

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF ALABAMA
Southern Division**

HEIDI LINDSEY, et al.,)	
Plaintiffs;)	
)	
-vs-)	No. CV 94-11558-S
)	
)	
DOW CORNING CORPORATION, et al.,)	
Defendants.)	

Order 27M
(Default by McGhan under RSP)

By an order dated April 16, 1998, the court directed that on or before May 15, 1998, McGhan Medical Corporation, a California corporation, and Inamed Corporation pay to the escrow agent \$12,720,000 for funding of their immediate obligations under the RSP. No such payment was made, and those corporations have advised the escrow agent that they are unable to fulfill their obligations under the RSP.

The court hereby formally declares a "FINAL DEFAULT" under the RSP by McGhan Medical Corporation (a California corporation) and Inamed Corporation. Accordingly, the terms of the injunction that prohibited members of the Lindsey class (who did not timely opt out) from instituting or pursuing litigation against McGhan Medical Corporation (a California corporation), Inamed Corporation, Inamed BV, Inamed Development Co., Donald K. McGhan, McGhan Limited, Lawrence Birnbaum, CUI Corporation, Jack Fisher, G. Patrick Maxwell, Scott Spear, Specialty Silicone Fabrications, Inc., John P. Tebbetts, and John L. Williams are hereby vacated insofar as such claims are based on "post 8/84 McGhan" silicone-gel breast implants, as that term was defined in the RSP.

It should be noted that this injunction remains in effect as to claims against Minnesota Mining & Manufacturing Co. (a/k/a 3M Company), Union Carbide Chemical & Plastics Co., Union Carbide Corporation, McGhan Medical Corp. (a Delaware corporation), and McGhan NuSil Corporation.

This the 19th day of May, 1998.

/s/ Sam C. Pointer, Jr.
Chief Judge Sam C. Pointer, Jr.

Service List:
Ms. Ann Cochran, Claims Administrator
Plaintiffs Liaison Counsel
Defendants Liaison Counsel