

UNITED STATES BANKRUPTCY COURT
EASTERN DISTRICT OF MICHIGAN
SOUTHERN DIVISION

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11/21/2005
DENISE PAGE HOOD
U.S. DISTRICT JUDGE

IN RE:

DOW CORNING CORPORATION

Reorganized Debtor

CASE NO. 00-CV-00005-DF
(Settlement Facility Matters)

Hon. Denise Page Hood

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DETROIT

**MOTION TO RECONSIDER ENTRY OF AGREED ORDER ADOPTING
THE ADDITIONAL Q 7 A PURSUANT TO ARTICLE IX OF ANNEX A,
THE CLAIMS RESOLUTION PROCEDURES**

On November 18, 2005, comes J.C. Powell, Esquire, an attorney with many breast implant clients who has attended breast implant meetings and seminars and moves the Court to reconsider the entry of the Agreed Order Adopting Additional Q & A, especially Q and A 13 and Q and A 14.

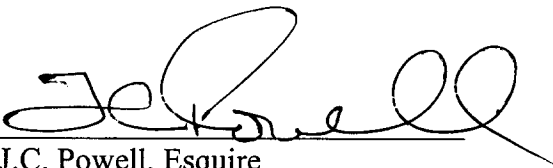
In support of this Motion, the Movant states as follows:

1. The most efficient way to properly represent victims of silicone breast implants is to not just read the Orders and Settlement Documents but to also attend meetings and seminars. Learning from sitting at the feet of teachers is the best mode of education. Merely providing books to "students" may be cheaper than having teachers in the classroom, but it is definitely not as effective as having a trained teacher.
2. The Agreed Order effectively denies competent legal representation to the thousands of victims of silicone implants. This Agreed Order encourages laziness, slothfulness and incompetence and essentially discredits the breast implant bar and the leaders of the breast implant bar. The Court should encourage the bar to vigorously, aggressively and effectively represent their clients, including the thousands of victims

of silicone breast implants, rather than to economically punish the bar for trying to effectively represent their clients. This creates a bad precedent by punishing good lawyers and rewarding inattentive bad lawyers. Since lawyers for the Defendant Dow Corning attended and were paid for attending seminars, the lawyers for the victims of silicone should also be allowed to attend and be paid for attending seminars.

3. The Administration of the Settlement Facility Dow Corning Trust Claims has realized the importance of conducting meetings and seminars to teach hundreds of Claimant's lawyers on various aspects of the process..
4. There are more than 50 bar organizations policing lawyers across this great country. Any breast implant claimant can utilize the services of any of these bar organizations if they believe that their lawyer who has represented them for 15 years has improperly charged expenses.
5. All of the breast implant seminars and meetings attended by the Movant have been relevant and most have been attended by or taught by at least one of the two attorneys who signed the said order.
6. This sudden denial of a certain but normal type of litigation expense, after incurring 14 years of these expenses, is patently unfair and unfairly limits the effective and efficient practice of law.

WHEREFORE, the Movant requests that breast implant lawyers effectively and efficiently be allowed to be compensated for fairly but vigorously representing their clients/victims of silicone gel breast implants by attending seminars and meetings and that Q & A 13 and Q & A 14 be either deleted or modified to allow proper legal representation.

A handwritten signature in black ink, appearing to read 'J.C. Powell', written over a horizontal line.

J.C. Powell
Movant

J.C. Powell, Esquire
West Virginia State Bar Number 2957
Powell and Majestro, PLLC
405 Capitol Street, Suite P-1200
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Phone: (304) 346-2889

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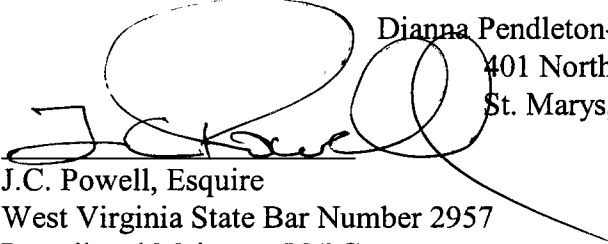
Reorganized Debtor

CERTIFICATE OF SERVICE

The undersigned does hereby certify that on November 18, 2005, I have served a copy of the foregoing Motion upon Deborah E. Greenspan, Esquire and Dianna Pendleton-Dominguez, Esquire by depositing a true and exact copy thereof in the United States mail, postage prepaid, addressed as follows:

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