IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF OKLAHOMA

STATE OF OKLAHOMA,	)	
	)	
Plaintiff,	)	
	)	
v.	)	Case No. 4:05-cv-00329-GKF-SAJ
	)	
TYSON FOODS, INC., *et al.*,	)	
	)	
Defendants.	)	

NOTICE OF DEPOSITION OF TYSON FOODS, INC.

Please take notice that pursuant to Rule 30(b)(6) of the Federal Rules of Civil Procedure, the deposition of Tyson Foods, Inc. (hereinafter "Tyson Foods"), by and through its duly designated representative(s), shall be taken by the State at 9:00 o'clock A.M. on August 6, 2007, at the offices of Robert W. George, Kutak Rock, LLP, The Three Sisters Bldg., 214 W. Dickson St., Fayetteville, AR 72701, before a qualified court reporter, such examination to continue by adjournment, if necessary, until the same is completed on those matters set forth in the attached Exhibit "A":

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3

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CERTIFICATE OF SERVICE

I hereby certify that on this 13th day of July, 2007, I electronically transmitted the above and foregoing pleading to the Clerk of the Court using the ECF System for filing and a transmittal of a Notice of Electronic Filing to the following ECF registrants:

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RULE 30(B)(6) Notice – EXHIBIT "A"

I. Definitions

1. "You" or "your" means Tyson Foods, Inc. and includes any parent, holding company, sister corporation, subsidiary, partnership, joint venture, association, owned by or which Tyson Foods, Inc. has an interest.

2. "Your poultry growing operations" means any poultry growing facility where birds owned by you are being produced or grown.

3. "The period of inquiry" shall be from the date you commenced any poultry growing operations located within the boundaries of the IRW to the date of your testimony unless stated otherwise.

4. As used herein "poultry waste" means poultry excrement, bedding material, feed wastes and any other waste associated with the confinement of poultry in a grow house which is removed periodically from the grow house and used or disposed of elsewhere, also commonly referred to by the Poultry Integrator Defendants as poultry litter.

II. Areas of Inquiry

1. The Contracts, its terms and conditions, between you and poultry growers located in the Illinois River Watershed ("IRW"), past and present, including the contracts themselves and any amendments or changes to the contracts considered, proposed or adopted.

2. The relationship between you and persons / entities owning or operating poultry growing operations under contract with you within the IRW.

3. The ingredients and composition of feed formulas, past and present, used at your poultry growing operations within the IRW.

4. The additives or supplements to feed formulas, past and present, used at your poultry growing operations within the IRW.

5. The hormones added to feed formulas, past and present, used at your poultry growing operations within the IRW.

6. The number, size and location of poultry houses / barns, past and present, at your poultry growing operations within the IRW.

7. The number of and kind of birds raised in the IRW each year by you or poultry growers under contract with you.

8. The amount of feed used at each and all of your poultry growing operations within the IRW on an annual basis.

9. The identity of the composition and constituents of poultry waste generally, and of poultry waste generated at your poultry growing operations within the IRW specifically, past and present, as well as any studies, analyses, testing, investigations or research of the composition or constituents of poultry waste.

10. The amount of poultry waste generated during the lifetime of an individual bird specified by bird types owned by you within the IRW.

11. The amount of poultry waste generated by each and all of your poultry growing operations within the IRW on an annual basis.

12. Industry practice and your contract poultry growers practice regarding handling, storage, and spreading on land of poultry waste.

13. The amount of and specific locations, past and present, where poultry waste generated by each and all of your poultry growing operations has been spread on land within the IRW.

14. Knowledge or awareness of the run-off / discharge / release of poultry waste (or any constituents thereof) from land or locations on which poultry waste generated by your poultry growing operations within the IRW has been stored, spread on or disposed of.

15. Knowledge or awareness of the run-off / discharge / release of poultry waste (or any constituents thereof) from land or locations on which poultry waste has been stored, spread or upon or disposed of.

16. The environmental and human health effects / impacts of run-off / discharge / release of poultry waste (or any constituents thereof) from land or locations within the IRW on which poultry waste generated by your poultry growing operations has been stored, spread on or disposed of.

17. The environmental and human health effects / impacts of run-off / discharge / release of poultry waste (or any constituents thereof) from land or locations on which poultry waste has been stored, spread on or disposed of.

18. The efforts undertaken by you, directly or indirectly, to evaluate and / or quantify any environmental and human health effects / impacts of run-off / discharge / release of poultry waste (or any constituents thereof) from land or locations within the

IRW on which poultry waste generated by your poultry growing operations has been stored, spread on or disposed of.

19. The efforts undertaken by you, directly or indirectly, to evaluate and / or quantify any environmental and human health effects / impacts of run-off / discharge / release of poultry waste (or any constituents thereof) from land or locations on which poultry waste has been stored, spread on or disposed of.

20. Practices, policies and procedures, past and present, pertaining to the management, handling, storage, transportation, sale, trading, spreading on land, disposition, and disposal of poultry waste generated by your poultry growing operations in the IRW.

21. The location(s) where poultry waste (or any constituents thereof) generated by your poultry growing operations that has run-off / been discharged / been released from land within the IRW has come to be located.

22. Best management practices for the handling, storage, transport, use or disposal of poultry waste generally and in the IRW specifically and the effectiveness of best management practices in preventing runoff / discharge / or release of poultry waste or the constituents of those into the waters of the IRW.

23. Actions (including but not limited to disciplinary actions) you have taken or contemplated taking against any of your poultry growers within the IRW pertaining to the handling, storage, transport, use, spreading on land, or disposal of poultry waste.

24. Alternative methods for the use or disposal of poultry waste.

25. The management, supervision, inspection and monitoring by you of persons / entities owning or operating poultry growing operations under contract with you.

26. Communications you have had regarding this lawsuit or the subject matter of this lawsuit with the State of Oklahoma, any political subdivision of the State of Oklahoma, the State of Arkansas, any political subdivision of the State of Arkansas, and the United States (including but not limited to any of their respective elected officials, appointed officials, employees, departments, agencies, commissions, etc.).

27. Communications you have had regarding this lawsuit or the subject matter of this lawsuit with any university or college in the State of Oklahoma or the State of Arkansas (including but not limited to any of its officers, employees or departments).

28. Communications you have had regarding this lawsuit or the subject matter of this lawsuit with the Farm Bureau, the Poultry Community Council, Poultry Partners, BMP's Inc., the Poultry Federation, the United States Poultry and Egg Association, the National Chicken Council and the National Turkey Federation (including but not limited to any of their respective officers, employees or agents).

29. Participation in and contributions and payments (financial or otherwise) to the Poultry Community Council, Poultry Partners, BMP's Inc., the Poultry Federation, the United States Poultry and Egg Association, the National Chicken Council and the National Turkey Federation (including but not limited to any of their respective officers, employees or agents).

30. Communications you have had regarding this lawsuit or the subject matter of this lawsuit with any poultry growers in the IRW.

31. Manner and methods used to modify any procedures used by you or those contracted with you regarding the handling, storage and use of poultry waste of as a result of the settlement reached in the case of *City of Tulsa vs. Tyson Foods, Inc., et al. USDC for the Northern District of Oklahoma; case no. CV 0900 EA(C).*

32. The allegations made in paragraph 3 of the Third Party Complaint [DKT. #80].

33. Advertising or public relations campaigns to which you have contributed or for which you have paid, directly or indirectly, in whole or in part, that address the environmental impact of poultry growing or poultry waste in the IRW.

34. Differences in the method, manner, direction or management of your poultry growing operations in Oklahoma compared to Arkansas within the IRW.

35. The facts, reason and basis supporting or relied on by you for responses made to the State's Requests for Admissions served on or about April 20, 2007.

36. Your corporate organizational structure including without limitation:

a. identification of officers, directors and shareholders;

b. any relationship with any parent, holding company or subsidiary;

c. any relationship in or to any LLC, limited partnership, joint venture or association.

d. Identification of any other areas of corporate business or operation conducted by you in addition to your growing, processing and marketing of poultry and poultry products.