

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF TEXAS
FORT WORTH DIVISION

EMPACADORA de CARNES de
FRESNILLO, S.A. de C.V.,
BELTEX CORPORATION, and
DALLAS CROWN, INC.
Plaintiffs

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VS.

CIVIL ACTION NO. 4:02-CV-0804-Y

TIM CURRY, District Attorney,
Tarrant County, Texas, et al.
Defendants

UNOPPOSED
CORRECTION/UPDATE TO A REPRESENTATION MADE TO COURT
REGARDING "MAD COW" DISEASE

TO THE HONORABLE TERRY MEANS, UNITED STATES DISTRICT JUDGE:

On September 22, 2003, the following representation was made to the Honorable Court:

“As far as is known to Defendant, no cases of Mad Cow disease have ever been found in the United States.” Footnote 20, page 13, Brief in Support of Defendant Tim Curry’s Motion for Summary Judgment and Response to Plaintiffs’ Motion for Summary Judgment.

The representation was true at the time it was made and for months thereafter.

Three months have passed. Federal governmental officials have in the past few days publicly stated that the first case of bovine spongiform encephalopathy (BSE), also known as Mad Cow disease, has been confirmed in a cow in the United States. USDA press release, December 25, 2003, <http://www.usda.gov/news/releases/2003/12/0442.htm>.

Accordingly, Defendant now updates and corrects the representation made in September 2003 by the filing of this document.

Respectfully submitted,

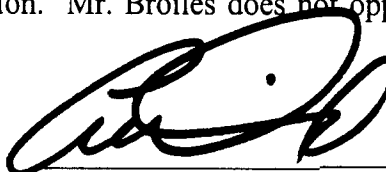


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TIM CURRY
TARRANT COUNTY CRIMINAL
DISTRICT ATTORNEY

CERTIFICATE OF CONFERENCE

On December 29, 2003, the undersigned conferred with the office of Plaintiffs' counsel, David Broiles, regarding this update and correction. Mr. Broiles does not oppose the filing of this update and correction by Defendant.



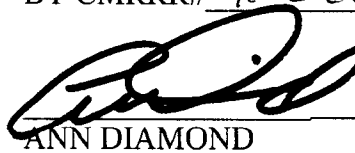
ANN DIAMOND

CERTIFICATE OF SERVICE

I certify that a true and correct copy of the above and foregoing Update/Correction was served on this date in compliance with the provisions of Rule 5, FED. R. CIV. P. on:

DAVID BROILES
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BY CMRRR# 7002 2030 0034842 8056



12/29/03
ANN DIAMOND Date Signed