

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF MICHIGAN
SOUTHERN DIVISION

In re: § CASE NO. 00-CV-00005-DT
§ (Settlement Facility Matters)
DOW CORNING CORPORATION, §
§ Honorable Denise Page Hood
Reorganized Debtor §

SCHEDULING ORDER NO. 1
REGARDING CERTAIN DISPUTED LATE CLAIM REQUESTS

The persons listed on **Exhibit 1** attached hereto (the “Late Claimants”) ¹ have submitted requests (the “Late Claim Requests”) to the Court, asking that they be allowed to participate in the Settlement Facility-Dow Corning Trust as timely claimants. However, the Late Claim Requests do not contain enough information to allow the Court to render a decision on the merits. It is therefore ORDERED as follows:

1. Each Late Claimant must send the Court a Supplemental Statement that states in writing all reasons why the Late Claimant did not timely file a Proof of Claim or a Notice of Intent in the Dow Corning bankruptcy case by the applicable deadline² and why the Late Claimant believes she/he should be allowed to participate in the Dow Corning settlement program as a timely claimant.
2. Late Claimants must file their Supplemental Statements on the form attached as **Exhibit 2** to this Order. The Court must receive the Supplemental Statement **no later than MAY 5, 2006** and a copy must be sent to the Debtor’s Representatives and the Claimants’ Advisory Committee by the same date at the following addresses:

¹

To maintain claimant confidentiality, a copy of Exhibit 1 will not be sent to the Late Claimants, but if you received this Scheduling Order No. 1, you are a Late Claimant and you are on Exhibit 1.

²

The deadline for filing a Proof of Claim in the Dow Corning bankruptcy case was January 15, 1997 (or February 14, 1997 for foreign claimants), although the Bankruptcy Court allowed Proofs of Claim filed by November 30, 1999 to be considered timely. The deadline for submitting a Notice of Intent in the Dow Corning

U.S. District Court
Dow Corning Litigation Unit
231 W. Lafayette
Detroit, MI 48226

Claimants' Advisory Committee
P.O. Box 665
St. Marys, OH 45885

Debtor's Representatives
P.O. Box 7500
Midland, MI 48641-7500

3. **If the Court does not receive a Late Claimant's Supplemental Statement by May 5, 2006**, the Court may deny such person's Late Claim Request with prejudice (that is, the Court may permanently rule that the Late Claimant cannot participate in the Dow Corning settlement program).

4. The Debtor's Representatives and the Claimants' Advisory Committee shall review each Supplemental Statement and classify the related Late Claim Request as Sufficient Cause or Disputed Cause. Such Late Claim Requests will then be processed according to the procedures and orders previously approved by the Court.

5. The filing of a Supplemental Statement does not mean the Court will allow your Late Claim Request or that the Debtor's Representatives and the Claimants' Advisory Committee will not object to your Late Claim Request.

6. Within five (5) business days after the date of this Order, the Debtor's Representatives shall send a copy of this Order to each of the Late Claimants listed in Exhibit 1 and to their counsel, if known to the Debtor's Representatives.

Dated: March 31, 2006

/s/ DENISE PAGE HOOD
Denise Page Hood
United States District Judge