FILED
2026 Oct-26 PM 05:52
U.S. DISTRICT COURT
N.D. OF ALABAMA

UNITED STATES DISTRICT COURT FOR THE NORTHERN DISTRICT OF ALABAMA MIDDLE DIVISION

CYNTHIA PERRY, *individually and on behalf of all others similarly situated,*	)	
Plaintiff,	)	Case No. 4:25-cv-00521-CLM
v.	)	
ALATRADE FOODS, INC.,	)	
Defendant.	)	

AMENDMENT TO CLASS ACTION SETTLEMENT AGREEMENT AND RELEASE

Plaintiff Cynthia Perry and Defendant Alatrade Foods, Inc., pursuant to paragraph 100 of the Class Action Settlement Agreement and Release filed in the Action[1] at ECF No. 18-6 (the "Settlement"), hereby enter into this Amendment (the "Amendment"):

1. The parts of Recital Paragraph N and Paragraphs 15, 27, 65, 73, 74, 75, and 79, which relate to service awards or general release payments, are stricken, with no re-numbering of any other paragraph. The other parts of such paragraphs shall remain.

[1] All capitalized terms have the definition listed in the Settlement unless otherwise stated.

2. The following is inserted after the first sentence of Paragraph 48, which relates to the Allocation Plan:

> The Allocation Plan shall be calculated by taking the Net Settlement Fund and dividing it among those Class Members who submitted valid claims. The division shall be made on a pro rata basis based on the amount of each Class Member's alleged damages owed as set forth in Paragraph 47. The Allocation Plan shall exhaust the Net Settlement Fund if all checks are cashed.

3. The first sentence of paragraph 51, which relates in part to reimbursement of Defendant, is amended as follows:

> Any portion of the Net Settlement Fund that remains unclaimed after distribution of settlement payments, i.e., those amounts remaining from settlement checks that are not timely negotiated by Settlement Class Members, shall be used to reimburse Alatrade for settlement administration costs and mediation costs.

4. A new paragraph 70.a is inserted as follows:

> An additional objection period shall be allowed for Class Members to object to, opt-out of, or make a claim in the Settlement. Within 7 days of the Court approving the Amendment, the Settlement Administrator shall send the Supplemental Notice to the Settlement Class Members, and Settlement Class Members shall have 21 days thereafter to object to, opt-out of, or make a claim. Any prior claim or opt-out will be considered without need to make a new claim or opt-out request.

5. A new paragraph 35.a is inserted as follows:

> "Supplemental Notice" means the notice approved by the Court, as proposed by the parties as Exhibit A to the Amendment. The Supplemental Notice shall set forth information about the Amendment and shall provide notice of Settlement Class Members' ability to object, opt-out, or make a claim.

IN WITNESS WHEREOF, the undersigned, intending to be legally bound, have executed this Agreement.

J. Gerard Stranch, IV
J. Gerard Stranch, IV (10/26/2026 09:24:24 CDT)

J. Gerard Stranch, IV, Esq.
Counsel for Plaintiff

N. DeWayne Pope, Esq.
Counsel for Defendant

IN WITNESS WHEREOF, the undersigned, intending to be legally bound, have executed this Agreement.

_____
J. Gerard Strach, Esq.
Counsel for Plaintiff



N. DeWayne Pope, Esq.
Counsel for Defendant

UNITED STATES DISTRICT COURT FOR THE NORTHERN DISTRICT OF ALABAMA
MIDDLE DIVISION

Perry v. Alatrade Foods, Inc
Case No. 4:25-cv- 00521-CLM

SUPPLEMENTAL NOTICE OF CLASS ACTION SETTLEMENT

Please read this notice carefully. You may be entitled to money from a class action settlement.
This notice explains your rights and options.

A court has authorized this Notice. This is not a solicitation from a lawyer.

I. WHY SHOULD I READ THIS NOTICE?

You are receiving this Notice because Alatrade Foods, Inc ("Alatrade") has records showing that you worked at Alatrade's Phenix City, Alabama processing plant ("Facility"), and your employment was terminated due to a mass layoff or plant closing (as those terms are defined in the WARN Act) between February and August of 2025.

You were previously sent notice when the Court granted preliminarily approval to a proposed class action settlement in the case *Cynthia Perry v. Alatrade Foods, Inc*., Case No. 4:25-cv- 00521-CLM (the "Action"). Since that time, the parties have amended the Settlement Agreement. This notice informs you of the amendments and of your rights to object to, opt-out of, or make a claim in the Settlement as amended. You can review the original Settlement Agreement and the Amendment on the settlement website, along with the original notice documents and the claim form: [website]

II. WHAT ARE THE SETTLEMENT AMENDMENTS?

Alatrade has agreed to fund the Settlement Fund in the total amount of Five Hundred Thousand Dollars ($500,000), which shall be used: (1) to pay Settlement Class Members who make a claim; and (2) to pay Attorneys' Fees and Costs as awarded by the Court. If there are settlement checks that are not timely negotiated then any amounts remaining from those checks will be used to reimburse Alatrade for mediation and settlement expenses and, after that, any remaining funds will be paid to a charity.

The Amendments made to the Settlement are as follows:

1. Plaintiff will no longer seek a service award or general release payment of $1,500.00.
2. The Allocation Plan will be adjusted to exhaust the payments from the Net Settlement Fund to the Settlement Class Members who submit valid claims, except for any checks that are not cashed. This is expected to increase the amount of the checks paid to Settlement Class Members.
3. Settlement Class Members will have an additional 21 days to and including **[DATE]** to object to or opt-out of the Settlement.

4. Settlement Class Members will have an additional 21 days to make a claim for a payment from the Settlement. If you previously made a valid claim, you do not need to make a new claim. If you did not make a claim, you may now make one on or before **[DATE]**

III. WHAT ARE MY RIGHTS?

A. You May Participate In The Settlement.

If you previously made a claim for a payment, you do not need to submit an additional claim. If you did not already submit a claim, however, and you wish to participate in the Settlement and receive a payment, you must submit a valid and timely Claim Form to the Settlement Administrator by [Deadline]. Claim Forms can be submitted by mail or online at www.[Website address].com by using your Unique ID [CPTID]. If by mail, the attached Claim Form must be completed and postmarked by [Deadline] to:

Perry v. Alatrade Foods, Inc.
PO Box 19504
Irvine, CA 92623
[1-800-xxx-xxxx]

B. You May Exclude Yourself From This Case.

If you wish to be excluded from the Class and from the Settlement (i.e., "opt out"), which preserves your right to sue individually but means you will not receive a settlement share in this case, you must submit a written Request for Exclusion letter to the Settlement Administrator. The letter must include your name, last four digits of your Social Security number, signature, the case name and number, *Perry v. Alatrade Foods, Inc.*, Case No. 1:4:25-cv- 00521-CLM, and a statement that you request exclusion from the class and do not wish to participate in the settlement. Your Request for Exclusion must be postmarked by [Deadline] and mailed or faxed to:

Perry v. Alatrade Foods, Inc.
PO Box 19504
Irvine, CA 92623
Fax: (949) 419-3446

If you timely request exclusion from the class, you will (1) be excluded from the class; (2) not be bound by any determination or order entered in this litigation; (3) not be bound by the release; and (4) not receive a portion of the Settlement. If you previously excluded yourself, you do not need to submit another Request for Exclusion to be excluded.

C. You May Object To The Settlement, Or Any Part Of It.

You can object to the terms of the class settlement, including the requested fees and expenses, as long as you have not submitted a request for exclusion from the class settlement. To object to the class settlement, you must provide to the Settlement Administrator a timely written statement of the objection that includes: (a) contain your full name and signature; (b) contain the case name and

number, *Perry v. Alatrade Foods, Inc.,* Case No. 1:4:25-cv- 00521-CLM; (c) contain a written statement of the grounds for the objection and supporting documents, if any; and (d) be postmarked by [Deadline] to the following address.

Perry v. Alatrade Foods, Inc.
PO Box 19504
Irvine, CA 92623

IV. FINAL APPROVAL HEARING

The Court has set a Final Approval Hearing on the amended Settlement as follows:

Date: [Date]
Time: [Time]
Place: [Place]

V. WHERE CAN YOU GET MORE INFORMATION?

You may contact the Settlement Administrator at toll-free [1-800-xxx-xxxx].

This Notice summarizes the proposed Settlement. Complete details are provided in the Settlement Agreement and Amendment. The Settlement Agreement, Amendment, and other related documents are available at www.[Website address].com.

PLEASE DO NOT ADDRESS ANY QUESTIONS TO THE COURT OR TO DEFENDANTS.