**Your claim must be submitted online or postmarked by: June 27, 2025**

*Kessler, et al. v. The Quaker Oats Company*
Case No. 7:24-cv-00526-KMK (S.D.N.Y.)

**SETTLEMENT CLAIM FORM**

**QUA-CLAIM**

## GENERAL INSTRUCTIONS

You are eligible to submit a Claim Form if you are a Settlement Class Member. By timely submitting a valid Claim Form, you will be included in the Settlement Class identified in the Notice and the Class Action Settlement Agreement and Release. If you also separately submit a Request for Exclusion (in other words, if you ask to "opt out" of the Settlement Class), this Claim Form will be deemed invalid. If you fail to submit your Claim Form by the deadline, your claim will be rejected, and you will be deemed to have waived all rights to receive a class benefit under the settlement.

To be valid, your Claim Form must be completely and accurately filled out, signed and dated, and must include all requested information. If your Claim Form is incomplete, untimely, illegible, not signed, or contains false information, it may be rejected by the Settlement Administrator.

The **Settlement Class** includes all natural persons who, between the earliest date of distribution of any Covered Product and March 13, 2025, purchased in the United States any **Covered Product** for personal, family or household use, and not resale, except for any **Excluded Persons**.

> **Excluded Persons** include (1) any judge presiding over the Litigation, their staff and their immediate family members; (2) The Quaker Oats Company ("Defendant"); (3) any entity in which a Defendant has a controlling interest; (4) any of Defendant's subsidiaries, parents, affiliates, and officers, directors, employees, legal representatives, heirs, successors, or assigns; and (5) any persons who timely exclude themselves from the Settlement Class in accordance with the procedures set forth in Section VI of this Agreement.
>
> **Covered Products** include any product that was subject to the recall initiated by Defendant on December 15, 2023 and expanded on January 11, 2024 (the "Recall"), as identified in Exhibit D to the Settlement Agreement and at **www.FoodRecallSettlement.com**, including but not limited to: Quaker Big Chewy Bars Chocolate Chip; Quaker Big Chewy Bars Peanut Butter Chocolate Chip; Quaker Big Chewy Bars Variety Pack; Quaker Chewy Bars and Dipps Variety Pack; Quaker Chewy Bars Chocolate Chip; Quaker Chewy Bars Chocolate Chip Cookie Dough; Quaker Chewy Bars Chocolate Chip Holiday Minis; Quaker Chewy Bars Chocolate Chip Halloween Minis; Quaker Chewy Bars Chocolate Chip Spring Minis; Quaker Chewy Bars Chocolate Chip Valentine Minis; Quaker Chewy Bars Dark Chocolate Chunk; Quaker Chewy Bars Chocolate Chunk; Quaker Chewy Bars Less Sugar Chocolate Chip; Quaker Chewy Bars Less Sugar Cookies & Cream; Quaker Chewy Bars Less Sugar Peanut Butter Chocolate Chip; Quaker Chewy Bars Less Sugar Variety; Quaker Chewy Bars Oatmeal Raisin; Quaker Chewy Bars Peanut Butter Chocolate Chip; Quaker Chewy Bars S'mores; Quaker Chewy Bars Variety Pack; Quaker Chewy Dipps Chocolate Chip; Quaker Chewy Dipps Peanut Butter; Quaker Chewy Dipps Variety Pack; Quaker Chewy Mini Dipps Birthday Blast; Quaker Chewy Dipps Llama Rama; Quaker Chewy Mini Dipps Summer Night S'mores; Quaker Puffed Granola Apple Cinnamon Cereal; Quaker Puffed Granola Blueberry Vanilla Cereal; Quaker Simply Granola Oats, Honey & Almonds Cereal (2PK); Quaker Simply Granola Oats, Honey & Almonds Cereal; Quaker Simply Granola Oats, Honey, Raisins & Almonds Cereal; Quaker Simply Granola Oats, Honey, Raisins & Almonds Cereal (2PK); Quaker Simply Granola Oats, Honey, Raisins &

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Almonds Cereal (69oz); Quaker Protein Granola Oats, Chocolate & Almonds Flavor; Quaker Chocolatey Favorites Snack Mix; Quaker On The Go Snack Mix; Frito-Lay Snacks Variety Pack with Quaker Chewy; Frito-Lay Chips and Quaker Chewy Granola Bars Variety Pack; Crunchy & Chewy Snacks, Frito-Lay Chips, Cookies, Nuts and Quaker Bars Variety Pack; Lunch Box Mix, Frito Lay Chips, Cookies and Quaker Chewy Bars Variety Pack; Frito-Lay Popped & Baked Chips with Cookies, Nuts and Quaker Chewy Bars Variety Pack; Frito-Lay Snack Time Favorites with Baked, Smartfood, SunChips and Quaker Chewy Granola Bars Variety Pack; Tasty Snacks, Frito-Lay Chips, Nuts, Cookies and Quaker Chewy Bars Variety Pack; Ultimate Flavor Snack Care Package, Variety Assortment of Chips, Cookies, Crackers & More; Quaker Chewy Granola Bars (Fruity Fun) Amazing Apple; Quaker Chewy Granola Bars (Fruity Fun) Splendid Strawberry; Quaker Chewy Granola Bars (Fruity Fun) Amazing Apple and Splendid Strawberry Variety Pack; Quaker Chewy Granola Bars Yogurt Strawberry Flavor; Quaker Chewy Granola Bars Yogurt Blueberry Flavor; Quaker Chewy Granola Bars Yogurt Variety Packs; Cap'n Crunch Treats Crunch Berries Cereal Bar; Cap'n Crunch Treats Bars Variety Pack; Cap'n Crunch Treats Peanut Butter Crunch Cereal Bar; Cap'n Crunch Treats Original Crunch Cereal Bars; Quaker Chewy Granola Breakfast Cereal Chocolate & Strawberry Variety Pack; Quaker Chewy Granola Breakfast Cereal Chocolate; Quaker Chewy Granola Breakfast Cereal Strawberry; Quaker Oatmeal Squares Cinnamon; Quaker Oatmeal Squares Brown Sugar; Quaker Oatmeal Squares Honey Nut; Quaker Oatmeal Squares Breakfast Cereal Variety Pack; Cap'n Crunch OOPS! All Berries Cereal; Cap'n Crunch Cinnamon Crunch Cereal; Cap'n Crunch Sea Berry Crunch Cereal; Gamesa Marias Cereal; Cap'n Crunch Instant Oatmeal; Cap'n Crunch OOPS! All Berries Instant Oatmeal; Cap'n Crunch Instant Oatmeal Variety Pack; Gatorade Protein Bar Peanut Butter Chocolate; Munchies Snack Mix (Munch Mix).

**Please reference the detailed lists of products available on www.FoodRecallSettlement.com to ensure that the product for which you seek reimbursement was subject to the Recall.**

## SETTLEMENT CLASS MEMBER BENEFITS

Cash benefits shall be paid to each Settlement Class Member who submits a Valid Claim in accordance with the following terms:

- Settlement Class Members who timely submit a valid Claim Form **with Proof of Purchase** of a Covered Product shall receive the full purchase price for each unit of Covered Product listed on the Proof of Purchase, inclusive of all taxes.

- Settlement Class Members who timely submit a valid Claim Form **without Proof of Purchase** of a Covered Product shall receive the average retail price for up to two (2) Covered Products claimed per **Household**, plus a 10% allowance for sales tax.

- If a Settlement Class Member or any person in that Settlement Class Member's Household received Recall Reimbursement from Defendant, regardless of whether such Recall Reimbursement was provided in the form of cash, check, gift card or coupon, as reflected on the Settlement Class

Member's Claim Form or in the records of Defendant, the amount of that Settlement Class Member's payment shall be reduced by the amount of Recall Reimbursement that Settlement Class Member or persons in that Settlement Class Member's Household have received (provided that the payment shall not be reduced below $0.00).

- Each Settlement Class Members' payment shall be increased or decreased on a *pro rata* basis such that the total amount paid to all Settlement Class Members equals the Available Settlement Funds.

**Proof of Purchase** means an itemized retail sales receipt or other document or photo (including, but not limited to, a credit card, retail store club or loyalty card record) showing, at a minimum, the purchase of a Covered Product (including a product name or SKU sufficient to identify the product purchased), the purchase price, and the date (month/year) and place of the purchase. In providing Proof of Purchase, you may redact balance information and any information regarding transactions other than your purchase of the Covered Product from your credit card or other statements.

**Household** means a single dwelling unit, no matter the number of natural persons residing therein.

## I. CLAIMANT CONTACT INFORMATION

Provide your contact information below. It is your responsibility to notify the Claim Admininstrator of any changes to your contact information after the submission of your Claim Form.

**First Name** **Last Name**

**Street Address**

**City** **State** **Zip Code**

**Email Address (required for online submission)** **Phone Number (optional)**

## II. COVERED PRODUCT PURCHASE INFORMATION

☐ **Check this box if you are enclosing Proof of Purchase of a Covered Product**.

- Enter the number of Covered Products you are enclosing Proof of Purchase for: _____
- Did you or anyone in your Household receive any Recall Reimbursement (including in the form of cash, check, coupons or gift cards) for any of these Covered Products? (Y/N): _____
- If yes, provide the total amount of Recall Reimbursement you or anyone in your Household received in connection with these Covered Products: _____

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☐ **Check this box if you are claiming a cash benefit for a Covered Product for which you do not have Proof of Purchase.**

**Complete the chart below providing information about the Covered Product(s) you purchased for which you do not have Proof of Purchase (maximum two Covered Products per Household):**

| COVERED PRODUCT PURCHASE INFORMATION | COVERED PRODUCT #1 | COVERED PRODUCT #2 |
|---|---|---|
| Name of Covered Product | | |
| Approximate Purchase Date (MM/YYYY) | | |
| Did you or anyone in your Household receive any Recall Reimbursement for this Covered Product? (Y/N) | | |
| If so, provide the amount of Recall Reimbursement you or anyone in your Household received for this Covered Product. | | |

## III. PAYMENT SELECTION

If your Claim Form is valid, signed, and has been timely submitted, you will receive a payment by electronic deposit through a Prepaid Mastercard, Venmo, or Zelle below. Please select **one** of the following payment options:

☐ **Prepaid Mastercard**
Enter the email address you want the Prepaid Mastercard sent to: _____

☐ **Venmo**
Enter the mobile number associated with your Venmo account: _____

☐ **Zelle**
Enter the email address or phone number associated with your Zelle account: _____

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## IV. CERTIFICATION & SIGNATURE

**By signing below and submitting this Claim Form, I certify under penalty of perjury under the laws of the United States that:**

- I am a natural person who, between the earliest date of distribution of any Covered Product and the date of Preliminary Approval, purchased in the United States the Covered Product(s) identified above for personal, family or household use, and not resale;
- The information provided in this Claim Form, including any Proof of Purchase documentation submitted in support of this Claim, is true and correct to the best of my knowledge;
- Nobody has submitted another Claim Form in connection with this Settlement on my behalf;
- Only one Claim Form has been submitted for my Household, which includes all persons residing at the same physical address; and
- Neither I nor any member of my Household has previously received a refund for any portion of the purchase price of the Covered Product(s) claimed above, with the exception of any Recall Reimbursement from Defendant, which I have identified above.
- I understand the Claim Administrator may contact me requesting additional information about my Claim and that failure to provide the requested information may result in the denial of my Claim.

**Signature:** _____ **Printed Name:** _____ **Date:** _____

### SUBMITTING YOUR CLAIM FORM

Claim Forms may be submitted online at **www.FoodRecallSettlement.com** by **June 27, 2025** or completed and mailed to: Kessler v. The Quaker Oats Company Claims Administrator, Attn: Claim Form Submissions, 1650 Arch Street, Suite 2210, Philadelphia, PA 19103 **postmarked no later than June 27, 2025.**

Please keep a copy of your Claim Form and any supporting materials you submit. Do not submit your only copy of the supporting documents. Materials submitted will not be returned. Copies of documentation submitted in support of your Claim should be clear and legible.

If you have any questions or if you would like to request a paper check, please contact the Claim Administrator by email at **Info@FoodRecallSettlement.com** or by mail at the address listed above.

DO NOT ADDRESS ANY QUESTIONS ABOUT THIS LAWSUIT TO THE CLERK OF THE COURT, THE JUDGE, COUNSEL FOR DEFENDANT, OR TO ANY AGENT OR EMPLOYEE OF DEFENDANT.

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