

EXHIBIT 9

**Order Regarding The Quality Assurance Advisory
Committee, MDL 926,
Dated May 20, 2004**

IN THE UNITED STATES COURT
FOR THE NORTHERN DISTRICT OF ALABAMA
SOUTHERN DIVISION

04 MAY 21 AM 8:24

IN RE: SILICONE GEL BREAST IMPLANT
PRODUCTS LIABILITY LITIGATION
(MDL 926)

Master File No.: CV 92-C-11558-S ALABAMA

HEIDI LINDSEY, et al.,
Plaintiffs,

vs.

DOW CORNING CORPORATION, et al.,
Defendants,

CASE NO. CV 94-C-11558-S ✓

ENTERED
MAY 21 2004

ORDER REGARDING THE QUALITY ASSURANCE ADVISORY COMMITTEE

On May 14, 2004, the Claims Administrator previously appointed by the Court for the Revised Settlement Program requested that the Court appoint a Quality Assurance Advisory Committee (the "Advisory Committee") to assist her in the review of unreliable and potentially fraudulent claims or groups of claims, including any potentially fraudulent acts by attorneys and physicians.

Based on the information provided to the Court by the Claims Administrator, the Court finds it advantageous to create such an Advisory Committee. As such, Jean M. Etison, as Claims Administrator, is hereby appointed as the Chair of the Advisory Committee and continues to have the plenary responsibility to implement procedures designed to detect and prevent payment of fraudulent claims and to assure an acceptable level of reliability and quality control of claims as required by paragraph 30 of the Revised Settlement Program. To assist her

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in discharging these tasks, the Court hereby appoints Leslie J. Bryan to serve as the Plaintiffs' Representative and Richard M. Eitreich to serve as the Defendants' Representative on the Advisory Committee. In the event that the appointed representative is unable to serve on the Advisory Committee for a particular review, the Court hereby appoints Fredric L. Ellis to serve as the alternate Plaintiffs' Representative and Peter W. Morgan to serve as the alternate Defendants' Representative on the Advisory Committee.

The performance by the Advisory Committee of the duties and tasks set forth in this Order shall constitute judicial actions of this Court and be protected, to the maximum extent allowed by law, by the doctrine of judicial immunity. In addition, all information provided to the Advisory Committee by the Claims Administrator shall continue to be deemed confidential and proprietary. Such information shall not, without Court approval, be disclosed by members of the Advisory Counsel to any persons other than the Claims Administrator or the Court.

The Court finds that reasonable legal fees charged by the Advisory Committee members, while serving as such, together with out-of-pocket expenses reasonably incurred by the Advisory Committee in discharging its duties and tasks recited hereunder, constitute Settlement Fund disbursement expenses, which may be paid from the Settlement Fund. Upon Court approval, the Plaintiffs' and Defendants' Representatives on the Advisory Committee will receive, as compensation from the Settlement Fund, hourly fees not to exceed \$250 per hour. In addition, upon Court approval, the Advisory Committee and its members shall be reimbursed for all out-of-pocket expenses reasonably incurred in carrying out the Advisory Committee's duties set forth in this Order.

Dated this 21st day of May, 2004.



U. W. Clemon
United States District Court Chief Judge