

**IN THE UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF MISSOURI
EASTERN DIVISION**

IN RE GENETICALLY MODIFIED RICE LITIGATION)	4:06 MD 1811 CDP
)	
)	ALL CASES
)	
)	

This Also Applies to the Following Case:

Texana Rice Mill, Ltd., et al.
v. Bayer CropScience LP, et al.

Case No. 4:07-cv-00416-CDP

**NOTICE OF VIDEOTAPED 30(b)(6) DEPOSITION
OF TEXANA RICE MILL, LTD.**

PLEASE TAKE NOTICE that pursuant to Rule 30(b)(6) of the Federal Rules of Civil Procedure, Defendant Bayer CropScience LP will take the deposition of Texana Rice Mill, Ltd. (“Texana”) at the time and location identified below and continuing thereafter until complete. The deposition will be recorded by a certified shorthand court reporter and by videotape.

Date and Time	30(b)(6) Deponent	Location
May 5, 2010 beginning at 9:00a.m. Central		Looper Reed & McGraw 1300 Post Oak Blvd. Suite 2000 Houston, TX 77056

Pursuant to Federal Rule of Civil Procedure 30(b)(6) you are requested to designate one or more officers, directors or managing agents, or other persons who consent to testify on the deponent’s behalf, and to testify to the matters known to or reasonably available to the deponent for the topics covered by **Schedule A** to this Notice.

Pursuant to the Deposition Protocol set forth in the Agreed Order Setting Deposition Protocol entered December 3, 2007, please provide notice of intent to attend a deposition by contacting Renée Grimmertt at renee.grimmertt@bartlit-beck.com or (303) 592-3168, with the

names and party affiliations of those who plan on attending the deposition at least seven (7) days before the deposition.

Dated this 30th day of April, 2010.

Respectfully submitted,

/s/ John M. Hughes
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ATTORNEYS FOR BAYER CROPSCIENCE LP

CERTIFICATE OF SERVICE

This is to certify that I have this 30th day of April, 2010, electronically filed a copy of the foregoing with the Clerk of Court to be served by operation of the Court's electronic filing system upon the parties of record.

/s/ John M. Hughes

SCHEDULE A

The matters on which examination is requested are:

1. Texana's claim that it was damaged by the presence of Liberty Link rice in commercial rice, including the basis, details, and documents reflecting any claimed damages.
2. Texana's foreign and domestic sales of long grain rice and related products from 2003 to the present.
3. All analysis, surveys, studies, or commentary on potential markets for long grain rice performed by or for Texana from 2003 to the present.
4. The April 2006 appraisal of Texana's assets.
5. The July 2006 contract between Texana and Phoenix Advisors and/or any other party concerning rice sales to Haiti. This subject includes the negotiation of the contract, the terms of the contract, the parties' performance under the contract, and the termination and/or breach of the contract.
6. Texana's 2004 license to ship rice to Cuba and all contracts between Texana and Cuban rice buyers, including Alimport, concerning the shipment of long grain rice and related products by Texana to Cuba. This subject includes the negotiation of any and all such contracts, the terms of any and all such contracts, the parties' performance under any and all such contracts, and the termination and/or breach of any and all such contracts.
7. Texana's actual sales and efforts to sell milled rice to buyers in the Dominican Republic, Mexico, Iraq, Europe and Africa from 2003 thru 2006.
8. All efforts by Texana or on behalf of Texana to market or sell rice to any foreign

or domestic market.

9. The actual profit margin received by Texana from its rice milling operations from 2003 thru 2006.
10. Texana's financial condition from 2003 to the present, including annual profits and losses, annual income statements, and any calculation of margin.
11. All steps taken by Texana to mitigate any claimed damages.
12. All communication between Texana and any representative or employee of any Bayer Defendant.
13. The specific identity of sales that Texana claims it lost due to the LLRICE announcements.
14. All guarantees, promises, or statements made by Texana regarding whether its rice contained genetically modified rice and all steps taken to validate, support, or verify any such statements.
15. Texana's understanding of available testing for genetically modified content of rice available from 2003 through the end of 2006.
16. All communications to or from rice industry participants regarding LLRICE or genetically modified rice.