

## LOBBYING REPORT

Lobbying Disclosure Act of 1995 (Section 5) - **All Filers Are Required To Complete This Page**

1. Registrant Name:

**KROGER CO**

2. Address:

1014 VINE ST, CINCINNATI, OH 45202

3. Principal place of business (if different from line 2):

4. Contact Name: LYNN MARMER

Telephone: 513-762-4441

E-mail (optional): janet.ausdenmoore@kroger.com

Senate ID #: 88212-12

House ID #: 36654000

7. Client Name:  Self

## TYPE OF REPORT

8. Year 2005 Midyear (January 1 - June 30):  **OR** Year End (July 1 - December 31):

9. Check if this filing amends a previously filed version of this report:

10. Check if this is a Termination Report:  => Termination Date: \_\_\_\_\_ 11. No Lobbying Activity:

## INCOME OR EXPENSES

Complete Either Line 12 **OR** Line 13

### 12. Lobbying Firms

**INCOME** relating to lobbying activities for this reporting period was:

Less than \$10,000:

\$10,000 or more:  => Income (nearest \$20,000): \_\_\_\_\_

Provide a good faith estimate, rounded to the nearest \$20,000, of all lobbying related income from the client (including all payments to the registrant by any other entity for lobbying activities on behalf of the client).

### 13. Organizations

**EXPENSES** relating to lobbying activities for this reporting period were:

Less than \$10,000:

\$10,000 or more:  => Expenses (nearest \$20,000): 263,000.00

### 14. Reporting Method.

Check box to indicate expense accounting method. See instructions for description of options.

- Method A.** Reporting amounts using LDA definitions only  
 **Method B.** Reporting amounts under section 6033(b)(8) of the Internal Revenue Code  
 **Method C.** Reporting amounts under section 162(e) of the Internal Revenue Code

Registrant Name: KROGER CO Client Name: Self

### LOBBYING ACTIVITY

Select as many codes as necessary to reflect the general issue areas in which the registrant engaged in lobbying on behalf of the client during the reporting period. Using a separate page for each code, provide information as requested. Attach additional page(s) as needed.

15. General issue area code: AGR (one per page)

16. Specific lobbying issues:

WIC - Electronic Benefits Transactions. Providing input to the US Department of Agriculture as it develops national standards for electronic delivery of WIC benefits to create a uniform format that interfaces with current store systems used by retailers.

17. House(s) of Congress and Federal agencies contacted:

Agriculture, Dept of (USDA)  
HOUSE OF REPRESENTATIVES  
HOUSE OF REPRESENTATIVES  
SENATE  
SENATE

18. Name of each individual who acted as a lobbyist in this issue area:

Name: HUDDLESTON, GARY  
Covered Official Position (if applicable):  
Name: HUDDLESTON, GARY  
Covered Official Position (if applicable):  
Name: RHODES, GARY  
Covered Official Position (if applicable):  
Name: RHODES, GARY  
Covered Official Position (if applicable):

19. Interest of each foreign entity in the specific issues listed on line 16 above. **None**

Registrant Name: KROGER CO Client Name: Self

### LOBBYING ACTIVITY

Select as many codes as necessary to reflect the general issue areas in which the registrant engaged in lobbying on behalf of the client during the reporting period. Using a separate page for each code, provide information as requested. Attach additional page(s) as needed.

15. General issue area code: AGR (one per page)

16. Specific lobbying issues:

H.R. 2068 / S. 1333 - To amend the Agriculture Marketing Act of 1946 to establish a voluntary program for country of origin labeling of meat, and for other purposes.

17. House(s) of Congress and Federal agencies contacted:

Agriculture, Dept of (USDA)  
HOUSE OF REPRESENTATIVES  
HOUSE OF REPRESENTATIVES  
SENATE  
SENATE

18. Name of each individual who acted as a lobbyist in this issue area:

Name: HUDDLESTON, GARY  
Covered Official Position (if applicable):  
Name: HUDDLESTON, GARY  
Covered Official Position (if applicable):  
Name: RHODES, GARY  
Covered Official Position (if applicable):  
Name: RHODES, GARY  
Covered Official Position (if applicable):

19. Interest of each foreign entity in the specific issues listed on line 16 above. **None**

Registrant Name: KROGER CO Client Name: Self

### LOBBYING ACTIVITY

Select as many codes as necessary to reflect the general issue areas in which the registrant engaged in lobbying on behalf of the client during the reporting period. Using a separate page for each code, provide information as requested. Attach additional page(s) as needed.

15. General issue area code: HCR (one per page)

16. Specific lobbying issues:

H.R. 3955 - To amend the Controlled Substances Act to provide for the transfer of ephedrine, pseudoephedrine, and phenylpropanolamine to schedule V of the schedules for controlled substances, and for other purposes. Proposed changes would impact the manner in which retailers sell over-the-counter medicines in stores and pharmacies.

17. House(s) of Congress and Federal agencies contacted:

HOUSE OF REPRESENTATIVES

SENATE

18. Name of each individual who acted as a lobbyist in this issue area:

Name: HUDDLESTON, GARY

Covered Official Position (if applicable):

Name: TANTILLO, AUGUSTINE

Covered Official Position (if applicable):

19. Interest of each foreign entity in the specific issues listed on line 16 above. **None**

Registrant Name: KROGER CO Client Name: Self

### LOBBYING ACTIVITY

Select as many codes as necessary to reflect the general issue areas in which the registrant engaged in lobbying on behalf of the client during the reporting period. Using a separate page for each code, provide information as requested. Attach additional page(s) as needed.

15. General issue area code: LBR (one per page)

16. Specific lobbying issues:

Multi-employer reform provisions contained in HR 2830, the Pension Protection Act of 2005, and S. 1783, Pension Security and Transparency Act of 2005.

17. House(s) of Congress and Federal agencies contacted:

HOUSE OF REPRESENTATIVES

Pension Benefit Guaranty Corporation (PBGC)

SENATE

18. Name of each individual who acted as a lobbyist in this issue area:

Name: HOFFMAN, KEN

Covered Official Position (if applicable):

Name: MARMER, LYNN

Covered Official Position (if applicable):

Name: OLCHYK, SAM

Covered Official Position (if applicable):

19. Interest of each foreign entity in the specific issues listed on line 16 above. **None**

Signature: ON FILE Date: Feb 10, 2006

Printed Name and Title: Lynn Marmor, Group VP, Corporate Affairs -