 29, 2021, by which to object to the Retailer Class Settlement. At present, there still have been no objections received. (Ex. 1, ¶ 3).

3. In accordance with this Court’s Preliminary Approval Order, Class Members had until December 29, 2021, by which to opt-out of the Settlement. As of December 30, 2022, twenty (20) Class Members have timely opted out. (Ex. 1, ¶ 2).

4. As of December 30, 2021, 3,144 timely Class Membership Claim Forms have been submitted and 651 Correction Forms have been submitted claiming to have purchased various sizes of the 303 THF Products. (Ex. 1, ¶¶ 4-5). The Settlement Administrator, Class Counsel, and Retailer Defendants’ Counsel will be reviewing and evaluating these claims pursuant to the terms

of the Retailer Class Settlement Agreement. Claim denial emails and/or letters will be sent to claimants whose claims are denied. That process is expected to take 60-90 days.

5. As of December 30, 2021, there have been 1,850 Repairs/Parts/Specific Equipment Damage Forms submitted. (Ex. 1, ¶ 6). The Settlement Administrator, Class Counsel, and Retailer Defendants' Counsel will be reviewing and evaluating these claims pursuant to the terms of the Retailer Class Settlement Agreement. Claim denial emails and/or letters will be sent to claimants whose Repair/Parts/Specific Equipment Damage claims are denied. That process is expected to take 60-90 days.

WHEREFORE, Plaintiffs respectfully request the Court consider this Supplement and enter the proposed Final Approval Order for Retailer Class Settlement Agreement and for such other and further relief as is just and proper.

Date: January 4, 2022

Respectfully Submitted,

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