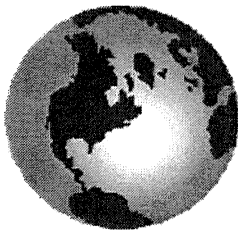


Settlement Facility News

A Newsletter for the Settlement Facility-Dow Corning Trust

Fall 2001



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A Message From The Claims Administrator

Welcome to the Settlement Facility-Dow Corning Trust (SF-DCT). The Settlement Facility is the name of the independent claims office set up in the settlement Plan Documents in the Dow Corning bankruptcy case. The Settlement Facility is the office that will process and pay personal injury claims under the terms of the settlement Plan. My appointment as the Claims Administrator was approved by U.S. District Court Judge Denise Page Hood of the Eastern District of Michigan.

At this time, the Dow Corning settlement Plan is on appeal. While the appeals are pending, I wanted to provide information to you about the status of the appeals and the ongoing settlement process. This Newsletter contains that information. Read more about the status of the bankruptcy case on page 2 in the Newsletter.

Judge Hood has ordered that the claim forms must be prepared by January 8, 2002 and ready for mailing at a time to be decided by the District Court. When the claim forms are sent to you, you may call the Claims Assistance Program with questions and seek help. Read more about this program on page 2 in this Newsletter.

I have also included a list of "Frequently Asked Questions" and a "checklist" of things you may want to do now in anticipation of receiving claim forms. Do not send any medical records or documents to support your claim at this time. There will be time to do this later. Read more about this on pages 3 and 4 in this Newsletter.

We hope to keep you informed about what is happening on a regular basis. We hope to conduct claimant and counsel information sessions in several locations to answer your questions in person. We will let you know times, dates and locations as they become available. You can also visit our website at www.dcsettlement.com.

E. Wendy Trachte-Huber
E. Wendy Trachte-Huber
Claims Administrator

Status of the Dow Corning Settlement Plan

The Tort Claimants' Committee ("TCC") and Dow Corning proposed a settlement plan (called the "Amended Joint Plan of Reorganization of Dow Corning") on February 4, 1999. More than 95% of voting personal injury claimants voted to approve this Plan.

Judge Arthur J. Spector of the bankruptcy court in Michigan "confirmed" the Plan in November 1999. ("Confirmed" is a legal term used by the bankruptcy code and means that the Bankruptcy Court ruled that the Amended Joint Plan meets all of the requirements in the bankruptcy code for approval of a reorganized company in bankruptcy.)

Several parties filed appeals challenging the order of the bankruptcy court. These appeals were heard by U.S. District Judge Denise Page Hood in Michigan.

Judge Hood issued an order on November 13, 2000 and approved the Plan as written. This means that she agreed that the Plan met the requirements in the bankruptcy code. She also

issued orders approving the appointment of the Claims Administrator.

Several parties have now appealed the District Court's order to the United States Court of Appeals for the Sixth Circuit. Briefs to the 6th Circuit have already been filed. Oral arguments will be scheduled by the 6th Circuit and we anticipate receiving a ruling sometime after the oral arguments. We have no input into the court's schedule.

After the 6th Circuit rules, the appealing parties may seek review by the U.S. Supreme Court. It is not possible to predict whether the U.S. Supreme Court will hear the case or how long it may take for the Supreme Court to decide. Updates and developments will be posted to our website at www.dcssettlement.com.

The Plan will not be effective (meaning final and able to be fully implemented) until all appeals are concluded. We are not permitted to pay any claims until the Plan is effective.

What is the Claims Assistance Program?

The Plan authorizes the Claims Administrator to develop a Claims Assistance Program staffed by employees of the Settlement Facility. Our staff will provide information and assistance to personal injury claimants. Attorneys may also contact us with questions about their client's claims. We cannot provide legal or medical advice or act as your representative, but we can help you with questions about the settlement Plan. You can reach a Claims Assistance recording toll-free at (866) 874-6099. If you

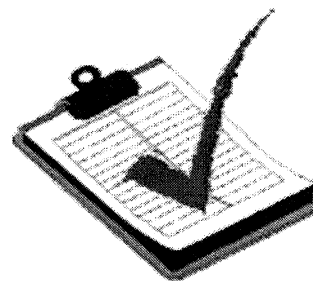
have an attorney, please check with your attorney before calling Claims Assistance. You may also send questions by e-mail to info@sfdct.com.

Do not send any medical records or any documents to support your claim to our offices at this time. Wait for your claim forms to arrive.

In the meantime, review the "Checklist of Things To Do Now" on page 3 and "Frequently Asked Questions" on page 4.

Checklist For Claimants: Things You Can Do Now

- ☐ Make sure the Settlement Facility (or your attorney if you have one) has the most current information about you, such as your correct name, address, and phone number. (All changes must be in writing.)
- ☐ If you do not have an attorney, try to get a copy of your medical records regarding your implant. You can rely on the records that you previously sent to the MDL Claims Office (for breast implant claimants) or to the bankruptcy court. (If you did not keep a copy of those records, you may want to obtain another copy.)
- ☐ **DO NOT SEND ANY MEDICAL RECORDS TO US NOW.**
- ☐ The following list is not meant to be exhaustive, but to provide you with general guidelines about the types of records you may need (if you have not already obtained them) to support your claim, such as:
 - ☐ Records from your implant surgery. Write or call the doctor or hospital where you received your implants to get a copy of your medical records such as the “operative report”. You will need these records to show who made your implant.
 - ☐ Records from your implant removal surgery. If you have a Dow Corning implant that has been removed, write or call the doctor or hospital where your implants were removed to get a copy of your complete medical records including the “operative report” and “pathology report”. If your Dow Corning silicone gel implant ruptured, ask specifically for records that document the rupture.
 - ☐ Records from your treating doctor. If you intend to apply for a disease payment (for breast implant claimants only), obtain any records that document a sign, symptom, finding or test result that supports one of the nine eligible diseases or conditions.
 - ☐ If you intend to apply for one of the eligible “Medical Conditions” such as implant failure (for those who have other types of Dow Corning implants), ask for all medical records that document any finding that supports your medical condition claim.



Frequently Asked Questions

1. **Can I file a claim for settlement payments now?** Answer: No. Do not send us any medical records at this time to support your claim. You will receive claim forms that have specific instructions about how to apply for settlement payments and can submit your medical records at that time.
2. **When can I expect to receive payment?** Answer: Claims will be paid once all of the appeals are over and the Plan becomes effective. The Plan documents do not authorize payment of claims prior to that time.
3. **How can I find out what settlement payments are available?** Answer: Go to the Settlement Facility website at www.dcsettlement.com. You can read or download a copy of the settlement payment descriptions and criteria. This information will also be sent to you with your claim forms.
4. **I don't want to miss a deadline. Are there any deadlines running right now that I should know about?** Answer: No, there are no deadlines right now to apply for settlement payments.
5. **When will I receive the claim forms?** Answer: Judge Hood has ordered that the claim forms must be prepared by January 8, 2002 and ready for mailing at a time to be decided by the District Court.
6. **What do I need to do right now?** Answer: Review the "checklist" and, if you do not have a copy of the records you will need to support your claim, begin to gather them.

Information on the Claims Administrator

The appointment of the Claims Administrator, E. Wendy Trachte-Huber, was approved by Judge Hood. Ms. Trachte-Huber will supervise the processing and payment of personal injury claims and all aspects of the Settlement Facility. Ms. Trachte-Huber has served as an executive for several organizations involved in the resolution of disputes. She is internationally known as an expert in alternative dispute resolution. She is an attorney. She has authored five books on negotiation, mediation and alternative dispute resolution.

How to Contact the Settlement Facility

Website address:	www.dcsettlement.com
Email address:	info@sfdct.com
Mailing Address:	Settlement Facility - Dow Corning Trust P.O. Box 52429 Houston, TX 77052
Recorded Message:	1-866-874-6099 (U.S. and Canada only) 713-874-6099 (Calls from outside U.S. and Canada)

For Additional Information

U.S. District Court for the Eastern District of Michigan:	www.mied.uscourts.gov/dow/default.htm
Tort Claimants Committee:	www.tortcomm.org
Dow Corning:	www.implantclaims.com