



Defendants, The Andersons, Inc. and The Andersons Agriculture Group, L.P. (collectively, "The Andersons"), by and through their attorneys, state and aver for their Answer to the Cross Claim of Defendant Ohio Department of Agriculture ("ODA"), as follows:

1. The Andersons are without knowledge and information sufficient to form a belief as to the truth of the allegations contained in Paragraph Nos. 1, 2 and 3 of ODA's Cross Claim, and therefore, deny same.

2. The Andersons admits that part of Paragraph No. 4 of ODA's Cross Claim which states that The Andersons Agricultural Group L.P. satisfied ODA's priority lien against agricultural commodity assets but denies, for lack of knowledge and information, the remainder of the allegations.

3. The Andersons are without knowledge and information sufficient to form a belief as to the truth of the allegations contained in Paragraph No. 5 of ODA's Cross Claim, and therefore, deny same.

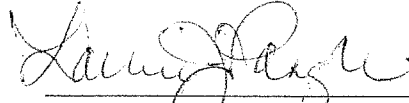
4. The Andersons denies all allegations contained in the Cross Claim not expressly admitted herein.

**WHEREFORE**, The Andersons, Inc. and The Andersons Agriculture Group L.P. respectfully request the following relief:

1. Dismissal of ODA's Cross Claim against The Andersons, Inc. and The Andersons Agriculture Group L.P.;
2. Entry of judgment in The Andersons, Inc. and The Andersons Agriculture Group L.P.'s favor and against all cross-claims asserted by ODA Ingredient Distributors, Inc.;
3. An order granting The Andersons, Inc. and The Andersons Agriculture Group L.P. their reasonable attorneys' fees, costs and disbursements as provided for by law;
4. All other forms of relief previously requested by The Andersons, Inc. and The Andersons Agriculture Group L.P.; and
5. Any other and further relief that the Court deems appropriate.

Respectfully submitted,

**SPENGLER NATHANSON P.L.L.**



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**CERTIFICATE OF SERVICE**

This is to certify that a copy of the foregoing has been sent by ordinary United States Mail, postage prepaid, this 10<sup>th</sup> day of June, 2011 to the following:

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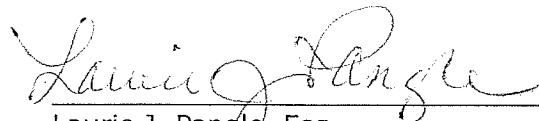
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