

Filed: 2/9/2007
U.S. District Court
East Dist. of Mi Detroit

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF MICHIGAN
SOUTHERN DIVISION

In re: § CASE NO. 07-CV-10627
§ IN RE BONNIE COOK SPIGNER
DOW CORNING CORPORATION, §
§ Honorable Denise Page Hood
Reorganized Debtor §

**AGREED ORDER AUTHORIZING AND DIRECTING FILING OF
PROOF OF CLAIM TO BE DEEMED TIMELY FILED**

Pursuant to the Procedures for Determining Status of Late Claimants and Late Claim Requests previously approved by the Court and the agreement of the Debtor’s Representatives and the Claimants’ Advisory Committee, it is hereby ORDERED as follows:

1. The Late Claim Request filed by Bonnie Cook Spigner (the “Claimant”) is hereby GRANTED.

2. The Claimant is hereby AUTHORIZED AND DIRECTED to complete and file an **Implant Proof of Claim**, in the form to be provided to Claimant by Dow Corning, with the **Bankruptcy Clerk, 111 First Street, Bay City, Michigan, 48708**, and (b) mail a copy of her completed Implant Proof of Claim to: **David Austern, SF-DCT, P.O. Box 52429, Houston, Texas 77052-2429**. **The Claimant’s Implant Proof of Claim will be deemed timely for all purposes if it is received by the Bankruptcy Clerk within thirty (30) days after the date of this Order. If the Bankruptcy Clerk does not receive the Claimant’s Implant Proof of Claim within thirty (30) days after the date of this Order, the Claimant’s request to participate in the Settlement Facility-Dow Corning Trust (“SF-DCT”) shall be denied with prejudice (that is, permanently) without further order of the Court.**

3. Upon filing an Implant Proof of Claim as directed in the preceding paragraph, the Claimant shall be a Settling Personal Injury Claimant and shall be eligible to participate in the SF-DCT.

4. Within five (5) days after the date of this Order, the Debtor's Representatives shall serve a copy of this Order upon (a) the Claimant and (b) the Claims Administrator of the SF-DCT. Within ten (10) days after the Claims Administrator receives a copy of the Claimant's Implant Proof of Claim, as directed in paragraph 2 above, the SF-DCT shall send the Claimant the customary claim forms for Class 5 and a notice that such Implant Proof of Claim will be deemed timely and eligible for processing according to the procedures applicable to all other timely Implant Proofs of Claim under the Plan, the Plan Documents, and all relevant Court orders.

5. For the Claimant to be eligible to seek compensation for a Class 5 rupture claim, the SF-DCT must receive the Claimant's Class 5 Rupture Claim Payment Form, Proof of Manufacturer and all supporting documentation no later than one hundred eighty (180) days after the SF-DCT sends a Class 5 claim package to the Claimant as directed in paragraph 4 above. The deadlines in the Plan Documents for the submission of claim forms for Class 5 settlement options other than rupture shall apply to the Claimant and shall not be affected or extended by this Order.

Dated: February 9, 2007

/s/ Denise Page Hood

Denise Page Hood
United States District Judge

AGREED:

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CLAIMANTS' ADVISORY COMMITTEE

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