

Exhibit 2

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9 SIOUM GEBEYEHOU

10 UNITED STATES DISTRICT COURT
11 NORTHERN DISTRICT OF CALIFORNIA

12	SIOUM GEBEYEHOU)	Case No.
13	Plaintiff,)	COMPLAINT FOR DAMAGES
14	vs.)	
15	MONSANTO COMPANY and DOES)	
16	1 through 25)	JURY TRIAL DEMANDED
17	Defendants.)	

18 Plaintiff, SIOUM GEBEYEHOU (“Plaintiff”), by and through his undersigned attorney,
19 hereby brings this Complaint for damages against Defendants Monsanto Company and Does 1
20 through 25 and alleges the following:

21 **NATURE OF THE CASE**

22 1. This is an action for damages suffered by Plaintiff as a direct and proximate result of
23 Defendants’ negligent and wrongful conduct in connection with the design, development,
24 manufacture, testing, packaging, promoting, marketing, advertising, distribution, labeling, and/or
25 sale of the herbicide Roundup®, containing the active ingredient glyphosate.

26 2. Plaintiff maintains that Roundup® and/or glyphosate is defective, dangerous to
27 human health, unfit and unsuitable to be marketed and sold in commerce, and lacked proper

1 warnings and directions as to the dangers associated with its use.

2 3. Monsanto, since it began selling Roundup®, has represented it as safe to humans and
3 the environment. Indeed, Monsanto has repeatedly proclaimed and continues to proclaim to the
4 world, and particularly to United States consumers, that glyphosate-based herbicides, including
5 Roundup®, create no unreasonable risks to human health or to the environment.

6
7 **JURISDICTION AND VENUE**

8 4. This Court has jurisdiction over Defendants and as this action is brought pursuant to
9 28 U.S.C. § 1332 because there is complete diversity of citizenship between Plaintiff and
10 Defendants. Defendants MONSANTO COMPANY is incorporated in Delaware and, with its
11 principal place of business in St. Louis, Missouri and Plaintiff is a citizen of California.

12 5. The amount in controversy between Plaintiff and Defendants exceeds \$75,000,
13 exclusive of interest and cost.

14 6. The Court also has supplemental jurisdiction pursuant to 28 U.S.C. § 1367.

15 7. Venue is proper within this district pursuant to 28 U.S.C. § 1391 in that Defendants
16 conduct business in this judicial district and are subject to personal jurisdiction in this district and
17 Plaintiff resides in this judicial district and was diagnosed with his injury in this District.
18 Furthermore, Defendants sell, market, and/or distribute Roundup® within the this judicial
19 District.

20 **PARTIES**

21 8. Plaintiff, SIOUM GEBEYEHOU, is a natural person and at all relevant times a resident
22 Alameda County, citizen of California. Plaintiff brings this action for personal injuries sustained
23 by exposure to Roundup® (“Roundup”) containing the active ingredient glyphosate and the
24 surfactant POEA. As a direct and proximate result of being exposed to Roundup, Plaintiff
25 developed non-Hodgkin’s Lymphoma and related medical conditions.

26 9. Defendant MONSANTO COMPANY is a Delaware corporation, a multinational
27

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11 **UNITED STATES DISTRICT COURT**
12 **NORTHERN DISTRICT OF CALIFORNIA**

13
14 EDWIN HARDEMAN,
15 Plaintiff

16 v.

17 MONSANTO COMPANY and JOHN
DOES 1-50.
18 Defendant.

Civil Action No.: 4:16-cv-00525-DMR

FIRST AMENDED COMPLAINT

JURY TRIAL DEMANDED

19
20 **COMPLAINT**
21

22 Plaintiff, Edwin Hardeman (“Plaintiff”), by and through his undersigned attorneys, hereby
23 brings this Complaint for damages against Defendants Monsanto Company and John Does 1-50, and
24 alleges the following:
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NATURE OF THE CASE

1
2 1. This is an action for damages suffered by Plaintiff as a direct and proximate result of
3 Defendants' negligent and wrongful conduct in connection with the design, development,
4 manufacture, testing, packaging, promoting, marketing, advertising, distribution, labeling, and/or sale
5 of the herbicide Roundup[®], containing the active ingredient glyphosate.

6 2. Plaintiff maintains that Roundup[®] and/or glyphosate is defective, dangerous to human
7 health, unfit and unsuitable to be marketed and sold in commerce, and lacked proper warnings and
8 directions as to the dangers associated with its use.

9 3. Plaintiff's injuries, like those striking thousands of similarly situated victims across the
10 country, were avoidable.

11 **JURISDICTION AND VENUE**

12 4. This Court has jurisdiction over Defendants and this action pursuant to 28 U.S.C. §
13 1332 because there is complete diversity of citizenship between Plaintiff and Defendants. Defendants
14 are all either incorporated and/or have their principal place of business outside of the state in which the
15 Plaintiff resides.

16 5. The amount in controversy between Plaintiff and Defendants exceeds \$75,000,
17 exclusive of interest and cost.

18 6. The Court also has supplemental jurisdiction pursuant to 28 U.S.C. § 1367.

19 7. Venue is proper within this district pursuant to 28 U.S.C. § 1391 in that Defendants
20 conduct business here and are subject to personal jurisdiction in this district. Furthermore, Defendants
21 sell, market, and/or distribute Roundup[®] within the District of California. Also, a substantial part of
22 the acts and/or omissions giving rise to these claims occurred within this district.

23 **PARTIES¹**

24 8. Plaintiff, Edwin Hardeman, is a natural person and at all relevant times a resident and
25 citizen of Sonoma County, California. Plaintiff brings this action for personal injuries sustained by
26 exposure to Roundup[®] ("Roundup") containing the active ingredient glyphosate and the surfactant
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28 ¹ Plaintiff was incorrectly listed as Edward Hardeman in the original complaint rather than Edwin Hardeman.

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IN THE UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

ELAINE STEVICK and CHRISTOPHER
STEVICK;

Plaintiffs,

vs.

MONSANTO COMPANY,

Defendant.

CIVIL No.: 3:16-cv-02341

**COMPLAINT;
DEMAND FOR JURY TRIAL**

JURISDICTION AND VENUE

9. Federal diversity jurisdiction in this Court is proper under 28 U.S.C. § 1332 because Plaintiffs are citizens of a different state from the Defendant Monsanto Company's states of citizenship, and the aggregate amount in controversy exceeds \$75,000, exclusive of interest and costs.

10. This Court has personal jurisdiction over Monsanto under C.C.P. § 410, because Monsanto knows or should have known that its Roundup® products are sold throughout the State of California.

11. Monsanto maintains sufficient contacts with the State of California such that this Court's exercise of personal jurisdiction over it does not offend traditional notions of fair play and substantial justice. Additionally, Monsanto caused the Plaintiffs' tortious injury by acts and omissions in this judicial district and caused tortious injury in this district by acts and omissions outside this district while regularly doing and soliciting business, engaging in a persistent course of conduct, and deriving substantial revenue from goods used or consumed and services rendered in this judicial district.

12. Venue is proper within this District under 28 U.S.C. § 1391 because a substantial part of the events or omissions giving rise to this claim occurred within this judicial District.

THE PARTIES

Plaintiffs

13. Plaintiff Elaine Stevick resides in Sonoma County, California and did at all relevant times. Plaintiff Christopher Stevick was at all relevant times the lawful spouse of Elaine Stevick.

Defendant

14. Defendant Monsanto Company ("Monsanto") is a Delaware corporation with its headquarters and principal place of business in St. Louis, Missouri.