

**IN THE CIRCUIT COURT
THIRD JUDICIAL CIRCUIT OF ILLINOIS
MADISON COUNTY**

FILED

AUG 05 2004
CLERK OF CIRCUIT COURT #14
THIRD JUDICIAL CIRCUIT
MADISON COUNTY, ILLINOIS

**HOLIDAY SHORES SANITARY DISTRICT,)
individually and on behalf of all others similarly)
situated,)**

Plaintiff,)

Cause No. 2004-L-000708

v.)

**SIPCAM AGRO USA INC.; and)
GROWMARK, INC.)**

Defendants,)

FIRST AMENDED CLASS ACTION COMPLAINT

COMES NOW Plaintiff Holiday Shores Sanitary District, by and through its undersigned attorneys, and for its First Amended Class Action Complaint against Defendants, Sipcama Agro U.S.A. Inc., and Growmark, Inc. states as follows:

1. At all times relevant hereto, Plaintiff Holiday Shores Sanitary District ("HSSD") was and is a sanitary district located and operating in Madison County, Illinois. For approximately the past twenty years, HSSD has owned and operated a water plant which provides water to the residents and businesses of Holiday Shores, a small community located west of Edwardsville, Illinois in Madison County. The community of Holiday Shores is essentially surrounded on all sides by land utilized for agricultural purposes. The major agricultural industry is grain crops. HSSD's source of raw water is Holiday Shores Lake, located in the middle of the community.

2. Upon information and belief, at all times relevant, Defendant Sipcama Agro USA Inc., a wholly owned subsidiary of Oxon Italia S.P.A., is a Georgia corporation doing business

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**HOLIDAY SHORES SANITARY DISTRICT,)
individually and on behalf of all others similarly)
situated,)**

Plaintiff,)

v.)

**DREXEL CHEMICAL CO.; and)
GROWMARK, INC.)**

Defendants,)

Cause No.2004-L-000709

FIRST AMENDED CLASS ACTION COMPLAINT

COMES NOW Plaintiff Holiday Shores Sanitary District, by and through its undersigned attorneys, and for its Class Action Complaint against Defendants, Drexel Chemical Co., and Growmark, Inc. states as follows:

1. At all times relevant hereto, Plaintiff Holiday Shores Sanitary District ("HSSD") was and is a sanitary district located and operating in Madison County, Illinois. For approximately the past twenty years, HSSD has owned and operated a water plant which provides water to the residents and businesses of Holiday Shores, a small community located west of Edwardsville, Illinois in Madison County. The community of Holiday Shores is essentially surrounded on all sides by land utilized for agricultural purposes. The major agricultural industry is grain crops. HSSD's source of raw water is Holiday Shores Lake, located in the middle of the community.

2. Upon information and belief, at all times relevant, Defendant Drexel Chemical Co., is a Tennessee corporation, doing business in the state United States, including the State of

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MADISON COUNTY**

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**HOLIDAY SHORES SANITARY DISTRICT,)
individually and on behalf of all others similarly)
situated,)**

Plaintiff,)

v.)

**UNITED AGRI PRODUCTS, INC.,)
D/B/A UAP LOVELAND PRODUCTS INC.;)
and)
GROWMARK, INC.)**

Defendants,)

Cause No. 2004-L-000711

FIRST AMENDED CLASS ACTION COMPLAINT

COMES NOW Plaintiff Holiday Shores Sanitary District, by and through its undersigned attorneys, and for its First Amended Class Action Complaint against Defendants, United Agri Products, Inc., d/b/a UAP Loveland Products Inc., and Growmark, Inc. states as follows:

1. At all times relevant hereto, Plaintiff Holiday Shores Sanitary District ("HSSD") was and is a sanitary district located and operating in Madison County, Illinois. For approximately the past twenty years, HSSD has owned and operated a water plant which provides water to the residents and businesses of Holiday Shores, a small community located west of Edwardsville, Illinois in Madison County. The community of Holiday Shores is essentially surrounded on all sides by land utilized for agricultural purposes. The major agricultural industry is grain crops. HSSD's source of raw water is Holiday Shores Lake, located in the middle of the community.

2. Upon information and belief, at all times relevant, Defendant United Agri

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MADISON COUNTY, ILLINOIS

**HOLIDAY SHORES SANITARY DISTRICT,)
individually and on behalf of all others similarly)
situated,)**

Plaintiff,)

v.)

**MAKHTESHIM-AGAN OF NORTH)
AMERICA INC.; and)
GROWMARK, INC.)**

Defendants,)

Cause No. 2004-L-000712

FIRST AMENDED CLASS ACTION COMPLAINT

COMES NOW Plaintiff Holiday Shores Sanitary District, by and through its undersigned attorneys, and for its First Amended Class Action Complaint against Defendants, Makhteshim-Agan of North America Inc., and Growmark, Inc. states as follows:

1. At all times relevant hereto, Plaintiff Holiday Shores Sanitary District ("HSSD") was and is a sanitary district located and operating in Madison County, Illinois. For approximately the past twenty years, HSSD has owned and operated a water plant which provides water to the residents and businesses of Holiday Shores, a small community located west of Edwardsville, Illinois in Madison County. The community of Holiday Shores is essentially surrounded on all sides by land utilized for agricultural purposes. The major agricultural industry is grain crops. HSSD's source of raw water is Holiday Shores Lake, located in the middle of the community.

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HOLIDAY SHORES SANITARY DISTRICT,)
individually and on behalf of all others similarly)
situated,)

Plaintiff,)

v.)

DOW AGROSCIENCES LLC.; and)
GROWMARK, INC.)

Defendants,)

Cause No. 2004-L-000713

FIRST AMENDED CLASS ACTION COMPLAINT

COMES NOW Plaintiff Holiday Shores Sanitary District, by and through its undersigned attorneys, and for its First Amended Class Action Complaint against Defendants, Dow AgroSciences LLC., and Growmark, Inc. states as follows:

1. At all times relevant hereto, Plaintiff Holiday Shores Sanitary District ("HSSD") was and is a sanitary district located and operating in Madison County, Illinois. For approximately the past twenty years, HSSD has owned and operated a water plant which provides water to the residents and businesses of Holiday Shores, a small community located west of Edwardsville, Illinois in Madison County. The community of Holiday Shores is essentially surrounded on all sides by land utilized for agricultural purposes. The major agricultural industry is grain crops. HSSD's source of raw water is Holiday Shores Lake, located in the middle of the community.

2. Upon information and belief, at all times relevant, Defendant Dow AgroSciences LLC., is a Delaware corporation doing business in the United States, including the State of