

**SUPERIOR COURT OF THE STATE OF ARIZONA
COUNTY OF MARICOPA**

WESTMORELAND COUNTY EMPLOYEE RETIREMENT FUND, a public pension fund,
individually and on behalf of all others similarly situated,

Plaintiff,

v.

INVENTURE FOODS INC., a foreign corporation, TERRY MCDANIEL, individual,
STEVE WEINBERGER, individual, WILLIAM BLAIR & COMPANY, L.L.C., a foreign
limited liability company, CANACCORD GENUITY, a foreign corporation, and ROTH
CAPITAL PARTNERS, a foreign partnership,

Defendants.

No. CV2016-002718

(Assigned to the Honorable
Randall Warner)

PROOF OF CLAIM AND RELEASE

I. GENERAL INSTRUCTIONS

1. To recover as a Member of the Class based on your claims in the action entitled *Westmoreland County Employee Retirement Fund v. Inventure Foods Inc., et al.*, No. CV2016-00271 (the "Litigation"), you must complete and, on page 6 hereof, sign this Proof of Claim and Release form ("Proof of Claim"). If you fail to file a properly addressed (as set forth in paragraph 3 below) Proof of Claim, your claim may be rejected and you may be precluded from any recovery from the Net Settlement Fund created in connection with the proposed settlement.

2. Submission of this Proof of Claim, however, does not assure that you will share in the proceeds of the settlement of the Litigation.

3. YOU MUST SUBMIT ONLINE AT www.InventureClassAction.com OR MAIL YOUR COMPLETED AND SIGNED PROOF OF CLAIM ON OR BEFORE DECEMBER 6, 2018. IF MAILED, ADDRESSED AS FOLLOWS:

Inventure Secondary Public Offering Litigation Settlement
c/o Claims Administrator
1650 Arch Street, Suite 2210
Philadelphia, PA 19103

If you are NOT a Member of the Class (as defined in the Notice of Proposed Settlement of Class Action ("Notice")) DO NOT submit a Proof of Claim

4. If you are a Member of the Class and you did not timely request exclusion in connection with the proposed settlement, you are bound by the terms of any judgment entered in the Litigation, including the releases provided therein, WHETHER OR NOT YOU SUBMIT A PROOF OF CLAIM.

II. CLAIMANT IDENTIFICATION

If you purchased or otherwise acquired the common stock of Inventure pursuant or traceable to Inventure's shelf registration statement on Forms S-3 and S-3/A (Registration No. 333-196795), prospectus dated August 28, 2014, and/or prospectus supplement dated September 11, 2014, issued in connection with Inventure's secondary offering of 4.1 million shares of common stock that closed on or about September 14, 2014 and:

- (a) held the certificate(s) in your name, you are the beneficial purchaser as well as the record purchaser; or
- (b) the certificate(s) were registered in the name of a third party, such as a nominee or brokerage firm, you are the beneficial purchaser and the third party is the record purchaser.

Use Part I of this form entitled "Claimant Identification" to identify each purchaser of record ("nominee"), if different from the beneficial purchaser of the Inventure common stock that forms the basis of this claim. THIS CLAIM MUST BE FILED BY THE ACTUAL BENEFICIAL PURCHASER(S) OR ACQUIRER(S) OR THE LEGAL REPRESENTATIVE OF SUCH PURCHASER(S) OR ACQUIRER(S) OF THE INVENTURE COMMON STOCK UPON WHICH THIS CLAIM IS BASED.

All joint purchasers must sign this claim. Executors, administrators, guardians, conservators, and trustees must complete

and sign this claim on behalf of persons represented by them and their authority must accompany this claim and their titles or capacities must be stated. The Social Security (or taxpayer identification) number and telephone number of the beneficial owner may be used in verifying the claim. Failure to provide the foregoing information could delay verification of your claim or result in rejection of the claim.

III. CLAIM FORM

Use Part II of this form entitled “Schedule of Transactions in Inventure Common Stock” to supply all required details of your transaction(s). If you need more space or additional schedules, attach separate sheets giving all of the required information in substantially the same form. Sign and print or type your name on each additional sheet.

On the schedules, provide all of the requested information with respect to all of your purchases, acquisitions and sales of Inventure common stock that took place pursuant or traceable to Inventure’s shelf registration statement on Forms S-3 and S-3/A (Registration No. 333-196795), prospectus dated August 28, 2014, and/or prospectus supplement dated September 11, 2014, issued in connection with Inventure’s secondary offering that closed on September 14, 2014 through and including April 23, 2015 (the “Class Period”), whether such transactions resulted in a profit or a loss. You must also provide all of the requested information with respect to all of the shares of Inventure common stock you held at the close of trading on April 23, 2015. Failure to report all such transactions may result in the rejection of your claim. List each transaction in the Class Period separately and in chronological order, by trade date, beginning with the earliest. You must accurately provide the month, day, and year of each transaction you list.

For all purposes, the “trade date” or “contract date” (and not the “settlement date” or “payment date”), shall be used as the date for determining (a) purchases and sales of shares of Inventure common stock purchased in the SPO, (b) eligibility to file a claim, and (c) the calculation of recognized claims. All purchase, acquisition, and sale prices shall exclude any fees and commissions.

All purchases and sales of shares of Inventure common stock shall be accounted for and matched using the first-in-first-out (FIFO) method of accounting. In addition, no recognized claim shall be calculated for short sales of Inventure common shares that were covered between September 12, 2014 and April 23, 2015, inclusive, but any gains calculated for this period will be used to offset losses. The date of covering a “short sale” is deemed to be the date of purchase of Inventure common stock. The date of a “short sale” is deemed to be the date of sale of Inventure common stock.

COPIES OF BROKER CONFIRMATIONS OR OTHER DOCUMENTATION OF YOUR TRANSACTIONS IN INVENTURE COMMON STOCK SHOULD BE ATTACHED TO YOUR CLAIM. FAILURE TO PROVIDE THIS DOCUMENTATION COULD DELAY VERIFICATION OF YOUR CLAIM OR RESULT IN REJECTION OF YOUR CLAIM.

NOTICE REGARDING ELECTRONIC FILES: Certain claimants with large numbers of transactions may request, or may be requested, to submit information regarding their transactions in electronic files. All claimants MUST submit a manually signed paper Proof of Claim whether or not they also submit electronic copies. If you wish to file your claim electronically, you must contact the Claims Administrator at the following address to obtain the required file layout

Inventure Secondary Public Offering Litigation Settlement
c/o Claims Administrator
1650 Arch Street, Suite 2210
Philadelphia, PA 19103
(877) 346-5223
www.InventureClassAction.com

No electronic files will be considered to have been properly submitted unless the Claims Administrator issues to the claimant a written acknowledgment of receipt and acceptance of electronically submitted data.

SUPERIOR COURT OF ARIZONA IN MARICOPA COUNTY

Westmoreland County Employee Retirement Fund v. Inventure Foods Inc., et al.,

No. CV2016-00271

PROOF OF CLAIM AND RELEASE

Must Be Postmarked or Received No Later Than:

December 6, 2018

Please Print

PART I. CLAIMANT IDENTIFICATION

Beneficial Owner's Name

Joint Beneficial Owner's Name

Street Address

Street Address 2

City

State

Zip Code

Foreign Province

Foreign Country

()
Telephone Number (Daytime)

()
Telephone Number (Evening)

E-Mail Address

Record Owner's Name and Address *(if different from beneficial owner listed above)*

PART II: SCHEDULE OF TRANSACTIONS IN INVENTURE COMMON STOCK.

A. Number of Shares held as of the close of business on September 11, 2014:

B. Purchases or acquisitions of Inventure common stock (September 12, 2014 – April 23, 2015, inclusive):

Trade Date MM/DD/YYYY	Number of Shares Purchased or Acquired	Price Per Share	Total Amount Paid	If SPO Purchase, Affirm With X	Was the Purchase Made to Cover a Short Sale? Y/N
				<input type="checkbox"/>	
				<input type="checkbox"/>	
				<input type="checkbox"/>	

C. Sales of Inventure common stock (September 12, 2014 – April 23, 2015, inclusive):

Trade Date MM/DD/YYYY	Number of Shares Sold	Price Per Share	Total Amount Received

D. Number of shares of Inventure common stock held at the close of trading on April 23, 2015:

YOU MUST READ AND SIGN THE RELEASE ON PAGE 6 FAILURE TO SIGN THE RELEASE MAY RESULT IN A DELAY IN PROCESSING OR THE REJECTION OF YOUR CLAIM.

IV. SUBMISSION TO JURISDICTION OF COURT AND ACKNOWLEDGEMENTS

I (We) submit this Proof of Claim under the terms of the Stipulation of Settlement described in the Notice. I (We) also submit to the jurisdiction of the Superior Court of Arizona in Maricopa County, with respect to my (our) claim as a Class Member and for purposes of enforcing the release set forth herein. I (We) further acknowledge that I am (we are) bound by and subject to the terms of any judgment that may be entered in the Litigation. I (We) agree to furnish additional information to the Claims Administrator to support this claim if requested to do so. I (We) have not submitted any other claim covering the same purchases, acquisitions or sales of Inventure common stock during the Class Period and know of no other person having done so on my (our) behalf.

V. RELEASE

1. I (We) hereby acknowledge full and complete satisfaction of, and do hereby fully, finally, and forever settle, release, and discharge from the Released Claims (defined herein) each and all of the “Released Defendants,” defined as each and all of the Defendants, dismissed defendant Capital Foods, LLC, and each and all of their respective Related Persons. Their “Related Persons” means with respect to each Released Defendant, its/his present, former and future (i) parents, subsidiaries, affiliates,

predecessors, successors, joint venturers and assigns, and (ii) each of their respective officers, directors, employees, partners, controlling shareholders, principals, trustees, attorneys, auditors, accountants, investment bankers, underwriters, consultants, agents, insurers, re-insurers, spouses, estates, related or affiliated entities, any entity in which a Released Defendant has a controlling interest, any members of any Individual Defendant's immediate family, any trust of which any Individual Defendant is the settlor or which is for the benefit of any Individual Defendant and/or member(s) of his family, and each of the heirs, executors, administrators, predecessors, successors, and assigns of the foregoing.

2. "Released Claims" shall collectively mean any and all claims, causes of action, demands, rights, actions, liabilities, damages, losses, obligations, judgments, suits, fees, expenses, costs, matters, and issues of any kind or nature whatsoever, whether fixed or contingent, accrued or unaccrued, suspected or unsuspected, disclosed or undisclosed, liquidated or unliquidated, matured or unmatured (including "Unknown Claims" as defined below), arising out of, relating to, or in connection with both (i) the purchase, acquisition, holding, sale, or disposition of Inventure common stock pursuant or traceable to Inventure's shelf registration statement on Forms S-3 and S-3/A (Registration No. 333-196795), prospectus dated August 28, 2014, and/or prospectus supplement dated September 11, 2014, filed in connection with Inventure's secondary offering of 4.1 million shares of common stock that closed on or about September 14, 2014; and (ii) the facts, events, transactions, acts, occurrences, statements, representations, alleged misrepresentations, or omissions, which were, could have been, or in the future can or might be alleged in the Litigation or in any forum whatsoever, by Plaintiff or any member of the Class, whether individual, class, derivative, representative, legal, equitable, or any other type or in any other capacity, against any of the Released Defendants, whether or not any such Released Defendants were named, served with process, or appeared in the Litigation, based upon the Securities Act, any other federal, state, local, statutory, common, foreign or international law, rule, or regulation or any other law, rule, or regulation or any common law causes of action; *provided that* the Released Claims do not include claims based upon the interpretation or enforcement of the terms of the Settlement.

3. "Unknown Claims" means (a) any Released Claims that Plaintiff or any Class Member does not know or suspect to exist in his, her or its favor at the time of the release of Released Defendants which, if known by him, her or it, might have affected his, her or its settlement with and release of Released Defendants, or might have affected his, her or its decision(s) with respect to the Settlement; and (b) any Released Defendants' Claims that any Defendant does not know or suspect to exist in his, her, or its favor at the time of the release of the Released Plaintiffs, which, if known by him, her, or it, might have affected his, her, or its settlement with and release of the Released Plaintiffs, or might have affected his, her, or its decision(s) with respect to the Settlement. With respect to any and all Released Claims, the Settling Parties stipulate and agree that, upon the Effective Date, Plaintiff shall expressly waive, and each of the Class Members shall be deemed to have, and by operation of the Judgment shall have, expressly waived any and all provisions, rights, and benefits conferred by California Civil Code §1542 and any law of any state or territory of the United States, or principle of common law, which is similar, comparable or equivalent to California Civil Code §1542, which provides:

A GENERAL RELEASE DOES NOT EXTEND TO CLAIMS WHICH THE CREDITOR DOES NOT KNOW OR SUSPECT TO EXIST IN HIS OR HER FAVOR AT THE TIME OF EXECUTING THE RELEASE, WHICH IF KNOWN BY HIM OR HER MUST HAVE MATERIALLY AFFECTED HIS OR HER SETTLEMENT WITH THE DEBTOR.

Plaintiff and Class Members may hereafter discover facts in addition to or different from those that any of them now knows or believes to be true related to the subject matter of the Released Claims, but Plaintiff and each Class Member, upon the Effective Date, shall be deemed to have, and by operation of the Judgment shall have, fully, finally, and forever settled and released any and all Released Claims, known or unknown, suspected or unsuspected, contingent or non-contingent, disclosed or undisclosed, matured or unmatured, which now exist, or heretofore have existed upon any theory of law or equity now existing or coming into existence in the future, including, but not limited to, conduct that is negligent, intentional, with or without malice, or a breach of any duty, law or rule, without regard to the subsequent discovery or existence of such different or additional facts. The Settling Parties acknowledge, and Plaintiff and the Class Members shall be deemed by operation of the Judgment to have acknowledged, that the inclusion of "Unknown Claims" in the definition of Released Claims was separately bargained for and is a key element of the settlement of which these releases are a part.

4. I (We) hereby warrant and represent that I (we) have not assigned or transferred or purported to assign or transfer, voluntarily or involuntarily, any matter released pursuant to this release or any other part or portion thereof.

5. I (We) hereby warrant and represent that I (we) have included information about all of my (our) transactions in Inventure common stock which occurred during the Class Period as well as the number of shares of Inventure common stock (a) purchased by me (us) pursuant or traceable to the SPO; and (b) held by me (us) at the close of trading on April 23, 2015.

(CONTINUE TO NEXT PAGE TO COMPLETE YOUR CLAIM FORM)

I (We) declare under penalty of perjury under the laws of the United States of America that all of the foregoing information supplied on this Proof of Claim by the undersigned is true and correct.

Executed this _____ day of _____ in:
(Month/Year)

(City) (State/Country)

(Signature of Claimant)

(Print you name here)

(Capacity of person(s) signing, e.g., Beneficial Purchaser or Acquirer, Executor or Administrator)

**ACCURATE CLAIMS PROCESSING TAKES A SIGNIFICANT AMOUNT OF TIME.
THANK YOU FOR YOUR PATIENCE.**

Reminder Checklist:

1. Please sign the above release and declaration.
2. Remember to attach copies of supporting documentation, if available.
3. **Do not** send originals of certificates or other documentation as they will not be returned.
4. Keep a copy of your claim form and all supporting documentation for your records.
5. If you desire an acknowledgment of receipt of your claim form, please send it Certified Mail, Return Receipt Requested.
6. If you move, please send us your new address to:

Inventure Secondary Public Offering Litigation Settlement
c/o Claims Administrator
1650 Arch Street, Suite 2210
Philadelphia, PA 19103

7. **Do not** use red pen or highlighter on the Proof of Claim or supporting documentation.

THIS PROOF OF CLAIM MUST BE SUBMITTED ONLINE at www.InventureClassAction.com OR MAILED NO LATER THAN DECEMBER 6, 2018, ADDRESSED AS FOLLOWS:

Inventure Secondary Public Offering Litigation Settlement
c/o Claims Administrator
1650 Arch Street, Suite 2210
Philadelphia, PA 19103