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Squire Sanders (US) LLP
600 Hansen Way
Palo Alto, California 94304

O +1 650 856 6500
F +1 650 843 8777
squiresanders.com

David S. Elkins
T +1 650 843 3378
david.elkins@squiresanders.com

November 13, 2013

VIA E-MAIL

Gail J. Standish, Esq.
gstandish@winston.com
Erin R. Ranahan, Esq.
eranahan@winston.com
Winston & Strawn LLP
333 S. Grand Avenue
Los Angeles, CA 90071-1543

Stephen V. D'Amore, Esq.
sdamore@winston.com
Neil Murphy, Esq.
nmurphy@winston.com
Bryna J. Dahlin, Esq.
bdahlin@winston.com
Bryce A. Cooper, Esq.
bcooper@winston.com
Winston & Strawn LLP
35 W. Wacker Drive
Chicago, IL 60601-9703

**Re: *Western Sugar Cooperative, et al. v. Archer-Daniels-Midland Company, et al.*
Challenge to Plaintiffs' Confidentiality Designations**

Counsel:

This letter responds to Bryna's October 18, 2013 letter, challenging Plaintiffs' confidentiality designations of certain documents. Having re-reviewed the challenged documents, Plaintiffs agree that, except for the documents addressed below, the confidentiality designations for those documents you identified will be withdrawn. We are preparing replacement copies of the documents we have agreed to de-designate and will send them to you promptly.

Three of the documents that Defendants have challenged require individual treatment or explanation:

Production No(s).	Designation	Justification
ASR00009744-45	Highly Confidential	This document contains Domino Foods, Inc.'s non-public, sensitive financial data, access to which by Domino's competitors – which include Defendants – would expose Domino to serious competitive harm. The Highly Confidential designation is appropriate.

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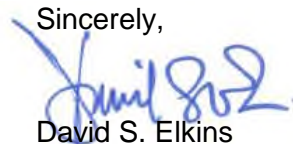
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Production No(s).	Designation	Justification
MSC00002300	Highly Confidential	<i>This document contains privileged attorney-client communications and was inadvertently produced. Please make no further use of this document and destroy any copies that Defendants may possess.</i>
SA100050273-76	Highly Confidential	<i>Page SA100050273 contains privileged attorney-client communications and was inadvertently produced. Plaintiffs agree to de-designate pages SA100050274-75. Please make no further use of this document and destroy any copies that Defendants may possess. We will send a replacement promptly.</i>

Please call or write with any questions or to discuss further.

Sincerely,



David S. Elkins

140030/1/PALOALTO

From: Andy Briscoe #3374
To: mark.flegenheimer@michigansugar.com
Sent: 12/20/2010 1:01:12 PM
Subject: Corn Sugar Budget Funding

Mark - I should have some funding numbers for the \$1.8 M proposed budget for you to look at later this evening.

Andy