

COPY

ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, State Bar number, and address): Deputy Attorney General Adelina Acuna California Dept. of Justice, Office of the Attorney General 455 Golden Gate Ave., Ste. 11000, San Francisco, CA 94102		FOR COURT USE ONLY  <b>ENDORSED FILED SUPERIOR COURT COUNTY OF SAN FRANCISCO</b>  <b>AUG 20 2020</b>  <b>CLERK OF THE COURT</b> BY: <u>ANGELICA SUNGA</u> Deputy Clerk	
TELEPHONE NO.: 415-510-3752      FAX NO. (Optional): ATTORNEY FOR (Name): People of the State of CA ex rel. Xavier Becerra, Attorney General		<b>CASE NUMBER:</b> <b>CPF-20-517194</b>	
<b>SUPERIOR COURT OF CALIFORNIA, COUNTY OF SAN FRANCISCO</b> STREET ADDRESS: 400 McAllister MAILING ADDRESS: 400 McAllister CITY AND ZIP CODE: San Francisco, CA 94102 BRANCH NAME: Civic Center Courthouse			
<b>CASE NAME:</b> People ex rel Xavier Becerra, AG v. California Farms, LLC and Dakota Layers, LLC			
<b>CIVIL CASE COVER SHEET</b> <input checked="" type="checkbox"/> <b>Unlimited</b> (Amount demanded exceeds \$25,000) <input type="checkbox"/> <b>Limited</b> (Amount demanded is \$25,000)		<b>Complex Case Designation</b> <input type="checkbox"/> Counter <input type="checkbox"/> Joinder Filed with first appearance by defendant (Cal. Rules of Court, rule 3.402)	
JUDGE: DEPT.:		JUDGE: DEPT.:	

Items 1-6 below must be completed (see instructions on page 2).

<b>1. Check one box below for the case type that best describes this case:</b>		
<b>Auto Tort</b> <input type="checkbox"/> Auto (22) <input type="checkbox"/> Uninsured motorist (46) <b>Other PI/PD/WD (Personal Injury/Property Damage/Wrongful Death) Tort</b> <input type="checkbox"/> Asbestos (04) <input type="checkbox"/> Product liability (24) <input type="checkbox"/> Medical malpractice (45) <input type="checkbox"/> Other PI/PD/WD (23) <b>Non-PI/PD/WD (Other) Tort</b> <input type="checkbox"/> Business tort/unfair business practice (07) <input type="checkbox"/> Civil rights (08) <input type="checkbox"/> Defamation (13) <input type="checkbox"/> Fraud (16) <input type="checkbox"/> Intellectual property (19) <input type="checkbox"/> Professional negligence (25) <input type="checkbox"/> Other non-PI/PD/WD tort (35) <b>Employment</b> <input type="checkbox"/> Wrongful termination (36) <input type="checkbox"/> Other employment (15)	<b>Contract</b> <input type="checkbox"/> Breach of contract/warranty (06) <input type="checkbox"/> Rule 3.740 collections (09) <input type="checkbox"/> Other collections (09) <input type="checkbox"/> Insurance coverage (18) <input type="checkbox"/> Other contract (37) <b>Real Property</b> <input type="checkbox"/> Eminent domain/Inverse condemnation (14) <input type="checkbox"/> Wrongful eviction (33) <input type="checkbox"/> Other real property (26) <b>Unlawful Detainer</b> <input type="checkbox"/> Commercial (31) <input type="checkbox"/> Residential (32) <input type="checkbox"/> Drugs (38) <b>Judicial Review</b> <input type="checkbox"/> Asset forfeiture (05) <input type="checkbox"/> Petition re: arbitration award (11) <input type="checkbox"/> Writ of mandate (02) <input type="checkbox"/> Other judicial review (39)	<b>Provisionally Complex Civil Litigation (Cal. Rules of Court, rules 3.400-3.403)</b> <input type="checkbox"/> Antitrust/Trade regulation (03) <input type="checkbox"/> Construction defect (10) <input type="checkbox"/> Mass tort (40) <input type="checkbox"/> Securities litigation (28) <input type="checkbox"/> Environmental/Toxic tort (30) <input type="checkbox"/> Insurance coverage claims arising from the above listed provisionally complex case types (41) <b>Enforcement of Judgment</b> <input type="checkbox"/> Enforcement of judgment (20) <b>Miscellaneous Civil Complaint</b> <input type="checkbox"/> RICO (27) <input type="checkbox"/> Other complaint (not specified above) (42) <b>Miscellaneous Civil Petition</b> <input type="checkbox"/> Partnership and corporate governance (21) <input checked="" type="checkbox"/> Other petition (not specified above) (43)

2. This case ☐ is ☒ is not complex under rule 3.400 of the California Rules of Court. If the case is complex, mark the factors requiring exceptional judicial management:
- |  |  |
|--|--|
| a. <input type="checkbox"/> Large number of separately represented parties   | d. <input type="checkbox"/> Large number of witnesses  |
| b. <input type="checkbox"/> Extensive motion practice raising difficult or novel issues that will be time-consuming to resolve | e. <input type="checkbox"/> Coordination with related actions pending in one or more courts in other counties, states, or countries, or in a federal court |
| c. <input type="checkbox"/> Substantial amount of documentary evidence   | f. <input type="checkbox"/> Substantial postjudgment judicial supervision  |
3. Remedies sought (check all that apply): a. ☐ monetary b. ☒ nonmonetary; declaratory or injunctive relief c. ☐ punitive
4. Number of causes of action (specify): N/A
5. This case ☐ is ☒ is not a class action suit.
6. If there are any known related cases, file and serve a notice of related case. (You may use form CM-015.)
- Date: August 20, 2020
- DAG Adelina Acuna

(TYPE OR PRINT NAME)

(SIGNATURE OF PARTY OR ATTORNEY FOR PARTY)

**NOTICE**

- Plaintiff must file this cover sheet with the first paper filed in the action or proceeding (except small claims cases or cases filed under the Probate Code, Family Code, or Welfare and Institutions Code). (Cal. Rules of Court, rule 3.220.) Failure to file may result in sanctions.
- File this cover sheet in addition to any cover sheet required by local court rule.
- If this case is complex under rule 3.400 et seq. of the California Rules of Court, you must serve a copy of this cover sheet on all other parties to the action or proceeding.
- Unless this is a collections case under rule 3.740 or a complex case, this cover sheet will be used for statistical purposes only.

COPY

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ENDORSED FILED  
SUPERIOR COURT  
COUNTY OF SAN FRANCISCO

AUG 20 2020

CLERK OF THE COURT  
BY: ANGELICA SUNGA  
Deputy Clerk

8 SUPERIOR COURT OF THE STATE OF CALIFORNIA  
9 COUNTY OF SAN FRANCISCO

12 **PEOPLE OF THE STATE OF**  
13 **CALIFORNIA EX REL. XAVIER**  
14 **BECCERRA, ATTORNEY GENERAL,**

Petitioner,

16 v.

17 **CALIFORNIA FARMS, LLC, and**  
18 **DAKOTA LAYERS, LLC,**

19 Respondents.

EXEMPT FROM FILING FEES  
PER GOV. CODE § 6103

Case No.

**CPF-20-517194**

**PETITION TO ENFORCE  
INVESTIGATIVE SUBPOENA AND  
INVESTIGATIVE INTERROGATORIES**

(GOV. CODE, §§ 11180 et seq.)

20 1. In the wake of Governor Newsom's March 4, 2020 order declaring a statewide  
21 emergency due to COVID-19, consumers from around California complained to the Attorney  
22 General dramatic increases in the price of eggs. In response, the Attorney General initiated an  
23 investigation into egg pricing that touched on all stages of the retail egg supply chain, from egg  
24 farms to grocery stores.

25 2. As part of his egg-pricing investigation, pursuant to Government Code section  
26 11180 et seq., the Attorney General issued an investigative subpoena and investigative  
27  
28

1 interrogatories to California Farms, LLC, a California-based egg distributor; and to its parent  
2 company and main egg supplier, Dakota Layers, LLC, of South Dakota.

3 3. In the nearly four months since the Attorney General’s subpoenas and  
4 interrogatories were issued, California Farms, LLC and Dakota Layers, LLC have failed to  
5 provide any documents or substantive responses or otherwise comply, and have failed multiple  
6 times to follow through on offers to meet and confer with the Attorney General or to negotiate  
7 extensions of their time to respond.

8 4. Accordingly, the People of the State of California, acting through Attorney  
9 General Xavier Becerra, petition this Court pursuant to section 11188 of the Government Code to  
10 enforce compliance with the Attorney General’s investigative subpoena and interrogatories.

### 11 THE PARTIES

12 5. Petitioner Xavier Becerra is the Attorney General of the State of California. He  
13 brings this action solely in his official capacity on behalf of the People of the State of California.  
14 As the chief law officer of the State of California, the Attorney General is responsible for  
15 enforcing the state’s consumer protection laws, among others. In order to carry out these duties  
16 effectively, California law gives the Attorney General broad investigative powers. Specifically,  
17 Government Code sections 11180 et seq. grant the Attorney General, as head of the Department  
18 of Justice, the authority to issue subpoenas and promulgate interrogatories. The Attorney General  
19 may use these powers for various reasons, including assisting him in considering possible  
20 prosecutorial actions, proposing legislation, and formulating enforcement policies with other  
21 agencies. These investigative powers are not dependent on the initiation of a civil lawsuit or an  
22 administrative proceeding. If a party disobeys a subpoena, the Attorney General may petition the  
23 Superior Court for enforcement.

24 6. California Farms, LLC (hereinafter “California Farms”) is an egg producer and  
25 distributor headquartered in Ontario, California. California Farms purchases shell eggs from  
26 number of different egg producers around the country and distributes them for retail sale within  
27 California under the brand name Rosemary Farms.

7. Dakota Layers, LLC (hereinafter “Dakota Layers”) is an egg producer headquartered in Flandreau, South Dakota. Dakota Layers supplies shell eggs to distributors around the country, including to its wholly owned subsidiary California Farms. Dakota Layers supplies a substantial portion of the eggs distributed by California Farms within California.

## JURISDICTION AND VENUE

8. Jurisdiction and venue are proper in the Superior Court of the State of California in the City and County of San Francisco under Government Code section 11186. The Attorney General primarily conducts his egg-pricing investigation, including his investigation of California Farms, LLC, in the City and County of San Francisco, with some work performed in other parts of the State. The investigative subpoena and investigative interrogatories issued to California Farms, LLC and on Dakota Layers, LLC directed those respondents to produce documents and serve responses in the City and County of San Francisco.

## BACKGROUND

9. On March 4, 2020, the accelerating COVID-19 pandemic prompted Governor Newsom to declare a statewide emergency, thereby triggering the statewide operation of California's anti-price-gouging law, Penal Code 396. That statute makes it unlawful during the thirty days following a declaration of emergency to sell any consumer food item at a price more than 10% higher than the price charged for that same item immediately before the declaration was issued, except where the price increase is the result of increased supply or labor and production costs. (Pen. Code, § 396(b).)

10. On April 3, 2020, Governor Newsom issued an Executive Order that extended the effective window of Penal Code 396 from 30 days to six months, effectively prohibiting unlawful price increases through September 4, 2020. (Governor’s Exec. Order No. N-44-20 at ¶ 1.) The same order also moved the date for benchmarking unlawful price increases back by a month, prohibiting the sale of any consumer food item at a price more than 10% higher than the price charged on February 4, 2020. (*Id.* at ¶ 2.)

11. Since the pandemic began, prices on consumer grocery staples have soared, prompting consumers throughout California to complain to the Attorney General about potential

1 price-gouging. A large share of those complaints relate to eggs—a staple food in households  
2 throughout to state. The Attorney General responded by initiating an industry-wide investigation  
3 into egg pricing in early April.

4 12. As part of his investigation into egg pricing, the Attorney General—acting through  
5 deputies with delegated authority—requested sales and pricing information from California  
6 Farms, LLC, an egg producer and distributor that sells eggs in California under the brand name  
7 Rosemary Farms.

8 13. California Farms sources its eggs through standing contracts with egg producers  
9 around the country. As is common within the egg industry, California Farms’ standing contracts  
10 set reference prices based a daily index price published by Urner Barry—a private entity that  
11 tracks and quotes nationwide average prices for the meat, poultry, and seafood industries. In other  
12 words, the prices that California Farms pays to acquire eggs (and, in turn, the prices at which it  
13 sells them in-state) fluctuate in step with the nationwide average egg price. The egg industry’s  
14 reliance on Urner Barry to set daily prices means that as the nationwide average price of eggs  
15 goes up, so too do the prices of eggs bought and sold throughout the egg industry’s production  
16 and distribution chain.

17 14. A substantial portion of the eggs that California Farms purchases for distribution  
18 in California come from its South Dakota parent company, Dakota Layers. Like California  
19 Farms’ other suppliers, Dakota Layers has a standing contract with California Farms to sell eggs  
20 at prices pegged to the daily Urner Barry average.

21 15. Following the onset of the COVID pandemic, consumers began stocking up on  
22 groceries and caused demand for shell eggs to skyrocket around the country. That increase in  
23 consumer demand drove a rapid increase in the average egg price published by Urner Barry, and  
24 consequently caused a surge in egg prices at all steps of the egg industry’s production,  
25 distribution, and retail chain. The increase in consumer demand was not accompanied by any  
26 significant increase in labor or other production costs, meaning egg producers may have enjoyed  
27 a much larger profit margin than they would have under normal circumstances, at the expense of  
28 distributors, retailers, and everyday consumers.

1           16.     The Attorney General believes that by continuing to price and sell eggs during a  
2 state of emergency pursuant to standing price contracts based on Urner Barry, Dakota Layers may  
3 have charged excessive prices for eggs sold in California in violation of Penal Code 396 and/or  
4 Executive Order No. N-44-20. The Attorney General also believes that California Farms may  
5 possess evidence relevant to his determination of whether such a violation occurred.

6           17.     On April 16, 2020, counsel representing both California Farms and Dakota Layers  
7 spoke with the Attorney General's Office by telephone. That counsel, Mr. Jason Unger, informed  
8 the Attorney General's Office that both California Farms and Dakota Layers were interested in  
9 cooperating with the Attorney General's investigation, but requested that the Attorney General  
10 first serve the companies with formal investigative process. Mr. Unger agreed in that phone call  
11 to accept service on behalf of Dakota Layers.

12           18.     On April 21, 2020, the Attorney General properly issued substantially identical  
13 investigative subpoenas and interrogatories to both California Farms and Dakota Layers pursuant  
14 to Government Code section 11180 et seq. True and correct copies of the investigative subpoenas  
15 are attached hereto as Exhibits A and C, and true and correct copies of the investigative  
16 interrogatories are attached hereto as Exhibits B and D.

17           19.     The Attorney General's investigative subpoenas and interrogatories sought  
18 information and documents regarding California Farms and Dakota Layers' compliance with  
19 Penal Code 396 and Executive Order N-44-20, including contracts with suppliers and customers  
20 and data regarding purchases and sales from February 1, 2020, onward. (See Exs. A-D.) The  
21 investigative subpoenas and interrogatories demanded that documents and responses be served at  
22 the Attorney General's Office in San Francisco, California, within fourteen days of service.  
23 (*Ibid.*) The Attorney General's Office emailed courtesy copies of the investigative subpoenas and  
24 interrogatories to Mr. Unger on April 21, 2020, prior to initiating service.

25           20.     The Attorney General served his investigative subpoena and interrogatories on  
26 California Farms by personally serving the company's registered agent for service of process in  
27 Ontario, California. (See Gov. Code § 11184(a) [investigative subpoena must be served in the  
28 same manner as a summons]; Code Civ. Proc. §§ 415.10, 416.10.) Personal service on the agent

1 was effected on April 22, 2020, making California Farms’ responses to the investigative subpoena  
2 and interrogatories due on May 6, 2020.

3 21. The Attorney General served his investigative subpoena and interrogatories on  
4 Dakota Layers, LLC by mailing paper copies to Mr. Unger, who is listed as the company’s  
5 registered agent for service of process and also agreed to accept service on behalf of the company.  
6 (See Code Civ. Proc. §§ 415.40, 416.10.) The investigative subpoena and interrogatories were  
7 sent by certified U.S. Mail on April 21, 2020, and delivered to Mr. Unger’s office on May 15,  
8 2020, making Dakota Layers’ responses due no later than May 29, 2020.<sup>1</sup>

9 22. The May 6 compliance date came and went with no response and no documents or  
10 other information from California Farms or Dakota Layers. The Attorney General’s Office  
11 telephoned Mr. Unger on May 7, 2020, to notify him of the elapsed compliance date and to offer  
12 to negotiate a courtesy extension. Mr. Unger replied by email on May 8, 2020, and stated that the  
13 company intended to respond and that he was “going to request an extension of time.” The  
14 Attorney General’s Office responded on May 11, 2020, with an offer of an extension to May 22,  
15 2020. Mr. Unger did not respond before that compliance deadline also lapsed.

16 23. Mr. Unger emailed the Attorney General’s Office on May 29, 2020, stating again  
17 that California Farms and Dakota Layers intended to comply with the investigative subpoenas and  
18 interrogatories and offering to speak by telephone. A deputy in the Attorney General’s Office left  
19 Mr. Unger a voicemail on June 8, 2020, and requested a call back but received no response. The  
20 deputy left Mr. Unger another voicemail one month later, on July 6, 2020, but again received no  
21 response.

22 24. The Attorney General’s Office emailed Mr. Unger on July 23, 2020, to notify him  
23 that the Attorney General would interpret his weeks of silence as a refusal to comply with the

24 \_\_\_\_\_  
25 <sup>1</sup> Typically, out-of-state service by mail is deemed complete 10 days after the date of  
26 mailing, which in this case would fall on May 1, 2020 and result in a compliance deadline of May  
27 15, 2020. (Code Civ. Proc. § 415.40.) Due to a postal service delay, however, Mr. Unger did not  
28 actually receive the Attorney General’s mailed subpoenas until May 15, 2020. The Attorney  
General does not concede that this late delivery resulted in a compliance deadline of May 29,  
2020—especially in light of the fact that Mr. Unger had electronic copies of the Dakota Layers  
subpoenas in his possession from April 21, 2020, onward—but the effect of the service date is  
irrelevant to this petition given that Dakota Layers failed to respond either before or after May 29.

1 Attorney General's investigative subpoenas and interrogatories. Mr. Unger responded to that  
2 email the following day, on July 24, 2020, reiterating that California Farms and Dakota Layers  
3 intended to comply and offering to discuss the matter by phone. A deputy from the Attorney  
4 General's Office responded on July 25, 2020, to propose dates and times for a phone call, but  
5 received no response. The Attorney General's deputy emailed Mr. Unger yet again on July 28,  
6 2020, with another request for a phone call, and again received no response.

7 25. To date, the Attorney General has not received any further communication from  
8 Mr. Unger or any other representative of California Farms or Dakota Layers regarding the  
9 Attorney General's investigative subpoena or interrogatories. No extension of the original May 6  
10 compliance deadline or the putative May 29 compliance deadline has ever been formally agreed  
11 to, and to the extent the Attorney General's unilateral offer could be said to have extended the  
12 first deadline to May 22, 2020, that deadline too has long since elapsed. A court order enforcing  
13 the Attorney General's investigative procedures is warranted.

#### 14 **PRAYER FOR RELIEF**

15 Pursuant to Government Code sections 11186 to 11188, the Attorney General prays that  
16 this Court:

17 1. Issue an order directing Respondents California Farms, LLC, and Dakota Layers,  
18 LLC, to appear before this Court and to show cause why each has refused to comply with the  
19 Attorney General's Investigative Subpoenas and Interrogatories; and

20 2. Upon Respondents' failure to show cause, enter an order directing Respondents to  
21 provide full responses to the Subpoenas and Interrogatories; and

22 3. All other relief to which the people are legally entitled.

23 //

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1 Dated: August 20, 2020

Respectfully Submitted,

2 XAVIER BECERRA  
3 Attorney General of California

4 

5 ADELINA ACUÑA  
6 Deputy Attorney General  
7 *Attorneys for the People of the State of*  
8 *California*

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**EXHIBIT A**  
**Investigative Subpoena to California Farms, LLC**

1 XAVIER BECERRA  
Attorney General of California  
2 NICKLAS AKERS  
Senior Assistant Attorney General  
3 ADELINA ACUÑA  
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7

8 BEFORE THE DEPARTMENT OF JUSTICE  
9 OFFICE OF THE ATTORNEY GENERAL  
10 STATE OF CALIFORNIA  
11  
12  
13

14 In the Matter of the Investigation of:

15 **POTENTIAL MISCONDUCT DURING OR**  
16 **RELATED TO DISASTERS OR OTHER**  
17 **EMERGENCIES**  
18  
19

**INVESTIGATIVE SUBPOENA**

GOV. CODE § 11180, ET SEQ.

20 NOTICE TO THE PERSON SERVED:

21 You are served on behalf of: **CALIFORNIA FARMS, LLC.**  
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1 Pursuant to the powers conferred by Article 2 of Chapter 2 of Division 3 of Title 2 (Cal. Gov.  
2 Code, § 11180 et seq.) of the Government Code of California, on the Attorney General, as head of  
3 the California Department of Justice, which powers and authority to conduct the above-entitled  
4 investigation have been delegated to the undersigned, an officer of that Department,

5  
6 **CALIFORNIA FARMS, LLC**  
7

8 (hereinafter, and as further defined below, "YOU") **ARE HEREBY COMMANDED** to produce  
9 the documents, books, records, papers and other items (collectively "Documents") described in  
10 Attachment A to this Investigative Subpoena which are in YOUR custody, possession or control,  
11 or the custody, possession or control of YOUR subsidiaries, affiliates, parents, predecessors,  
12 successors, employees, partners, officers, agents or representatives, whether or not the present  
13 location of any of the Documents designated is in California, at the California Department of  
14 Justice, Office of the Attorney General, 455 Golden Gate Avenue, Suite 11000, San Francisco,  
15 CA 94102, ATTN: Deputy Attorney General Adelina Acuña, within fourteen (14) days of service  
16 hereof.

17  
18 **INSTRUCTIONS FOR COMPLIANCE**

- 19 1. The Documents shall be accompanied by a completed declaration of custodian of records in  
20 compliance with Evidence Code sections 1560, 1561, 1562, and 1271.
- 21 2. The Relevant Period of this subpoena is February 1, 2020 through the final response date of  
22 this subpoena unless otherwise expressly stated herein. All responsive Documents created,  
23 maintained or altered during the Relevant Period must be produced unless otherwise expressly  
24 stated in Attachment A to this subpoena.
- 25 3. If YOU claim that a Document or a portion of a Document is privileged and YOU withhold  
26 it from production for that reason, YOU must create and submit a privilege log which lists: (1) the  
27 author(s) and their capacities; (2) the recipients (including cc's and bcc's) and their capacities; (3)  
28 other individuals with access to the document and their capacities; (4) the type of document; (5)

1 the subject matter of the document; (6) the purpose(s) for the production of the document; (7) the  
2 date on the document; and (8) a detailed explanation setting forth the factual and legal basis for  
3 your claim that the document is privileged or otherwise immune from production.

4 4. To the extent responsive Documents exist in an electronic or computerized format, please  
5 contact the officer issuing this subpoena to discuss the manner and format in which the  
6 Documents are to be produced so as to facilitate the production of full and complete copies in a  
7 usable format. In the absence of an agreement regarding the manner and format of production,  
8 the following instructions shall apply:

9 a. The information shall be provided on CD/DVD or external hard drive formatted as  
10 follows: (1) Native files converted to bates numbered single page tiff files; (2) multi-page text  
11 files named based on the associated bates number containing extracted or OCR text; (3) image  
12 load files in Opticon or Ipro format; (4) Concordance data file to include all metadata fields  
13 including Sha-1 hash value and attachment range for compound documents; (5) any Excel  
14 document or native document that includes formulas in a native file format; (6) any audio files in  
15 a WAV file format; and (7) any video files in an AVI file format.

16 b. The response shall include all Documents and computer programs necessary to the  
17 accurate conversion, analysis, and review of the electronic data, including but not limited to  
18 operating instructions, manuals and user guides, keys, legends, and codes for systems, programs,  
19 files, and data fields.

20 5. This Investigative Subpoena has been issued in connection with an investigation within the  
21 scope of section 131 of the California Penal Code.

22 6. No Document requested herein shall be destroyed or discarded by YOU until the Attorney  
23 General has made a written determination that the Document in question is not necessary for  
24 furtherance of this investigation.

25 7. When producing Documents, identify by number the request(s) on Attachment A to which  
26 the Document is responsive.

## DEFINITIONS

For purposes of this set of investigatory interrogatories, the terms set forth below are defined as follows:

A. “and” and “or” have both conjunctive and disjunctive meanings.

B. “CONTRACT” means any oral or written agreement, contract, memorandum of understanding, engagement letter, term sheet, or price sheet (including any attachments, extensions, or amendments).

C. “DESCRIBE” means to provide a complete description and explanation of the dates, facts, circumstances, analysis, and other information RELATING TO the subject matter of a specific interrogatory.

D. “DOCUMENT” means, without limitation, any “writing,” as defined in Evidence Code section 250 and includes originals (as defined in Evidence Code section 255) or duplicates (as defined in Evidence Code section 260) of the writings, and non-identical copies bearing or having any attachments, notes or marks which distinguish them from the originals. The term “DOCUMENT” includes, without limitation, information or data stored in electronic, tape or any other format, including without limitation: papers; handwritten notes; calendar or diary entries; meeting minutes; drawings; graphs; charts; image-bearing film; photographs and images; video or audio recordings; voicemails; electronic mail; spreadsheets; word processing files; records saved as .pdf or other electronic files; websites; blogs; databases (including past snapshots); digital or electronic messages or COMMUNICATIONS; and telephone or other conversations or COMMUNICATIONS. Electronically stored information subject to this subpoena includes information or attachments now only available on backup or archive tapes or disks. Also, if a print-out of an electronic record is a non-identical copy of the electronic version (for example, because the print-out has a signature, handwritten notation, or other mark or attachment not included in the computer DOCUMENT), both the electronic version in which the DOCUMENT was created and the original print-out must be produced.

E. “EGG” or “EGGS” means conventional, non-specialty white shell eggs intended or at any point distributed for retail sale to consumers in the State of California.

1 F. "PERSON" and "PERSONS" mean any natural person, corporation, company, partnership,  
2 joint venture, firm, licensee, affiliate, subsidiary, association, proprietorship, agency, board,  
3 authority, commission, office or other business or legal entity, whether private or governmental.

4 G. "PRICE" or "PRICES" means the U.S. dollar price per unit.

5 H. "RELATED TO" means constituting, containing, concerning, discussing, describing,  
6 analyzing, identifying, referring to, relating to, referencing, documenting, governing, regulating,  
7 directing, evidencing or stating.

8 I. "YOU" and "YOUR" means CALIFORNIA FARMS, LLC, as well as each of its  
9 subsidiaries, affiliates and parents, predecessors and successors, and all employees, partners,  
10 officers, agents and representatives.

11  
12 FAILURE TO COMPLY WITH THIS SUBPOENA WILL SUBJECT YOU TO THE  
13 PROCEEDINGS AND PENALTIES PROVIDED BY LAW.

14  
15 Dated: April 21, 2020



ADELINA ACUÑA  
Deputy Attorney General

1                                   **ATTACHMENT “A” TO INVESTIGATIVE SUBPOENA**

2   The Documents requested are as follows:

3

4   **REQUEST NO. 1**

5   DOCUMENTS sufficient to show all EGG sales transacted by YOU during the Relevant Period,  
6   including but not limited to any purchase orders, invoices, and bills of lading RELATED TO each  
7   sale.

8

9   **REQUEST NO. 2**

10   DOCUMENTS sufficient to show all EGG purchases transacted by YOU during the Relevant  
11   Period, including but not limited to any purchase orders, invoices, and bills of lading RELATED  
12   TO each purchase.

13

14   **REQUEST NO. 3**

15   All CONTRACTS that govern or determine the PRICES at which you sell EGGS.

16

17   **REQUEST NO. 4**

18   All CONTRACTS that govern or determine the PRICES YOU pay to acquire EGGS.

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**EXHIBIT B**  
**Investigative Interrogatories to California Farms, LLC**

1 XAVIER BECERRA  
Attorney General of California  
2 NICKLAS AKERS  
Senior Assistant Attorney General  
3 ADELINA ACUÑA  
Deputy Attorney General  
4 State Bar No. 284576  
455 Golden Gate Avenue, Suite 11000  
5 San Francisco, CA 94102-7004  
Telephone: (415) 510-3752  
6 Fax: (415) 703-5776  
E-mail: Adelina.Acuna@doj.ca.gov  
7

8 BEFORE THE DEPARTMENT OF JUSTICE  
9 OFFICE OF THE ATTORNEY GENERAL  
10 STATE OF CALIFORNIA  
11  
12  
13

14 In the Matter of the Investigation of:

15 **POTENTIAL MISCONDUCT DURING OR**  
16 **RELATED TO DISASTERS OR OTHER**  
17 **EMERGENCIES**  
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**INVESTIGATIVE INTERROGATORIES**

GOV. CODE § 11180, ET SEQ.

20 NOTICE TO THE PERSON SERVED:

21 You are served on behalf of: **CALIFORNIA FARMS, LLC.**  
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1 Pursuant to the powers conferred by Article 2 of Chapter 2 of Division 3 of Title 2 (Cal. Gov.  
2 Code, § 11180 et seq.) of the Government Code of California, on the Attorney General, as head of  
3 the California Department of Justice, which powers and authority to conduct the above-entitled  
4 investigation have been delegated to the undersigned, an officer of that Department,

5  
6 **CALIFORNIA FARMS, LLC**  
7

8 (hereinafter, and as further defined below, "YOU") **ARE HEREBY COMMANDED** to answer  
9 separately and fully in writing, under oath, within fourteen (14) days of service hereof, each of the  
10 interrogatories set forth below.  
11

12  
13 **INSTRUCTIONS FOR COMPLIANCE**

- 14 1. The Relevant Period of these investigative interrogatories is February 1, 2020, through the  
15 final response date unless otherwise expressly stated herein.
- 16 2. An answer or other appropriate response must be given to each interrogatory set forth  
17 below.
- 18 3. Each answer must be as complete and straightforward as the information reasonably  
19 available to YOU, including the information possessed by YOUR attorneys or agents, permits. If  
20 an interrogatory cannot be answered completely, answer it to the extent possible, specifying the  
21 reasons for YOUR inability to answer the remainder of the interrogatory and stating whatever  
22 information, knowledge or belief YOU have concerning the unanswered portion thereof.
- 23 4. If YOU are asserting a privilege or making an objection to an interrogatory, YOU must  
24 specifically assert the privilege or state the objection in YOUR written response, and set forth in  
25 detail the basis for YOUR objection or assertion of the privilege. If an objection pertains to only  
26 a portion of an interrogatory, or a word, phrase, or clause contained in it, YOU must respond to  
27 the remainder of the Interrogatory.  
28

5. YOUR answers to these interrogatories must be verified, dated, and signed. YOU may wish to use the following form at the end of YOUR answers:

*I declare under penalty of perjury under the laws of the State of California that the foregoing answers are true and correct.*

\_\_\_\_\_  
(DATE)

\_\_\_\_\_  
(SIGNATURE)

6. These Investigative Interrogatories have been issued in connection with an investigation within the scope of section 131 of the California Penal Code.

7. YOUR written responses shall be delivered to the California Department of Justice, Office of the Attorney General, 455 Golden Gate Avenue, Suite 11000, San Francisco, CA 94102, ATTN: Deputy Attorney General Adelina Acuña.

### DEFINITIONS

For purposes of this set of investigatory interrogatories, the terms set forth below are defined as follows:

A. “and” and “or” have both conjunctive and disjunctive meanings.

B. “CONTRACT” means any oral or written agreement, contract, memorandum of understanding, engagement letter, term sheet, or price sheet (including any attachments, extensions, or amendments).

C. “DESCRIBE” means to provide a complete description and explanation of the dates, facts, circumstances, analysis, and other information RELATING TO the subject matter of a specific interrogatory.

D. “EGG” or “EGGS” means conventional, non-specialty white shell eggs intended or at any point distributed for retail sale to consumers in the State of California.

E. “IDENTITY” or “IDENTIFY” means:

- a. in the case of a natural PERSON, his or her name, business address and telephone number, employer, and title or position;
- b. in the case of a PERSON other than a natural PERSON, its name, the address of its principal place of business (including zip code), its telephone number, and the name of its chief executive officer, the name of any PERSON that ultimately controls it, along

1 with the address (including zip code) of that PERSON'S principal place of business  
2 (including zip code), telephone number, and if applicable, the name of that  
3 PERSON'S chief executive officer;

- 4 c. in the case of a CONTRACT, provide its date, IDENTIFY all PERSONS who were  
5 parties to the CONTRACT, IDENTIFY each natural PERSON who signed the  
6 CONTRACT, IDENTIFY each PERSON who has knowledge of the CONTRACT and  
7 all other PERSONS present when it was made, its beginning Bates number (as  
8 applicable) and the subject matter of the CONTRACT.

9 F. "PERSON" and "PERSONS" mean any natural person, corporation, company, partnership,  
10 joint venture, firm, licensee, affiliate, subsidiary, association, proprietorship, agency, board,  
11 authority, commission, office or other business or legal entity, whether private or governmental.

12 G. "PRICE" or "PRICES" means the U.S. dollar price per unit.

13 H. "RELATING TO" means constituting, containing, concerning, discussing, describing,  
14 analyzing, identifying, referring to, relating to, referencing, documenting, governing, regulating,  
15 directing, evidencing or stating.

16 I. "YOU" and "YOUR" means CALIFORNIA FARMS, LLC, as well as each of its  
17 subsidiaries, affiliates and parents, predecessors and successors, and all employees, partners,  
18 officers, agents and representatives.

## 19 20 **INTERROGATORIES**

### 21 **INTERROGATORY NO. 1**

22 DESCRIBE YOUR policies and procedures for complying with California Penal Code section  
23 396.

### 24 25 **INTERROGATORY NO. 2**

26 DESCRIBE YOUR policies and procedures for complying with California Governor Gavin  
27  
28

1 Newsom's Executive Order N-44-20, issued on April 3, 2020.

2  
3 **INTERROGATORY NO. 3**

4 DESCRIBE each EGG sale YOU transacted during the Relevant Period, including (i) the  
5 IDENTITY of the PERSON to whom YOU sold the EGGS, (ii) the PRICE at which YOU sold  
6 the EGGS, and (iii) the units and quantities of EGGS YOU sold.

7  
8 **INTERROGATORY NO. 4**

9 DESCRIBE each EGG purchase YOU transacted during the Relevant Period, including (i) the  
10 IDENTITY of the PERSON from whom you purchased the EGGS, (ii) the PRICE at which YOU  
11 purchased the EGGS, and (iii) the units and quantities of EGGS YOU purchased.

12  
13 **INTERROGATORY NO. 5**

14 IDENTIFY all CONTRACTS that govern or determine the PRICES at which you sell EGGS.

15  
16 **INTERROGATORY NO. 6**

17 IDENTIFY all CONTRACTS that govern or determine the PRICES YOU pay to acquire EGGS.

18  
19  
20 FAILURE TO COMPLY WITH THIS SET OF INVESTIGATIVE INTERROGATORIES WILL  
21 SUBJECT YOU TO THE PROCEEDINGS AND PENALTIES PROVIDED BY LAW.

22 Dated: April 21, 2020

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25 ADELINA ACUÑA  
26 Deputy Attorney General  
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**EXHIBIT C**  
**Investigative Subpoena to Dakota Layers, LLC**

1 XAVIER BECERRA  
Attorney General of California  
2 NICKLAS AKERS  
Senior Assistant Attorney General  
3 ADELINA ACUÑA  
Deputy Attorney General  
4 State Bar No. 284576  
455 Golden Gate Avenue, Suite 11000  
5 San Francisco, CA 94102-7004  
Telephone: (415) 510-3752  
6 Fax: (415) 703-5776  
E-mail: Adelina.Acuna@doj.ca.gov  
7

8 BEFORE THE DEPARTMENT OF JUSTICE  
9 OFFICE OF THE ATTORNEY GENERAL  
10 STATE OF CALIFORNIA  
11  
12  
13

14 In the Matter of the Investigation of:

15 **POTENTIAL MISCONDUCT DURING OR**  
16 **RELATED TO DISASTERS OR OTHER**  
17 **EMERGENCIES**  
18  
19

**INVESTIGATIVE SUBPOENA**

GOV. CODE § 11180, ET SEQ.

20 NOTICE TO THE PERSON SERVED:

21 You are served on behalf of: **DAKOTA LAYERS, LLC.**  
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1 Pursuant to the powers conferred by Article 2 of Chapter 2 of Division 3 of Title 2 (Cal. Gov.  
2 Code, § 11180 et seq.) of the Government Code of California, on the Attorney General, as head of  
3 the California Department of Justice, which powers and authority to conduct the above-entitled  
4 investigation have been delegated to the undersigned, an officer of that Department,

5  
6 **DAKOTA LAYERS, LLC**  
7

8 (hereinafter, and as further defined below, “YOU”) **ARE HEREBY COMMANDED** to produce  
9 the documents, books, records, papers and other items (collectively “Documents”) described in  
10 Attachment A to this Investigative Subpoena which are in YOUR custody, possession or control,  
11 or the custody, possession or control of YOUR subsidiaries, affiliates, parents, predecessors,  
12 successors, employees, partners, officers, agents or representatives, whether or not the present  
13 location of any of the Documents designated is in California, at the California Department of  
14 Justice, Office of the Attorney General, 455 Golden Gate Avenue, Suite 11000, San Francisco,  
15 CA 94102, ATTN: Deputy Attorney General Adelina Acuña, within fourteen (14) days of service  
16 hereof.

17  
18 **INSTRUCTIONS FOR COMPLIANCE**

- 19 1. The Documents shall be accompanied by a completed declaration of custodian of records in  
20 compliance with Evidence Code sections 1560, 1561, 1562, and 1271.
- 21 2. The Relevant Period of this subpoena is February 1, 2020 through the final response date of  
22 this subpoena unless otherwise expressly stated herein. All responsive Documents created,  
23 maintained or altered during the Relevant Period must be produced unless otherwise expressly  
24 stated in Attachment A to this subpoena.
- 25 3. If YOU claim that a Document or a portion of a Document is privileged and YOU withhold  
26 it from production for that reason, YOU must create and submit a privilege log which lists: (1) the  
27 author(s) and their capacities; (2) the recipients (including cc’s and bcc’s) and their capacities; (3)  
28 other individuals with access to the document and their capacities; (4) the type of document; (5)

1 the subject matter of the document; (6) the purpose(s) for the production of the document; (7) the  
2 date on the document; and (8) a detailed explanation setting forth the factual and legal basis for  
3 your claim that the document is privileged or otherwise immune from production.

4 4. To the extent responsive Documents exist in an electronic or computerized format, please  
5 contact the officer issuing this subpoena to discuss the manner and format in which the  
6 Documents are to be produced so as to facilitate the production of full and complete copies in a  
7 usable format. In the absence of an agreement regarding the manner and format of production,  
8 the following instructions shall apply:

9 a. The information shall be provided on CD/DVD or external hard drive formatted as  
10 follows: (1) Native files converted to bates numbered single page tiff files; (2) multi-page text  
11 files named based on the associated bates number containing extracted or OCR text; (3) image  
12 load files in Opticon or Ipro format; (4) Concordance data file to include all metadata fields  
13 including Sha-1 hash value and attachment range for compound documents; (5) any Excel  
14 document or native document that includes formulas in a native file format; (6) any audio files in  
15 a WAV file format; and (7) any video files in an AVI file format.

16 b. The response shall include all Documents and computer programs necessary to the  
17 accurate conversion, analysis, and review of the electronic data, including but not limited to  
18 operating instructions, manuals and user guides, keys, legends, and codes for systems, programs,  
19 files, and data fields.

20 5. This Investigative Subpoena has been issued in connection with an investigation within the  
21 scope of section 131 of the California Penal Code.

22 6. No Document requested herein shall be destroyed or discarded by YOU until the Attorney  
23 General has made a written determination that the Document in question is not necessary for  
24 furtherance of this investigation.

25 7. When producing Documents, identify by number the request(s) on Attachment A to which  
26 the Document is responsive.

## DEFINITIONS

For purposes of this set of investigatory interrogatories, the terms set forth below are defined as follows:

A. “and” and “or” have both conjunctive and disjunctive meanings.

B. “CONTRACT” means any oral or written agreement, contract, memorandum of understanding, engagement letter, term sheet, or price sheet (including any attachments, extensions, or amendments).

C. “DESCRIBE” means to provide a complete description and explanation of the dates, facts, circumstances, analysis, and other information RELATING TO the subject matter of a specific interrogatory.

D. “DOCUMENT” means, without limitation, any “writing,” as defined in Evidence Code section 250 and includes originals (as defined in Evidence Code section 255) or duplicates (as defined in Evidence Code section 260) of the writings, and non-identical copies bearing or having any attachments, notes or marks which distinguish them from the originals. The term “DOCUMENT” includes, without limitation, information or data stored in electronic, tape or any other format, including without limitation: papers; handwritten notes; calendar or diary entries; meeting minutes; drawings; graphs; charts; image-bearing film; photographs and images; video or audio recordings; voicemails; electronic mail; spreadsheets; word processing files; records saved as .pdf or other electronic files; websites; blogs; databases (including past snapshots); digital or electronic messages or COMMUNICATIONS; and telephone or other conversations or COMMUNICATIONS. Electronically stored information subject to this subpoena includes information or attachments now only available on backup or archive tapes or disks. Also, if a print-out of an electronic record is a non-identical copy of the electronic version (for example, because the print-out has a signature, handwritten notation, or other mark or attachment not included in the computer DOCUMENT), both the electronic version in which the DOCUMENT was created and the original print-out must be produced.

E. “EGG” or “EGGS” means conventional, non-specialty white shell eggs intended or at any point distributed for retail sale to consumers in the State of California.

1 F. "PERSON" and "PERSONS" mean any natural person, corporation, company, partnership,  
2 joint venture, firm, licensee, affiliate, subsidiary, association, proprietorship, agency, board,  
3 authority, commission, office or other business or legal entity, whether private or governmental.


4 G. "PRICE" or "PRICES" means the U.S. dollar price per unit.

5 H. "RELATED TO" means constituting, containing, concerning, discussing, describing,  
6 analyzing, identifying, referring to, relating to, referencing, documenting, governing, regulating,  
7 directing, evidencing or stating.

8 I. "YOU" and "YOUR" means DAKOTA LAYERS, LLC, as well as each of its subsidiaries,  
9 affiliates and parents, predecessors and successors, and all employees, partners, officers, agents  
10 and representatives.

11  
12 FAILURE TO COMPLY WITH THIS SUBPOENA WILL SUBJECT YOU TO THE  
13 PROCEEDINGS AND PENALTIES PROVIDED BY LAW.

14  
15 Dated: April 21, 2020

16  
17   
18 ADELINA ACUÑA  
19 Deputy Attorney General  
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1                                   **ATTACHMENT “A” TO INVESTIGATIVE SUBPOENA**

2   The Documents requested are as follows:

3

4   **REQUEST NO. 1**

5   DOCUMENTS sufficient to show all EGG sales transacted by YOU during the Relevant Period,  
6   including but not limited to any purchase orders, invoices, and bills of lading RELATED TO each  
7   sale.

8

9   **REQUEST NO. 2**

10   DOCUMENTS sufficient to show all EGG purchases transacted by YOU during the Relevant  
11   Period, including but not limited to any purchase orders, invoices, and bills of lading RELATED  
12   TO each purchase.

13

14   **REQUEST NO. 3**

15   All CONTRACTS that govern or determine the PRICES at which you sell EGGS.

16

17   **REQUEST NO. 4**

18   All CONTRACTS that govern or determine the PRICES YOU pay to acquire EGGS.

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**EXHIBIT D**  
**Investigative Interrogatories to Dakota Layers, LLC**

1 XAVIER BECERRA  
Attorney General of California  
2 NICKLAS AKERS  
Senior Assistant Attorney General  
3 ADELINA ACUÑA  
Deputy Attorney General  
4 State Bar No. 284576  
455 Golden Gate Avenue, Suite 11000  
5 San Francisco, CA 94102-7004  
Telephone: (415) 510-3752  
6 Fax: (415) 703-5776  
E-mail: Adelina.Acuna@doj.ca.gov  
7

8 BEFORE THE DEPARTMENT OF JUSTICE  
9 OFFICE OF THE ATTORNEY GENERAL  
10 STATE OF CALIFORNIA  
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13

14 In the Matter of the Investigation of:

15 **POTENTIAL MISCONDUCT DURING OR**  
16 **RELATED TO DISASTERS OR OTHER**  
17 **EMERGENCIES**  
18  
19

**INVESTIGATIVE INTERROGATORIES**

GOV. CODE § 11180, ET SEQ.

20 NOTICE TO THE PERSON SERVED:

21 You are served on behalf of: **DAKOTA LAYERS, LLC.**  
22  
23  
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28

1 Pursuant to the powers conferred by Article 2 of Chapter 2 of Division 3 of Title 2 (Cal. Gov.  
2 Code, § 11180 et seq.) of the Government Code of California, on the Attorney General, as head of  
3 the California Department of Justice, which powers and authority to conduct the above-entitled  
4 investigation have been delegated to the undersigned, an officer of that Department,

5  
6 **DAKOTA LAYERS, LLC**  
7

8 (hereinafter, and as further defined below, "YOU") **ARE HEREBY COMMANDED** to answer  
9 separately and fully in writing, under oath, within fourteen (14) days of service hereof, each of the  
10 interrogatories set forth below.  
11

12  
13 **INSTRUCTIONS FOR COMPLIANCE**

- 14 1. The Relevant Period of these investigative interrogatories is February 1, 2020, through the  
15 final response date unless otherwise expressly stated herein.
- 16 2. An answer or other appropriate response must be given to each interrogatory set forth  
17 below.
- 18 3. Each answer must be as complete and straightforward as the information reasonably  
19 available to YOU, including the information possessed by YOUR attorneys or agents, permits. If  
20 an interrogatory cannot be answered completely, answer it to the extent possible, specifying the  
21 reasons for YOUR inability to answer the remainder of the interrogatory and stating whatever  
22 information, knowledge or belief YOU have concerning the unanswered portion thereof.
- 23 4. If YOU are asserting a privilege or making an objection to an interrogatory, YOU must  
24 specifically assert the privilege or state the objection in YOUR written response, and set forth in  
25 detail the basis for YOUR objection or assertion of the privilege. If an objection pertains to only  
26 a portion of an interrogatory, or a word, phrase, or clause contained in it, YOU must respond to  
27 the remainder of the Interrogatory.  
28



5. YOUR answers to these interrogatories must be verified, dated, and signed. YOU may wish to use the following form at the end of YOUR answers:

*I declare under penalty of perjury under the laws of the State of California that the foregoing answers are true and correct.*

\_\_\_\_\_  
(DATE)

\_\_\_\_\_  
(SIGNATURE)

6. These Investigative Interrogatories have been issued in connection with an investigation within the scope of section 131 of the California Penal Code.

7. YOUR written responses shall be delivered to the California Department of Justice, Office of the Attorney General, 455 Golden Gate Avenue, Suite 11000, San Francisco, CA 94102, ATTN: Deputy Attorney General Adelina Acuña.

### DEFINITIONS

For purposes of this set of investigatory interrogatories, the terms set forth below are defined as follows:

A. “and” and “or” have both conjunctive and disjunctive meanings.

B. “CONTRACT” means any oral or written agreement, contract, memorandum of understanding, engagement letter, term sheet, or price sheet (including any attachments, extensions, or amendments).

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D. “EGG” or “EGGS” means conventional, non-specialty white shell eggs intended or at any point distributed for retail sale to consumers in the State of California.

E. “IDENTITY” or “IDENTIFY” means:

- a. in the case of a natural PERSON, his or her name, business address and telephone number, employer, and title or position;
- b. in the case of a PERSON other than a natural PERSON, its name, the address of its principal place of business (including zip code), its telephone number, and the name of its chief executive officer, the name of any PERSON that ultimately controls it, along

1 with the address (including zip code) of that PERSON'S principal place of business  
2 (including zip code), telephone number, and if applicable, the name of that  
3 PERSON'S chief executive officer;

- 4 c. in the case of a CONTRACT, provide its date, IDENTIFY all PERSONS who were  
5 parties to the CONTRACT, IDENTIFY each natural PERSON who signed the  
6 CONTRACT, IDENTIFY each PERSON who has knowledge of the CONTRACT and  
7 all other PERSONS present when it was made, its beginning Bates number (as  
8 applicable) and the subject matter of the CONTRACT.

9 F. "PERSON" and "PERSONS" mean any natural person, corporation, company, partnership,  
10 joint venture, firm, licensee, affiliate, subsidiary, association, proprietorship, agency, board,  
11 authority, commission, office or other business or legal entity, whether private or governmental.

12 G. "PRICE" or "PRICES" means the U.S. dollar price per unit.

13 H. "RELATING TO" means constituting, containing, concerning, discussing, describing,  
14 analyzing, identifying, referring to, relating to, referencing, documenting, governing, regulating,  
15 directing, evidencing or stating.

16 I. "YOU" and "YOUR" means DAKOTA LAYERS, LLC, as well as each of its subsidiaries,  
17 affiliates and parents, predecessors and successors, and all employees, partners, officers, agents  
18 and representatives.

## 19 20 INTERROGATORIES

### 21 **INTERROGATORY NO. 1**

22 DESCRIBE YOUR policies and procedures for complying with California Penal Code section  
23 396.

### 24 25 **INTERROGATORY NO. 2**

26 DESCRIBE YOUR policies and procedures for complying with California Governor Gavin  
27  
28

1 Newsom's Executive Order N-44-20, issued on April 3, 2020.

2  
3 **INTERROGATORY NO. 3**

4 DESCRIBE each EGG sale YOU transacted during the Relevant Period, including (i) the  
5 IDENTITY of the PERSON to whom YOU sold the EGGS, (ii) the PRICE at which YOU sold  
6 the EGGS, and (iii) the units and quantities of EGGS YOU sold.

7  
8 **INTERROGATORY NO. 4**

9 DESCRIBE each EGG purchase YOU transacted during the Relevant Period, including (i) the  
10 IDENTITY of the PERSON from whom you purchased the EGGS, (ii) the PRICE at which YOU  
11 purchased the EGGS, and (iii) the units and quantities of EGGS YOU purchased.

12  
13 **INTERROGATORY NO. 5**

14 IDENTIFY all CONTRACTS that govern or determine the PRICES at which you sell EGGS.

15  
16 **INTERROGATORY NO. 6**

17 IDENTIFY all CONTRACTS that govern or determine the PRICES YOU pay to acquire EGGS.

18  
19 FAILURE TO COMPLY WITH THIS SET OF INVESTIGATIVE INTERROGATORIES WILL  
20 SUBJECT YOU TO THE PROCEEDINGS AND PENALTIES PROVIDED BY LAW.

21  
22  
23 Dated: April 21, 2020

24  
25   
26 ADELINA ACUÑA  
27 Deputy Attorney General  
28