

IN THE UNITED STATES DISTRICT COURT
DISTRICT OF OREGON

**LLOYD D. WHALEY, TODD L.
WHALEY, BRIAN NOLTE, JEFF
BOARDMAN, MISS SARAH, LLC,
DYNAMIK FISHERIES, INC. and MY
FISHERIES, INC.,**

Plaintiffs,

v.

**PACIFIC SEAFOOD GROUP, DULCICH,
INC., FRANK DULCICH, PACIFIC
SEAFOOD GROUP ACQUISITION
COMPANY, INC., PACIFIC SEAFOOD
WASHINGTON ACQUISITION CO.,
INC., BANDON PACIFIC, INC., BIO-
OREGON PROTEIN, INC., PACIFIC
CHOICE SEAFOOD COMPANY,
PACIFIC COAST SEAFOODS
COMPANY, PACIFIC GARIBALDI, INC.,
PACIFIC GOLD SEAFOOD COMPANY,
PACIFIC PRIDE SEA FOOD COMPANY,
PACIFIC SEA FOOD CO., PACIFIC
SURIMI CO., INC., PACIFIC TUNA
COMPANY, LLC, WASHINGTON CRAB
PRODUCERS, INC., PACIFIC ALASKA
SHELLFISH, INC., SEA LEVEL
SEAFOODS, LLC, ISLAND FISH CO.,
LLC, PACIFIC RESURRECTION BAY,**

Case No.: 1:10-cv-03057-PA

**JOINT MOTION TO PRELIMINARILY
APPROVE STIPULATION AND
RESOLUTION AGREEMENT OF CLASS
ACTION CLAIMS AND PROPOSED
NOTICE TO CLASS**

**PACIFIC CONQUEST, INC.,
CALAMARI, LLC, JO MARIE LLC,
LESLIE LEE, LLC, MISS PACIFIC, LLC,
PACIFIC FUTURE, LLC, PACIFIC
GRUMPY J, LLC, PACIFIC HOOKER,
LLC, PACIFIC HORIZON, LLC,
PACIFIC KNIGHT, LLC, PRIVATEER
LLC, SEA PRINCESS, LLC, TRIPLE
STAR, LLC, PACIFIC FISHING, LLC,
PACIFIC SEA FOOD OF ARIZONA,
INC., STARFISH INVESTMENTS, INC.,
DULCICH SURIMI, LLC, BIO-OREGON
PROPERTIES, LLC, PACIFIC GROUP
TRANSPORT CO., PACIFIC
MARKETING GROUP, INC., PACIFIC
RUSSIA, INC., PACIFIC RUSSIA
VENTURES, LLC, PACIFIC TUNA
HOLDING COMPANY, INC., POWELL
STREET MARKET LLC, PACIFIC
FRESH SEA FOOD COMPANY,
SEACLIFF SEAFOODS, INC., COPPER
RIVER RESOURCE HOLDING CO.,
INC., PACIFIC COPPER RIVER
ACQUISITION CO., INC., SEA LEVEL
SEAFOODS ACQUISITION, INC.,
ISLAND COHO, LLC, S & S SEAFOOD
CO., INC., PACIFIC SEAFOOD DISC,
INC., DULCICH REALTY, LLC,
DULCICH REALTY ACQUISITION,
LLC, DULCICH JET, LLC and OCEAN
GOLD SEAFOODS, INC.,**

Defendants.

All of the parties in this action, through their undersigned counsel, jointly move the Court to approve, on a preliminary basis, the Stipulation and Resolution Agreement of Class Action

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RESOLUTION AGREEMENT OF CLASS ACTION CLAIMS AND
PROPOSED NOTICE TO CLASS**

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Claims attached as Exhibit A and the Notice of Proposed Resolution of Class Action attached as Exhibit B.

The Stipulation and Resolution Agreement is the result of intensive negotiations over several weeks under the direction of Judge Michael R. Hogan, serving as mediator. Based upon a conference with the Court's courtroom deputy on April 2, 2012, provided the Stipulation and Resolution Agreement and proposed class notice are approved in the next few days, the notice procedures set out in the class notice will be promptly implemented and a hearing on the proposed resolution of this case will be held on May 21, 2012 at 11:00 a.m., Courtroom 201, United States Courthouse, 310 W. 6th Street, Medford, Oregon.

DATED this 2nd day of April, 2012.

HAGLUND KELLEY JONES &
WILDER, LLP

ESLER STEPHENS & BUCKLEY

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Pacific Seafood Group Defendants and
Frank Dulcich

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