

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF MICHIGAN
SOUTHERN DIVISION**

IN RE:	§	
	§	CASE NO. 00-CV-00005-DPH
DOW CORNING CORPORATION,	§	(Settlement Facility Matters)
	§	
REORGANIZED DEBTOR	§	Hon. Denise Page Hood

**ORDER GRANTING AGREED REQUEST FOR HEARING AND SCHEDULING
ORDER FOR BRIEFING ON THE FINANCE COMMITTEE'S
RECOMMENDATION AND MOTION FOR
AUTHORIZATION TO MAKE PARTIAL PREMIUM PAYMENTS**

On June 30, 2011, the Finance Committee filed its Recommendation and Motion for Authorization to Make Partial Premium Payments (“Motion”) pursuant to Section VII of the Settlement Facility and Fund Distribution Agreement between Dow Corning Corporation and The Claimant’s Advisory Committee (the “Settlement Facility Agreement”). The Finance Committee has recommended and seeks authorization to distribute a partial Premium Payment of 50 percent to be paid to certain Personal Injury Claimants whose Claims were Allowed and paid prior to January 1, 2011. Pursuant to Section 7.03(a) of the Settlement Facility Agreement, the Finance Committee served its Recommendation and Motion on the Claimants’ Advisory Committee, the Debtor’s Representatives, the Shareholders, and all Non-Settling Personal Injury Claimants with pending Claims. That provision further provides that such parties shall have the opportunity to be heard with respect to the motion.

The Settlement Facility Agreement provides that the parties will cooperate in expedited procedures for review and resolution of motions for payment of Second Priority Payments. To that end, the Claimants’ Advisory Committee, Dow Corning, the Debtor’s Representatives and the Finance Committee have proposed the following briefing schedule, which the Court adopts, as follows:

1. Any of the parties listed in the first paragraph of this order may file briefs and other papers in response to the Motion – whether supporting or opposing the Motion in whole or part – on or before August 30, 2011.

2. All replies shall be filed on or before September 29, 2011. All parties that filed a response to the Motion and the Finance Committee shall be entitled to file replies.

The parties reserve the right to seek or oppose discovery. The parties that filed responses to the Motion and the Finance Committee shall confer promptly after the August 30 deadline for filing responses to address issues related to discovery and endeavor to determine whether they agree on whether or not to proceed with any discovery and, if so, whether they agree on a schedule designed to conduct any such discovery on an expedited basis. However, the parties reserve the right to seek, and nothing in this Order precludes any of them from seeking, to amend the schedule set forth herein to allow additional time for a ruling on any disputes related to discovery, to conduct any discovery that is agreed or permitted, or for other good cause shown.

The hearing in this matter is set for October 11, 2011 at 2:00 p.m. EDT.

Dated: August 15, 2011

/s/ Denise Page Hood
Denise Page Hood
United States District Judge

APPROVED FOR ENTRY:

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