

STATE OF MICHIGAN
DEPARTMENT OF ATTORNEY GENERAL



P.O. Box 30736
LANSING, MICHIGAN 48909

DANA NESSEL
ATTORNEY GENERAL

March 23, 2023

Kroger Co.
ATTN: Rodney McMullen, CEO
1014 Vine Street
Cincinnati, OH 45202

Re: Kroger Caged Chicken Eggs, Ag No. 2023-0371680-A

Dear Mr. McMullen:

I recently reviewed a new Data For Progress report titled, “Cracking Down on Kroger” that I’d like to bring to your attention. Specifically, that report indicates that Kroger shoppers are being misled into buying eggs from caged hens wrongly thinking they are cage-free. Being clear about which eggs are from caged hens is particularly important in Michigan, as Michigan law will prohibit – beginning in 2025 – the sale of eggs from caged hens. MCL 287.746.

On behalf of Michigan consumers, I urge you to add clear signage to your stores to help consumers understand which eggs, exactly, came from caged chickens and which did not, so as to help them be able to make informed choices on how they spend their hard-earned dollars. In today’s inflationary environment, they deserve at least that.

Thank you for your consideration. I look forward to your response.

Sincerely,

A handwritten signature in black ink, appearing to read "Jason Evans".

Jason Evans
Division Chief
Corporate Oversight Division
(517) 335- 7632

JE/meg