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BY MAIL

UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF MISSOURI
EASTERN DIVISION

IN RE: BLUE BUFFALO COMPANY,
LTD. MARKETING AND SALES
PRACTICES LITIGATION

Case No. 4:14-MD-2562-RWS

SUPPLEMENTAL OBJECTION TO PROPOSED SETTLEMENT

TO THE HONORABLE DISTRICT JUDGE:

COMES NOW, Gary Sibley, Movant, and files this SUPPLEMENTAL OBJECTION TO PROPOSED SETTLEMENT and would respectfully show unto the Court the following:

Gary Sibley (“Sibley”) is a member of the Class as defined in the Settlement Agreement and Order Preliminarily Approving the Settlement. Sibley’s original Objection followed the Court’s order and his stated grounds for objecting to the settlement are herein incorporated.

SUPPLEMENTAL OBJECTIONS

In addition to the objections specified in Movant’s original Objection to Proposed Settlement, Plaintiff makes the following supplemental objections:

1. The Notice to the class contained the following language

If there is something about the settlement that you do not like, you may file an objection and may appear with an attorney at your own cost. You will still be in the settlement class, remain a Class Member, and will receive benefits if the settlement is approved and you timely submit your Claim Form. Even if you object, you may return the Claim Form to receive a cash payment. If you want to object, you must submit your objection in writing to the Court, Class Counsel, and Blue Buffalo’s Counsel. Your objection must include:

- (1) Your name, address, telephone number, and, if available, your e-mail address;
- (2) Your signature;
- (3) The reasons why you object;
- (4) Whether you intend to appear at the Final Approval Hearing;

(5) The case name and number of this lawsuit, which is IN RE BLUE BUFFALO COMPANY, LTD.

MARKETING AND SALES PRACTICES LITIGATION, Case No. 14-md-02562-RWS; and

(6) If you are represented by a lawyer, the name, address and telephone number of that lawyer.

2. What the notice did not include was the language contained in the Preliminary Approval Order that required:

A detailed list of any other objections submitted by the Settlement Class Member, or his/her counsel, to any class actions submitted in any court in the United States, whether in state court or otherwise, in the previous five (5) years. If the Settlement Class Member or his/her counsel has not objected to any other class action settlement in any court in the United States in the previous five (5) years, he/she shall affirmatively state so in the written materials provided in connection with the Objection to this Settlement.

3. The Notice is therefore defective because it fails to include relevant portions of the requirements to object. The Form of Notice does not meet the requirements of Fed.R.Civ.P.23(c)(2) because the notice given was not the best notice practicable under the circumstances. It further violates *Devlin v. Scardelletti*, 536 U.S. 1 (2002) by placing an impermissible requirement on class members by demanding that any objector either file a complete list of prior objections or have their objection stricken..
4. The Preliminary Approval Order did not require Class Counsel to file their fee request until after the deadline to file any objection. Furthermore, the time the Court did allow is insufficient as a matter of law.

CONCLUSION

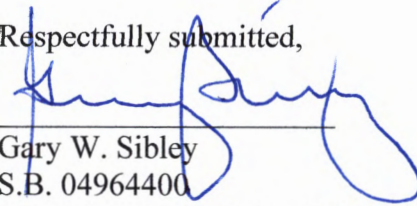
For the foregoing reasons, including those specified in the original Objection to Proposed Settlement (incorporated herein), the proposed settlement is deficient and should be rejected.

RELIEF

Movant requests the Court find in favor of this Supplemental Opposition to Proposed Settlement and reject the proposed settlement, or in the alternative, reduce the amount of

attorneys' fees, postpone the Fairness Hearing, re-issue a proper notice and give the Class full notice on the attorney fees. Movant prays for any further relief that the court deems proper.

Respectfully submitted,



Gary W. Sibley
S.B. 04964400
2711 N. Haskell, Suite 550
Dallas, TX 75204
(214) 522-5222 FAX: (214) 855-7878
g@juris.cc

I hereby certify that a true and correct copy of the foregoing Supplement Objection to Proposed Settlement was forwarded this _____ day of May, 2016, to the parties below:

Clerk of the Court

U.S. District Court
Eastern District of Missouri
111 South 10th Street
St. Louis, Missouri 63102

Administrator Blue Buffalo Settlement

c/o Heffler Claim Group
PO Box 58730
Philadelphia PA 19102-8730

Counsel for Plaintiff:

Scott A. Kamber
KamberLaw, LLC
8816 Manchester Road
Box 250
St. Louis, MO 63144

Counsel for Defendant:

Steven A. Zalesin
Patterson, Belknap, Webb & Tyler, LLP
1133 Avenue of the Americas
New York, NY 10036

Gary Sibley

THE SIBLEY FIRM

Attorneys and Counselors

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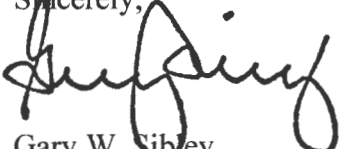
Clerk of the Court
U.S. District Court
Eastern District of Missouri
111 So. 10th Street
St. Louis, Missouri 63102

**RE: In Re: Blue Buffalo Company, Ltd.
Marketing and Sales Practices Litigation**

Dear Sir or Madam:

Please find enclosed a copy of our Supplemental Objection to Proposed Settlement. A copy of this document has been sent to all parties listed below.

If you have any questions, please call our office. Thank you for your attention to this matter.

Sincerely,

Gary W. Sibley

GWS/jb
Enclosure

cc

Counsel for Plaintiff:
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Box 250
St. Louis, MO 63144

Administrator
Blue Buffalo Settlement
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