

**SETTLEMENT FACILITY DOW CORNING TRUST
IMPORTANT INFORMATION ABOUT THE FINAL CLAIMS
SUBMISSION DEADLINE FOR ALL DOW CORNING
BREAST IMPLANT SETTLEMENT CLAIMANTS**

**FINAL CLAIM SUBMISSION DEADLINE:
JUNE 3, 2019**

Please read carefully. This affects your legal rights.

FINAL CLAIMS DEADLINE AND CLOSING OF THE SETTLEMENT FACILITY

PART I: WHAT IS CLOSING? WHAT DOES THIS MEAN FOR ME?

Q1. THE SETTLEMENT FACILITY WILL CLOSE TO ALL CLAIMS ON JUNE 3, 2019. WHAT DOES THIS MEAN?

The Settlement Facility – Dow Corning Trust (“SF-DCT” or “Settlement Facility”) is the claims office that processes and pays claims in the Dow Corning breast implant settlement. Once all claims filed by the deadline are reviewed and final payments are sent to those who filed claims on time – including any allowed Premium Payment – the settlement will conclude and the offices will be closed permanently. If you want to make a claim for payment, you must submit your claim on or before June 3, 2019.

Q2. WHAT TYPE OF CLAIMS DOES THE JUNE 3, 2019 DEADLINE APPLY TO?

The June 3, 2019 deadline applies to all claims. Please read the following information about the Final Claims Submission deadline carefully.

- 1. NEW CLAIMS.** The Settlement Facility is closing to all new claims on June 3, 2019. This means that if you have not already submitted a claim for Expedited Release, Disease, or for an Increased Severity Disease – and you want to submit any of these types of claims – you must submit your claim on or before June 3, 2019. You cannot make a new claim for payment after June 3, 2019.

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- 2. ADDITIONAL SUBMISSIONS ON PREVIOUS CLAIMS.** If you previously filed a claim with the Settlement Facility and received a letter telling you that you must fix something about that claim before you can be paid, you must submit the documents that fix those problems on or before June 3, 2019 (unless you received a letter from the Settlement Facility that gives you a different deadline). For example, you may have submitted a Proof of Manufacturer Form and documents, but the Settlement Facility told you in a letter that the proof was not acceptable. You must fix this problem by submitting additional documents on or before June 3, 2019. Other examples of problems you might need to fix include (a) missing a signature on a claim form, (b) failing to send in a photo ID (this applies only to foreign claimants in Classes 6.1 and 6.2), or (c) missing probate documents for a deceased claimant. In all of these examples, you must send in the missing document(s) to the Settlement Facility on or before June 3, 2019 or the claim will be denied and you will not receive a payment on that claim.
- 3. DIFFERENT DEADLINE TO CURE DISEASE CLAIM DEFICIENCIES.** In certain instances, the Settlement Facility might have or will send you a letter that gives you a deadline that is different than the June 3, 2019 deadline. This will happen if you have submitted a Disease claim and the Settlement Facility gives you a deadline to cure a deficiency in that Disease claim. In those instances – and only in those instances – you should follow the deadline in your letter from the Settlement Facility. If you have any uncertainty or questions about your deadline, contact the Settlement Facility. It is your responsibility to know this. The Settlement Facility will not allow any claims that are late – even if you say you were not sure of the deadline. Call the Settlement Facility and make sure you know your deadline.

For more information, read **Q10** below.

Q3. WHAT DO I HAVE TO DO TO MAKE SURE I SUBMIT MY CURE MATERIALS ON TIME?

Review the letter you received from the Settlement Facility to understand what deficiencies you have in your claim. If you have any questions about this, contact the Settlement Facility and ask for a time you can review your claim status with a reviewer. It may take weeks or even months to obtain missing documents such as probate documents. You may need legal help to assist you with probate. Do not wait until the last month to try and obtain documents or find an attorney to assist you. Late submissions will be denied. There are no extensions of the deadline for any reason.

Q4. WHAT IS THE BEST WAY TO MAIL IN MY DOCUMENTS SO THAT THEY ARE ON TIME?

Mail or deliver your claim submission to the Settlement Facility using one of the following three delivery methods:

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1. Use a delivery service (e.g., Federal Express, UPS, etc.) and make sure that the airbill or invoice clearly lists of the date of mailing as on or before June 3, 2019.
2. Mail your claim submission by U.S. certified or registered mail as long as the certified or registered mail is postmarked on or before June 3, 2019. Please check with the U.S. Post Office on how to send a certified or registered letter so that it has the correct postmark. For claimants who reside outside of the U.S., the Settlement Facility will rely on the postmark date used by your country's version of "certified" or "registered" mail.
3. If you mail your claim submission by regular U.S. mail or by using a national mail service in the country in which you reside , make sure you place it into the mailbox before the Post Office closes or the last mail is picked up for the day so that the letter will be postmarked on or before June 3, 2019. If the materials were placed in the mailbox on June 3, 2019 but was postmarked June 4, 2019 it will not be allowed. It is your responsibility to mail the materials on time.

Q5. DOES THIS DEADLINE APPLY TO PROOF OF MANUFACTURER CLAIMS?

Yes, even if you did not receive a Notification of Status letter, the deadline applies.

Q6. DOES THIS DEADLINE APPLY TO EXPEDITED RELEASE CLAIMS?

Yes.

Q7. I WAS TOLD I NEEDED TO SIGN MY CLAIM FORM OR I WOULD NOT BE PAID. DOES THIS MEAN I HAVE TO SUBMIT THE SIGNATURE BY THE DEADLINE?

Yes. If you need a copy of the claim form, you can download and print it, or you can ask the Settlement Facility to mail another copy to you.

Q8. DOES THE DEADLINE APPLY TO MY DISEASE CLAIM IF I RECEIVED A LETTER FROM THE SETTLEMENT FACILITY WITH A DIFFERENT DEADLINE?

No. If you received a letter from the Settlement Facility with a specific deadline to cure a Disease deficiency, the date in that letter is the deadline that applies to you. If you have any uncertainty or questions about what your deadline is, contact the Settlement Facility.

Q9. DOES THE DEADLINE APPLY TO OTHER MISSING INFORMATION IN MY CLAIMS?

Yes. The deadline applies to all types of submission and missing information UNLESS you received a letter from the Settlement Facility about your claim and that letter has a different deadline. If you received a letter like that, you must submit the information requested by the deadline in that letter. If you have any question about what your deadline is, contact the Settlement Facility.

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Q10. THE SETTLEMENT FACILITY IS CLOSING TO ALL CLAIMS. WHAT SHOULD I BE DOING RIGHT NOW?

First: If you have never filed a claim, you need to know if you are eligible. It is very important that you understand whether you are eligible to apply for benefits and what your Class and status is in the Settlement Plan. If you are represented, you can contact your attorney for this information. You can also call or email the Settlement Facility for this information. **You must know what Class you are in so you can submit the appropriate Class claim form.**

For more information, read **Q21** carefully. If you are unsure what your deadline is to submit claim forms and/or to cure a deficiency, contact the Settlement Facility at the phone number or email set out in **Q25** below.

Q11. I CAN'T GET A HOLD OF MY ATTORNEY? (S)HE HAS ALL OF MY INFORMATION. WHAT SHOULD I DO?

You can contact the Settlement Facility to find out the status of your claim and to get claim forms or other documents sent to you. If your attorney misses the deadline, the claim will be denied and the materials that are submitted late will not be considered by the Settlement Facility. If you are not able to reach your attorney, you can submit the documents yourself.

Q12. WHY IS THERE A DEADLINE? WHO SET THE DEADLINE?

The deadline was set in the Amended Joint Plan of Reorganization, the document that governs the Settlement Facility and claims processing and that was approved by the Bankruptcy Court overseeing Dow Corning's bankruptcy. The Plan allows claimants to submit claims for 15 years, and the end of that 15-year period is June 3, 2019.

Q13. WHAT HAPPENS IF I MISS THE JUNE 3, 2019 DEADLINE?

If you do not submit the Proof of Manufacturer Form and the Expedited Release / Disease claim form and the documents needed to support your claim postmarked on or before June 3, 2019, your claim will be barred. This also applies to new claims for Increased Severity. You will not be paid for that claim if it is postmarked after June 3, 2019. It will be permanently denied and barred.

Q14. CAN I GET AN EXTENSION OF THE DEADLINE?

No, there are no extensions.

Q15. I RECEIVED A NOTICE IN THE MAIL ABOUT THE CLOSING AND FINAL DEADLINE. DOES THIS MEAN I AM ELIGIBLE FOR PAYMENT?

The fact that you received the Notice does not mean you are eligible for payment. The Notice was sent to women in Classes 5, 6.1, and 6.2 who filed a Proof of Claim form in the Dow

Corning bankruptcy and who said that they had Dow Corning breast implants. Filing a Proof of Claim form does NOT mean that you will be paid for any claim. See [Q22](#).

Q16. WHAT IS THE DEADLINE FOR THE EXPEDITED RELEASE CLAIM? THE INSTRUCTIONS ON THE FORM SAY THAT THE DEADLINE TO APPLY FOR AN EXPEDITED RELEASE PAYMENT WAS “THREE (3) YEARS AFTER THE EFFECTIVE DATE.”

The deadline to submit the Expedited Release claim form was revised. The correct deadline is now June 3, 2019.

Q17. I AM FILING A NEW CLAIM FOR DISEASE. WHAT IF MY DISEASE CLAIM HAS A DEFICIENCY? WHAT IS THE DEADLINE TO FIX THAT DEFICIENCY?

Once your Disease claim is reviewed, the Settlement Facility will send you a Notification of Status letter notifying you if your claim has been approved or if there are any problems with your submission that must be fixed. You will have one year from the date on that letter to correct any deficiencies in your Disease claim. Follow the cure deadline listed in your letter. If you have questions about what deadline applies to your claim, contact the Settlement Facility.

Q18. I AM PLANNING TO FILE AN EXPEDITED RELEASE CLAIM OR A PROOF OF MANUFACTURER FORM. ARE THERE CURE DEADLINES THAT APPLY IF THESE CLAIMS/FORMS HAVE PROBLEMS?

Yes. Once your Expedited Release claim or your Proof of Manufacturer submission is reviewed, the Settlement Facility will send you a Notification of Status letter that will explain whether your submission is accepted or whether there are problems that you must fix. If there are problems, the Settlement Facility Notification of Status letter will provide a specific deadline by which you must cure the problem. If you received a Notification of Status letter for a Proof of Manufacturer or Expedited Release that is dated before [June 1, 2018](#), your cure deadline is June 3, 2019.

Q19. WHAT HAPPENS IF MY DISEASE CLAIM WORSENS AFTER JUNE 3, 2019? CAN I SEND IN A CLAIM FOR INCREASED SEVERITY THEN?

No. No new claims will be accepted after June 3, 2019.

Q20. WHAT IF I DON'T HAVE MY MEDICAL RECORDS SUPPORTING MY DISEASE CLAIM BY JUNE 3, 2019? CAN I JUST FILE THE DISEASE CLAIM FORM BY JUNE 3, 2019 AND SUBMIT THE MEDICAL RECORDS LATER?

No. If you plan to submit a new disease claim, you must sign and submit the “\$2,000 Expedited Release Payment or Disease Payment Claim Form” (red edge), and the Proof of Manufacturer Form (blue edge) (if not already submitted), and your supporting medical records on or before June 3, 2019. If you do not submit your claim form(s) and supporting documents

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on or before June 3, 2019, your claim will be permanently barred. If you submit only a claim for Disease and you do not submit any medical records to support the claim, then your Disease claim will not be reviewed and you will not have any additional time to send in medical records. You can, however, still have your claim reviewed for the Expedited Release Payment.

PART II: INFORMATION ABOUT CLAIMS AND FILING CLAIMS

Q21. HOW DO I KNOW WHAT CLASS I AM IN? WHAT IS A CLASS?

The Dow Corning Settlement Plan is divided into “Classes.” The Classes are based on citizenship and/or where a claimant was implanted. Read the Class definitions below to determine what Class you may be in. If you are still unsure what Class you might be in, contact the Settlement Facility at the phone and/or email provided in **Q25**.

1. Class 5 – Domestic Dow Corning Breast Implant Claimants (women who were implanted with a Dow Corning breast implant and are either a U.S. citizen or resident alien, or who has a Dow Corning implant that was implanted in the U.S.).
2. Class 6.1 – Foreign Dow Corning Breast Implant Claimants (women who were implanted with a Dow Corning breast implant outside of the U.S., are not a citizen of the U.S. or a resident alien within the U.S., Puerto Rico, or the territories and possessions of the U.S., and reside in one of the countries listed in Category 1 or 2 as listed at Tab 2 in the Claimant Information Guide plus South Korea).
3. Class 6.2 – Foreign Dow Corning Breast Implant Claimants (women who were implanted with a Dow Corning breast implant outside of the U.S., are not a citizen of the U.S. or a resident alien within the U.S., Puerto Rico, or the territories and possessions of the U.S., and reside in one of the countries listed in Category 3 or 4 as listed at Tab 2 in the Claimant Information Guide, excluding South Korea).

Q22. HOW DO I APPLY FOR A PAYMENT? CAN I RELY ON MY PROOF OF CLAIM FORM I SENT IN DURING THE BANKRUPTCY?

Filing a Proof of Claim form in the bankruptcy does not entitle you to receive a payment. You must submit claim forms appropriate to the Class you are in. To apply for a payment, you must submit two forms: 1) the Proof of Manufacturer Form (with supporting documents), and 2) the Expedited Release / Disease claim form (with supporting documents if you apply for the Disease payment). Make sure you complete the correct Class claim form, i.e., if you are in Class

5, use the Class 5 claim forms. If you are in Class 6.1, use the Class 6.1 claim form. If you are in Class 6.2, use the Class 6.2 claim forms.

Q23. WHERE CAN I GET MORE INFORMATION ABOUT WHAT I HAVE TO DO TO APPLY FOR PAYMENT?

Go to the Settlement Facility website (www.sfdct.com) or the Claimants' Advisory Committee website (www.tortcomm.org) for more information. You can download claim forms and informational guides that can help you understand the process for filing a claim. You can also call the Settlement Facility toll free at 1-866-874-6099 or send an email to info@sfdct.com to ask questions and to obtain copies of the claim forms and informational guides.

You can also sign up to receive a free monthly electronic newsletter from the Claimants' Advisory Committee. The newsletter provides updates and information about the status of claims processing, news about court filings such as motions to authorize premium payments, reminders about deadlines, and other important information. To sign up, go to www.tortcomm.org/newsletter.shtml. You can also read past copies of the newsletters there. The Claimants' Advisory Committee also maintains a Facebook page that posts important reminders, deadlines, and information about the Settlement Facility and claims processing. Search for Claimants' Advisory Committee, Dow Corning Breast Implant Claims.

Q24. DO I NEED AN ATTORNEY TO SUBMIT A CLAIM?

No. You are not required to have an attorney to submit a claim. If you would like more information on finding legal help or representation, contact the Claimants' Advisory Committee at info@tortcomm.org or at 419-394-0717. They have a list of attorneys who have handled breast implant claims in this case and who are willing to accept new clients who have a Disease claim. You can also subscribe to the Claimants' Advisory Committee's electronic newsletter at www.tortcom.org and/or follow their Facebook page (see **Q23**) to stay informed.

PART III: CONTACT INFORMATION/HOW TO GET FORMS/HOW TO FILE CLAIMS

Q25. HOW DO I CONTACT THE SETTLEMENT FACILITY?

Contact the Settlement Facility toll-free at 1-866-874-6099 or send them an email at info@sfdct.com. You can address mail to:

Settlement Facility – DC Trust
P.O. Box 52429
Houston, TX 77052-2429

SF-DCT: 1-866-874-6099 or email info@sfdct.com.

If you are using an overnight mail service that requires a street address, such as Fed Ex or UPS, you can address mail to:

Settlement Facility – DC Trust
3200 Southwest Freeway
Suite 1500
Houston, TX 77027

You can also access their website at www.sfdct.com.

Q26. WHERE CAN I GET CLAIM FORMS?

Claim forms, including the Proof of Manufacturer Form, are available to download and print online at www.sfdct.com or at www.tortcomm.org/sfdct_forms.shtml. Make sure you use the correct Class claim form. If you are unsure what Class you are in, contact the Settlement Facility and read **Q21**.

If you cannot download or print the claim forms, call the Settlement Facility at 866-874-6099 or send them an email at info@sfdct.com and they will mail claim forms to you. There is no claim form for Increased Severity claims. To submit a claim for Increased Severity, send a letter to the Settlement Facility stating that you are applying for Increased Severity and include your supporting documents showing that your eligible condition has increased in severity.

Q27. IS THERE A WAY I CAN STAY INFORMED ABOUT DEVELOPMENTS?

Yes, you can subscribe to a free monthly newsletter that is sent out by email by the Claimants' Advisory Committee. Go to their website at www.tortcomm.org and click on "Electronic Newsletter" and complete the information. You can also "like" or "follow" the Facebook page for the Claimants' Advisory Committee. It is online at: <https://www.facebook.com/ClaimantsAdvisoryCommittee/> or by searching Claimants' Advisory Committee, Dow Corning Breast Implant Settlement.

Also, check the Settlement Facility and Claimants' Advisory Committee's website frequently for updates and new information.

PART IV: APPEALING YOUR CLAIM DECISION: DEADLINE FOR FILING AN APPEAL TO THE CLAIMS ADMINISTRATOR ON INDIVIDUAL CLAIMS

Q28. WHAT IS THE DEADLINE TO FILE AN APPEAL TO THE CLAIMS ADMINISTRATOR?

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If you have already submitted a claim for Explant, Rupture, Disease and/or Expedited Release and it was denied, you can submit an appeal to the Claims Administrator. The deadline to submit an appeal is June 3, 2019 unless you receive a Notification of Status letter from the Settlement Facility that gives you a different date.

Q29. CAN I FILE AN APPEAL TO THE APPEALS JUDGE? WHAT IS THAT DEADLINE?

If your claim was denied by the Settlement Facility and your appeal to the Claims Administrator was denied, then you can submit an appeal to the Appeals Judge. The Settlement Facility will tell you what the deadline is to submit an appeal to the Appeals Judge when your appeal to the Claims Administrator is denied. The decision of the Appeals Judge is final. Once the Appeals Judge rules, there are no further appeals.

PART V: WHAT BENEFITS CAN I APPLY FOR?

Q30. WHAT CLAIMS CAN I STILL APPLY FOR?

You can apply for either an Expedited Release Payment or a Disease claim. To do this, complete, sign, and return the "\$2,000 Expedited Release Payment or Disease Payment Claim Form" (the one with the red edge) by the June 3, 2019 deadline. You must also submit a Proof of Manufacturer Form and documents that show you have or had a Dow Corning breast implant. If you are submitting a disease claim, you must include medical records and other required documents that show your diagnosis, symptoms and severity of the condition.

Also, if you already have an approved Disease claim and your condition has worsened, you may be eligible to apply for an Increased Severity Payment. See **Q36** for more information.

Q31. WHAT IS THE PROOF OF MANUFACTURER FORM? DO I NEED TO COMPLETE AND RETURN IT?

Yes, everyone must complete and return this form on or before June 3, 2019. The Proof of Manufacturer Form (blue edge) requires all claimants to list their dates of implantation and the manufacturer of each breast implant. It also requires claimants to send in supporting documents such as implantation records that establish that the claimant had or has an eligible Dow Corning breast implant. The list of acceptable proof is described at Q3 in the Instructions to the Proof of Manufacturer Form and at Section 5 in the Claimant Information Guide.

Q32. WHAT IS THE EXPEDITED RELEASE PAYMENT?

This is a payment of \$2,000 for Class 5 (\$1,200 for Class 6.1, or \$600 for Class 6.2). To qualify for this payment, you only need to sign and submit the Expedited Release/Disease Form with Box 2A checked, and a Proof of Manufacturer form and supporting documents that show

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you have or had a Dow Corning breast implant. If you accept the Expedited Release payment, you will not be able to receive a Disease Payment.

Q33. WHAT IS THE EXPEDITED RELEASE FORM? WHERE CAN I FIND IT?

The Expedited Release claim is part of a combined form called the “\$2,000 Expedited Release Payment or Disease Payment Claim Form” (red edge) (Class 5; the Expedited Release Payment is different for Class 6.1 and 6.2. See **Q32**). To apply for the \$2,000 Expedited Release Payment, check Box 2A on the form, then skip to Q6 to sign and date the form. If you accept the \$2,000 Expedited Release Payment, you cannot apply for a Disease Payment. Claimants must also complete and return the Proof of Manufacturer Form and supporting medical records that show you have or had a Dow Corning breast implant.

You can download and print the \$2,000 Expedited Release Payment or Disease Payment Claim Form at the Settlement Facility website at www.sfdct.com and on the Claimants’ Advisory Committee website at www.tortcomm.org. If you would like a copy mailed to you, contact the Settlement Facility at 866-874-6099 or by email at info@sfdct.com.

Q34. WHAT IS THE DISEASE CLAIM? WHERE CAN I FIND THE DISEASE CLAIM FORM?

If you are applying for a Disease Payment, you must use the “\$2,000 Expedited Release Payment or Disease Payment Claim Form” (red edge). Check Box 2B, then complete Sections 3-6, including signing and dating the form. In Box 4, you must check only one box for the type of disease claim you are submitting.

The Disease claim provides payments ranging from \$12,000 - \$300,000 for Class 5, from \$7,200 - \$180,000 for Class 6.1, and \$4,200 - \$105,000 for Class 6.2 (including Premium Payments.) There are nine (9) eligible diseases and conditions:

- Atypical Connective Tissue Disease (ACTD)
- Atypical Neurological Disease Syndrome (ANDS)
- Primary Sjogren’s Syndrome
- Mixed Connective Tissue Disease/Overlap Syndrome
- Systemic Sclerosis/Scleroderma
- Systemic Lupus Erythematosus (SLE)
- Polymyositis
- Dermatomyositis
- General Connective Tissue Disease Symptoms (GCTS)

In addition to having an eligible disease or condition, you must have a related disability or meet the severity criteria for that disease or condition and you must submit a Proof of Manufacturer Form and supporting documents that show that you have or had a Dow Corning breast implant. You can get more information in the Disease Claimant Information Guide and the “Disease Guidelines,” which are available at www.sfdct.com and SF-DCT: 1-866-874-6099 or email info@sfdct.com.

www.tortcomm.org/diseaseclaims/shtml. The Settlement Facility will mail copies of these documents if you call 1-866-874-6099 or email them at info@sfdct.com.

Q35. WHAT LANGUAGES ARE THE CLAIM FORMS AVAILABLE IN?

Claimants in Class 6.1 can download or have sent to them claim forms in the following languages: English, Dutch, French, German, and Swedish.

Claimants in Class 6.2 can download or have sent to them claim forms in the following languages: English, Spanish, and Portuguese.

It is very important that you use the claim forms that apply to your Class. See **Q21** for more information.

Q36. WHAT IS THE INCREASED SEVERITY CLAIM?

If you were already approved for a Disease payment and you become more ill, you may qualify for an Increased Severity payment. If your original disease claim was approved in Disease Option 1, you must be able to document that you now meet the Level “A” disability criteria for your approved disease to qualify. If your original disease claim was approved in Disease Option 2, you may qualify for a larger payment if 1) you are diagnosed with a new eligible disease in Disease Option 2, or 2) your existing Disease Option 2 disease becomes more severe such that it qualifies you for a higher severity level payment. For more information, read Section 6, Q6-1 – Q6-7 in the Claimant Information Guide. There is no claim form for Increased Severity claims. To submit a claim, send a cover letter asking for an Increased Severity review and include **all** supporting medical records and documents showing that your eligible condition has increased in severity.

If you have never submitted a Disease claim for review, then you cannot submit an Increased Severity claim and have that reviewed. It will be denied. You must submit the “\$2,000 Expedited Release Payment or Disease Payment Claim Form” (red edge) to have your disease claim reviewed.

Q37. CAN I STILL GET MONEY TO HAVE MY IMPLANTS REMOVED?

No, the deadline for the explant benefit expired in 2014.

Q38. CAN I APPLY FOR A RUPTURE PAYMENT?

No, the deadline for rupture claims expired in 2006.

PART VI: PAYMENT INFORMATION

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Q39. HOW SOON WILL MY CLAIM BE REVIEWED AND PAID?

The Settlement Facility cannot predict how long it will take to review the claims because that depends on the number of claims filed. The Settlement Facility will likely review new claims that have a complete submission first. That means that the Settlement Facility will review claims that have elected Expedited Release and also have submitted Proof of Manufacturer and will review claims that have elected Disease and also have submitted both a Proof of Manufacturer form with supporting documents and a Disease form with supporting documents. Last, the Settlement Facility will review claims for Increased Severity for Disease.

Q40. WHAT IS GOING TO HAPPEN TO PREMIUM PAYMENTS AND INCREASED SEVERITY PAYMENTS? WILL THEY BE PAID?

The Plan provides that the Premium Payments and the Increased Severity Payments can be paid only when the District Court determines that all other Allowed and allowable Claims have either been paid or adequate provision has been made to assure such payments. To keep informed about this, you can subscribe to the Claimants' Advisory Committee electronic newsletter and/or follow their Facebook page (see **Q23** above).

**IMPORTANT INFORMATION ABOUT ATTORNEYS' FEES AND EXPENSES
ATTORNEYS – PLEASE READ THE FOLLOWING INFORMATION
CAREFULLY. IT CONTAINS IMPORTANT RULES THAT MAY AFFECT
YOUR ATTORNEY FEES AND EXPENSES.**

AQ1. WHAT CAN I DO IF I CANNOT LOCATE MY CLIENT AND SHE HAS AN APPROVED BENEFIT PAYMENT? CAN I RECEIVE MY ATTORNEYS' FEES AND EXPENSES?

If you cannot locate your client – or if your client is deceased and there is no court appointed personal representative or Executor – then you must return any payment(s) you received to the Settlement Facility within 180 days of the date of the check. You can then submit a lien claim for your attorney fees and expenses through the Lien Resolution Procedures. The instructions and form to do this are available on the SF-DCT website at www.sfdct.com and on the Claimants' Advisory Committee's website at www.tortcomm.org. You will be provided with instructions and you will be required to describe the efforts you took to locate your client or explain why there is no personal representative or Executor.

AQ2. WHAT IF I'VE ALREADY DEPOSITED THE CHECK FROM THE SETTLEMENT FACILITY?

If you have already deposited the check, you must return the full amount to the Settlement Facility immediately. Failure to do so will result in appropriate action against you/your law firm to recover the full amount including but not limited to filing an action before the District Court and your state and local bar associations. As noted above, you can submit a lien for your attorney fees and expenses through the Lien Resolution Procedures.

AQ3. WHAT ARE THE LIEN RESOLUTION PROCEDURES?

The Lien Resolution Procedures establish a process for persons to assert a lien against a claimant's payment. A Lien Judge will review the lien claim and issue a decision on whether you / your law firm may recover attorneys' fees and expenses provided for in the Plan and the amount of those fees and expenses if you submit appropriate documentation.