

Syngenta Corn Litigation

MDL No. 2591



(Local Counsel)
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KNOW THE FACTS!

Frequently Asked Questions:

1. **Who can make a SYNGENTA corn claim or file a Viptera lawsuit?** Anyone in the Corn industry who has sustained losses as a direct or indirect result of Viptera and Duracade may be eligible.
2. **How much will it cost to file a Viptera or Duracade lawsuit?** Nothing, the American Farmer pays nothing unless we recover money successfully pursuing your claim. This is called a contingency fee agreement.
3. **How will a Class Action lawsuit work?** People who suffer common damages may join together in order to seek compensation. This allows all to consolidate resources and speed up the litigation process
4. **If I did not grow Viptera or Duracade do I have a claim?**
YES, the MDL proceeding is for those individuals that DID NOT grow Viptera or Duracade seed.
5. **How has SYNGENTA corn harmed the American corn Market?**
By commercializing this product before it was approved for export to China, SYNGENTA essentially flooded the world market, causing the price per bushel to fall in the United States.
6. **Who is most affected by the actions of SYNGENTA?**
Any Farmer, distributor, or exporter who has seen corn prices drop or has been unable to export corn to China may have a claim. Individual farmers who have been unable to sell their crop or whose yields have decreased in price per bushel may have a claim.

- **MIR162** is an engineered corn trait developed by SYNGENTA and claims to be resistant to pests such as corn borers, black cutworm, and corn rootworm. This seed offered by SYNGENTA is sold under the name AGRISURE VIPTERA and AGRISURE DURACADE. SYNGENTA misled American Corn farmers, grain elevator operators, exporters and the entire industry when it commercialized these seeds. This has led to devastating and widespread harm to the United States Corn Market.
- During the 2013-2014 grain season, China rejected entire shipments of grain that tested positive for MIR162. This led to a complete ban on US corn until December of 2014.
- THE NGFA reported that corn growers and others in the grain industry suffered up to 2.9 Billion in economic loss as a result of the presence of MIR162 un the US grain supply.
- Our Firms are currently evaluating claims for economic loss sustained as a result of SYNGENTA's negligence. If you are a corn farmer, grain elevator operator, corn exporter, or harmed by SYNGENTA, please contact our office today for a free evaluation.

BACKGROUND:

§ September 12, 2104 Gargill International filed suit in Louisiana State Court against SYNGENTA claiming that the seed maker's push to sell bioengineered corn seeds that were not yet approved in China cost the U.S. Grain Company \$90 million when Beijing rejected corn shipments. Since that time, nearly twenty States and hundreds of farmers have since joined the litigation.

In the Fall of 2010, SYNGENTA commercialized to US farmers Agrisure Viptera, a corn seed containing MIR 162, a genetic trait that controls insect damage. This was done before obtaining import approval from China, a key export market. Prior to the commercialization of Viptera, SYNGENTA was warned repeatedly of the effect this would have on the US market.

Until December of 2014, China would accept NO corn from the United States, regardless of what variety. This flooded the domestic market, and the American Corn Industry saw prices plummet. The National Grain and Feed Association projects losses for the coming season to total approximately 2.4 Billion dollars.

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THE LITIGATION:

SYNGENTA sell two genetically modified corn varieties, Viptera and Duracade, that are approved in the US., but until December 2014 had not been approved for export to China. In 2013 China, a substantial export market for US corn, tested a US corn shipment and found that the shipment contained traces of MIR 162 (the trait found in Viptera and Duracade). China immediately began rejecting US corn shipments.

This loss of China as a major export market immediately decreased demand for US corn around the world. This decreased demand caused a decrease in the market price for all US corn, regardless of its variety.

Farmers and business owners from across the nation have filed suit to regain economic losses suffered by SYNGENTA's reckless and negligent disregard to the principles of shared responsibility, and our laws.

On December 11, 2014 all lawsuits have been consolidated into the United States District Court, District of Kansas. This "Multi District Litigation" serves the convenience of the parties and witnesses, and avoids duplicative filings, and inconsistent pre-trial rulings.

This type of litigation costs the American Farmer nothing to join. The attorneys work on a contingency fee basis, and recover no money unless the client is successful.

"I am Not the Type to Sue"

As attorneys... We understand and appreciate that mindset. And personally, we prefer them to be reasonable and compensate our clients when they know they have caused injury or loss... Before filing suit. Many times the same reckless behavior that caused the damages is the same reckless behavior which force individuals to litigate. Unfortunately, often times litigation is the only weapon the American citizen has in his arsenal to force a company to become a better corporate citizen.



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WHY Hire US?

We keep our clients informed of the process and progress of their claim, and speak with our clients honestly and openly about the likelihood of success, and the process itself. The bottom line, we treat clients way they should be treated; with dignity, respect, and concern.