



DART CONTAINER CORPORATION

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June 15, 2018

To our Valued Customer:

As we indicated earlier this week, the New York Supreme Court has upheld the NYC ban on foam foodservice products. **Dart will appeal the Court's decision** as foam foodservice packaging provides cost, performance and environmental advantages compared to alternatives and is recyclable, as many communities can attest. Banning a recyclable product makes no sense, and **we will continue to fight for our customers' right to choose whatever food and beverage packaging best suits their needs and adds to their profitability.**

As we await a decision on our appeal, we want to share additional information from the City regarding the ban:

- Effective date: January 1, 2019
- Enforcement date (fines will begin): July 1, 2019
- Fines: \$250 for the first violation; \$500 for the second violation within 12 months; \$1,000 for the third and each subsequent violation
- Waiver requests/hardship exemptions (*please see attached guidelines*) may be considered from:
 - Non-profit organizations
 - Restaurants, mobile food establishments and stores with a gross income of less than \$500,000 per location (chain food establishments with five or more locations are not eligible for waivers/exemptions)

Your Dart Sales Representative is available to discuss how we can help you transition to other quality products we offer. We stand ready to continue to meet your food and beverage packaging needs and have a variety of product offerings made from a full spectrum of materials: paper, polypropylene (PP), polyethylene terephthalate (PET), solid polystyrene (PS), PLA, bagasse, and those featuring recycled content.

We recommend you continue to use foam foodservice products for their cost and performance advantages as you investigate your options, since the City will not issue fines until July 1, 2019.

We will update you regarding the status of our appeal as events warrant. If you have any questions about the NYC ban or wish to discuss packaging solutions that best fit your business operations, please contact your Sales Representative.

Thank you for your continued support.

Dart Container Corporation