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March 2, 2011

Mr. Gary Cox
The Law Office of David G. Cox
4240 Kendale Road
Columbus, Ohio 43220

RE: State ex rel. v. Morningland of the Ozarks, LLC

Dear Gary:

Thank you for your email of February 28, 2011. I respect your client's decision to ask the Howell County Circuit Court for a new trial, pursuant to Missouri Supreme Court Rule 78. However, requesting a new trial does not stay execution of the Court's Final Order of Permanent Injunction and Judgment and Order, entered February 23, 2011.

Accordingly, this letter serves to provide your client with seven days notice that the Missouri State Milk Board will assist your client in the destruction of "all of its cheese products condemned by the Missouri State Milk Board on August 26, 2010, pursuant to the Board's October 1, 2010, destruction letter under the supervision of the Director of the Department of Agriculture, save an except for eleven (11) blocks said to have been imported from Wisconsin, as to which condemnation shall be released," as required by paragraph 7 of the Court's Final Order of Permanent Injunction.

Pursuant to the court's Final Order, three inspectors from the State Milk Board will arrive at Morningland Dairy of the Ozarks in Mountain Grove, Missouri, at 10:00 a.m. on Wednesday, March 9, 2011, continuing to Thursday, March 10, 2011, to supervise your client in the destruction of the condemned cheese. The State Milk Board has made arrangements with a local, sanitary landfill for the disposal of the cheese.

Your client has mailed two letters to this office and the State Milk Board, and filed a pleading with the Howell County Circuit Court on January 19, 2011, expressing its intention to sell the cheese that is the subject of the Court's injunction to certain, unnamed individuals in a private association. In these letters/pleading, your client

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explained its belief that the Missouri court system has no authority over it and could not prevent it from selling the cheese. If your client follows through with the plan contained in the letters/pleading, your client will be violating the court's Final Order of Permanent Injunction. The State of Missouri finds this extremely concerning and must act to protect the public.

I appreciate your cooperation and respect for the State of Missouri's rights in this matter. If you have any questions, please contact me at the number listed below.

Sincerely,

CHRIS KOSTER
Attorney General

/s/ Jessica L. Blome

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Assistant Attorney General
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c: Gene Wiseman, SMB
Michael Warrick, SMB