

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF ILLINOIS

PUBLIC EMPLOYEES' RETIREMENT  
SYSTEM OF MISSISSIPPI, Individually and On  
Behalf of All Others Similarly Situated,

Plaintiff,

v.

TREEHOUSE FOODS, INC., SAM K. REED,  
DENNIS F. RIORDAN and CHRISTOPHER D.  
SLIVA,

Defendants.

Case No.: 16-CV-10632

Honorable Robert M. Dow, Jr.

**PROOF OF CLAIM AND RELEASE<sup>1</sup>**

***THIS FORM MUST BE DELIVERED BY DECEMBER 15, 2021.***

If you purchased TreeHouse Foods, Inc. ("THS") common stock on the open market between January 20, 2016, and November 2, 2016, inclusive, you may be a member of the Settlement Class and may be entitled to recover a portion of a Settlement Fund established in connection with a proposed Settlement of the action captioned *Public Employees' Retirement System Of Mississippi v. TreeHouse Foods, Inc., No: 16-CV-10632 (N.D. Ill.)* (the "Action").

Excluded from the Class are Defendants, the officers and directors of TreeHouse, members of their immediate families and their legal representatives, heirs, successors, or assigns, and any entity in which Defendants have or had a controlling interest. Also excluded from the Class is any Person who satisfies the criteria for being a member of the Settlement Class but validly and timely requests exclusion (opts out) in accordance with the requirements set by the Court.

**I. GENERAL INSTRUCTIONS**

*It is important that you completely read and understand the Notice of Proposed Class Action Settlement, available at [www.TreeHouseSecuritiesLitigation.com](http://www.TreeHouseSecuritiesLitigation.com), including the Plan of Allocation of the Net Settlement Fund set forth in the Notice. The Notice describes the proposed Settlement, how Settlement Class members are affected by the Settlement, and the manner in which the Net Settlement Fund will be distributed if the Settlement and Plan of Allocation are approved by the Court. The Notice also contains the definitions of many of the defined terms (which are indicated by initial capital letters) used in this Proof of Claim and Release Form ("Proof of Claim"). By signing and submitting this Proof of Claim Form, you will be certifying that you have read and that you understand the Notice, including the terms of the releases described therein and provided for herein.*

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<sup>1</sup> This Proof of Claim Form incorporates by reference the definitions in the Stipulation of Settlement (the "Stipulation"). Unless otherwise specified, all capitalized terms used, but not defined herein, shall have the same meanings as in the Stipulation. The Stipulation can be obtained at [www.TreeHouseSecuritiesLitigation.com](http://www.TreeHouseSecuritiesLitigation.com).

A. To recover as a member of the Settlement Class, you must complete, sign, and mail, email, or submit this Proof of Claim Form in accordance with the instructions provided herein. If you fail to submit a valid and timely Proof of Claim in accordance with these instructions, your Claim may be rejected and you may be precluded from any recovery from the Settlement Fund created in connection with the proposed Settlement of the Action.

B. Submission of this Proof of Claim, however, does not ensure that you will share in the proceeds of Settlement of the Action.

C. YOU MUST SUBMIT YOUR COMPLETED AND SIGNED PROOF OF CLAIM AND RELEASE FORM **BEFORE DECEMBER 15, 2021**, ADDRESSED TO THE CLAIMS ADMINISTRATOR AS FOLLOWS: TreeHouse Foods, Inc. Sec. Litig., c/o A.B. Data, Ltd., P.O. Box 173054, Milwaukee, WI 53217; Tel: (877) 888-4955; email: [info@TreeHouseSecuritiesLitigation.com](mailto:info@TreeHouseSecuritiesLitigation.com).

**You will bear all risks of delay or non-delivery of your Proof of Claim.**

D. If you are a member of the Settlement Class (as that term is defined in the Notice of Proposed Class Action Settlement (hereinafter, "Notice")) and you do not timely request exclusion in accordance with the instructions provided in the Notice, you will be bound by the terms of any order of dismissal or judgment entered in the Action, including the releases provided herein, WHETHER OR NOT YOU SUBMIT A PROOF OF CLAIM.

E. If you are a Settlement Class member, DO NOT submit both a Proof of Claim and a request for exclusion. Doing so will delay administration of the Settlement. If you both send in a Proof of Claim and Release Form and seek to exclude yourself from the Settlement, your exclusion will be deemed invalid and your Proof of Claim will be administered pursuant to the terms of the Settlement described above.

## II. CLAIMANT IDENTIFICATION INSTRUCTIONS

A. If you purchased THS common stock and held the certificate(s) in your own name, you are the beneficial owner as well as the record owner. If, however, the certificate(s) was/were registered in the name of a third party, such as a nominee or brokerage firm, you are the beneficial owner and the third party is the record owner.

B. Use Section IV of this form entitled "Claimant Identification" to identify each owner of record ("nominee"), if different from the beneficial owner of THS common stock which forms the basis of this Claim.

C. THIS PROOF OF CLAIM MUST BE FILED BY THE ACTUAL BENEFICIAL OWNERS OF THE THS COMMON STOCK UPON WHICH THIS CLAIM IS BASED, OR BY THEIR LEGAL REPRESENTATIVES.

D. **One Claim should be submitted for each separate legal entity.** Separate Proof of Claim Forms should be submitted for each separate legal entity (*e.g.*, a Claim from joint owners should not include separate transactions of just one of the joint owners, and an individual should not combine his or her IRA transactions with transactions made solely in the individual's name). Conversely, a single Proof of Claim Form should be submitted on behalf of one legal entity, including all transactions made by that entity, no matter how many separate accounts that entity has (*e.g.*, a corporation with multiple brokerage accounts should include all transactions made in all accounts on one Proof of Claim Form).

E. All joint owners must sign this Proof of Claim Form. Executors, administrators, guardians, conservators, and trustees must complete and sign this Proof of Claim on behalf of persons represented by them. Documentation establishing their authority must accompany this Proof of Claim and their titles or capacities must be stated.

F. The Social Security or Taxpayer Identification Number and telephone number of the beneficial owner may be used in verifying the Claim. Failure to provide the foregoing information could delay verification of your Claim or result in rejection of the Claim.

### III. TRANSACTION SCHEDULE INSTRUCTIONS

A. Use Section V of this form entitled “Schedule of Transactions in THS Common Stock” to supply all required details of your transaction(s) in THS common stock. If you need more space or additional schedules, attach separate sheets giving all of the required information in substantially the same form. Sign and print or type your name and Social Security or Taxpayer Identification Number on each additional sheet.

B. List each transaction during the Class Period separately and in chronological order, by “contract” or “trade” date (as opposed to the “settlement” date), beginning with the earliest. You must accurately provide the month, day, and year of each transaction you list.

C. The price per share, paid or received, should be exclusive of all commissions, taxes, fees, and other charges.

D. **Copies of broker confirmation slips or monthly statements of your transactions in THS common stock must be attached to your Proof of Claim.** If such documents are not in your possession, please obtain equivalent contemporaneous documents from your broker or financial advisor. A complete list of acceptable supporting documentation can be found at the Claims Administrator’s website: [www.TreeHouseSecuritiesLitigation.com](http://www.TreeHouseSecuritiesLitigation.com). Failure to provide this documentation could delay verification of your Claim or result in rejection of your Claim.

E. NOTICE REGARDING ELECTRONIC FILES: Certain Claimants with large numbers of transactions may request, or may be requested, to submit information regarding their transactions in electronic files. To obtain the mandatory electronic filing requirements and file layout, you may visit the website at [www.TreeHouseSecuritiesLitigation.com](http://www.TreeHouseSecuritiesLitigation.com) or you may email the Claims Administrator’s electronic filing department at [info@TreeHouseSecuritiesLitigation.com](mailto:info@TreeHouseSecuritiesLitigation.com). Any file not in accordance with the required electronic filing format will be subject to rejection. Only one Claim should be submitted for each separate legal entity (*see* Section II.D. above) and the complete name of the beneficial owner(s) of the securities must be entered where called for (*see* Section II.E. above). No electronic files will be considered to have been submitted unless the Claims Administrator issues an email to that effect. Do not assume that your file has been received until you receive this email. If you do not receive such an email within 10 days of your submission, you should contact the electronic filing department at [info@TreeHouseSecuritiesLitigation.com](mailto:info@TreeHouseSecuritiesLitigation.com) to inquire about your file and confirm it was received.

**IV. CLAIMANT IDENTIFICATION**

*Please Type or Print*

Beneficial Owner's Name *(as it appears on your brokerage statement)*

Joint Beneficial Owner's Name *(as it appears on your brokerage statement)*

Record Owner's Name *(if different from beneficial owner listed above)*

Street Address

City

State

Zip Code

Foreign Province

Country

Social Security Number or Taxpayer Identification Number

Area Code & Telephone Number (day)

Area Code & Telephone Number (evening)

Email Address (Email address is not required, but if you provide it you authorize the Claims Administrator to use it in providing you with information relevant to this Claim.):

Specify one of the following:

- Individual/Sole Proprietor    Joint Ownership    Corporation    UGMA Custodian    IRA    Partnership  
 Pension Plan    Estate    Trust    IRA    Other: \_\_\_\_\_

**V. SCHEDULE OF TRANSACTIONS IN THS COMMON STOCK**

A. Number of shares of THS common stock held at the open of trading on January 20, 2016: \_\_\_\_\_

B. Separately list **each and every purchase** of THS common stock during the period January 20, 2016, **through and including** November 2, 2016, and provide all of the following information (*must be documented*):

<b>Trade Date (list chronologically) Month/Day/Year</b>	<b>Number of Shares of Common Stock Purchased</b>	<b>Price Per Share (excluding commissions, taxes, and other fees)</b>	<b>Total Purchase Price (excluding commissions, taxes, and other fees)</b>
___/___/___		\$	\$
___/___/___		\$	\$
___/___/___		\$	\$
___/___/___		\$	\$
___/___/___		\$	\$
___/___/___		\$	\$

C. Separately list **each and every sale** of THS common stock during the period January 20, 2016, **through and including** November 2, 2016, and provide the following information (*must be documented*):

<b>Trade Date (list chronologically) Month/Day/Year</b>	<b>Number of Shares of Common Stock Sold</b>	<b>Price Per Share (excluding commissions, taxes, and other fees)</b>	<b>Total Sale Price (excluding commissions, taxes, and other fees)</b>
___/___/___		\$	\$
___/___/___		\$	\$
___/___/___		\$	\$
___/___/___		\$	\$
___/___/___		\$	\$
___/___/___		\$	\$

D. State the total number of shares of THS common stock owned at the close of trading on November 2, 2016 (*must be documented; if none, enter "0"*): \_\_\_\_\_

E. Please check applicable box:

- I/We certify that the submitting party is **not** an ERISA plan.
- I/We certify that the submitting party is an ERISA plan and has complied with the applicable ERISA exemption.

*If you need more space, attach the required information on separate, numbered sheets in the same format as above, and sign and print your name and Social Security or Taxpayer Identification Number at the top of each additional sheet.*

**YOU MUST READ AND SIGN THE RELEASE. FAILURE TO SIGN THE RELEASE MAY RESULT IN A DELAY IN PROCESSING OR THE REJECTION OF YOUR CLAIM.**

**VI. SUBMISSION TO JURISDICTION OF COURT AND ACKNOWLEDGMENTS**

I/We submit this Proof of Claim and Release under the terms of the Stipulation of Settlement described in the Notice. I/We also submit to the jurisdiction of the United States District Court for the Northern District of Illinois with respect to my/our Claim as a Settlement Class member and for purposes of enforcing the release set forth herein. I/We further acknowledge that I/we am/are bound by and subject to the terms of any judgment that may be entered in the Action. I/we agree to furnish additional information to Lead Counsel or the Claims Administrator to support this Claim if requested to do so. I/we have not submitted any other Claim covering the same purchases, acquisitions, or sales of THS common stock during the Class Period and know of no other person having done so on my/our behalf. I/we have not requested exclusion from the Settlement.

**VII. RELEASE**

A. On behalf of the claimant listed above and any other individual or business or legal entity claiming (now or in the future) through or on behalf of the claimant, directly or indirectly (collectively, the “Releasing Parties”), as of the date the Settlement becomes effective, I/we hereby acknowledge full and complete satisfaction and release of, and do hereby fully, finally, and forever release, relinquish, discharge, and dismiss from each and all of the Released Claims, each and all of the Released Persons, and covenant not to sue any Released Persons with respect to any Released Claims.

B. On behalf of the Releasing Parties, as of the date the Settlement becomes effective, I/we hereby acknowledge and agree that the Releasing Parties are permanently barred, enjoined, and restrained from commencing, instituting, asserting, maintaining, enforcing, prosecuting, or otherwise pursuing, either directly or in any other capacity, any of the Released Claims against any Released Persons.

C. The foregoing releases shall be of no force or effect unless and until the Court approves the Stipulation of Settlement and the Stipulation becomes effective on the Effective Date.

D. I/We hereby warrant and represent that I/we have not assigned or transferred or purported to assign or transfer, voluntarily or involuntarily, in whole or in part, any matter released herein.

E. I/We hereby warrant and represent that I/we have included information about all of my/our transactions in THS common stock during the Class Period.

**VIII. DECLARATION**

UNDER THE PENALTY OF PERJURY, I/WE CERTIFY THAT:

A. The number shown on this form is my correct Social Security or Taxpayer Identification Number.

B. I am/we are NOT subject to backup withholding under the provisions of Section 3406 (a)(1)(C) of the Internal Revenue Code.

**NOTE:** If you have been notified by the Internal Revenue Service that you are subject to backup withholding, you must cross out the word “NOT” in the sentence above.

C. I/We declare under penalty of perjury under the laws of the United States of America that the foregoing information supplied by the undersigned and any supporting documents attached hereto are true, correct, and complete to

the best of my/our knowledge, information, and belief, and that this Proof of Claim and Release was executed this \_\_\_\_\_ day of \_\_\_\_\_, 202\_\_ in \_\_\_\_\_.  
(City/State/Country)

\_\_\_\_\_  
Signature of Claimant

\_\_\_\_\_  
(Print your name here)

\_\_\_\_\_  
Signature of Joint Claimant, if any

\_\_\_\_\_  
(Print your name here)

\_\_\_\_\_  
Signature of person signing on Claimant's behalf

\_\_\_\_\_  
(Print your name here)

\_\_\_\_\_  
Capacity of person signing on Claimant's behalf,  
if other than an individual (e.g., Executor,  
President, Custodian, etc.)

**ACCURATE CLAIMS PROCESSING TAKES A SIGNIFICANT  
AMOUNT OF TIME. THANK YOU FOR YOUR PATIENCE.**

**Reminder Checklist:**

1. Remember to sign the above release and declaration.
2. Remember to attach only **copies** of acceptable supporting documentation, a complete list of which can be found on the Claims Administrator's website.
3. Do not send originals of common stock certificates.
4. Keep copies of the completed Proof of Claim Form and documentation for your own records.
5. If you desire an acknowledgment of receipt of your Proof of Claim Form, please send it Certified Mail, Return Receipt Requested, or its equivalent. **You will bear all risks of delay or non-delivery of your Claim.**
6. If your address changes in the future, or if these documents were sent to an old or incorrect address, please send us **written** notification of your new address.
7. Do not use highlighter on the Proof of Claim or supporting documentation.
8. If you have any questions or concerns regarding your Claim or how to complete and submit this Proof of Claim, please contact the Claims Administrator at: [info@TreeHouseSecuritiesLitigation.com](mailto:info@TreeHouseSecuritiesLitigation.com).