

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

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

AGREED ORDER RESETTING FINAL DISEASE CURE DEADLINES

The Claims Administrator, Claimants' Advisory Committee and Debtor's Representatives have been working to review and finalize written information about disease and disability criteria to further assist claimants in filing a disease claim. The parties have informed the Court that they anticipate this process will be completed and that the first release of information will occur on or before October 1, 2007 and will continue on a periodic basis thereafter for all nine (9) eligible diseases and conditions listed in Annex A, the Claims Resolution Procedures. To accommodate this schedule and to save administrative costs, the parties and the Claims Administrator believe that it would be appropriate to extend the cure deadline for disease claims as set forth herein. Therefore, it is ORDERED that:

All claimants who received a Notification of Status letter from the SF-DCT stating that their Disease claim was deficient AND whose cure deadline has or will run on or before April 1, 2008 shall have a new cure deadline. To facilitate processing, the final cure deadlines for Disease claims shall be based on the disease or condition category that was reviewed by the SF-DCT. The Disease claims shall be divided into the categories set forth below and the SF-DCT is instructed to identify claimants in each

of the categories and to send a notice of the applicable deadline directly to each affected individual claimant.:

- a) **Polymyositis (PM)and Dermatomyositis (DM) Claims.** The first publication of information on or before October 1, 2007 shall pertain to claims reviewed for Polymyositis (PM) and/or Dermatomyositis (DM) . Claimants who have received a Notification of Status letter from the SF-DCT stating that the SF-DCT reviewed their claim for PM and/or DM and that it was deficient AND whose cure deadline has or will run on or before April 1, 2008, (“Covered PM/DM Claimants”) will receive a new cure deadline of April 2, 2008 for the PM and/or DM claim. This is the final cure deadline for Covered PM/DM Claimants. Covered PM/DM Claimants who do not cure their deficiency on or by April 2, 2008 will have their PM and/or DM claim denied pursuant to Section 7.09(b) of the Settlement Facility and Fund Distribution Agreement.
- b) **Primary Sjogren’s Syndrome (PSS), Mixed Connective Tissue Disease (MCTD), and Overlap Syndrome (OS).** On or before November 1, 2007, the SF-DCT shall release information in the manner described above concerning Primary Sjogren’s Syndrome (PSS), Mixed Connective Tissue Disease (MCTD) and Overlap Syndrome (OS) claims. Claimants who received a Notification of Status letter from the SF-DCT stating that the SF-DCT reviewed their claim for PSS, MCTD and/or OS and it was deficient AND whose cure

deadline has or will run on or before May 1, 2008, (collectively Covered PSS/MCTD/OS Claimants”) will receive a new cure deadline of May 2, 2008 for the PSS, MCTD and/or OS claim. This is the final cure deadline for Covered PSS/MCTD/OS Claimants. Covered PSS/MCTD/OS Claimants who do not cure their deficiency on or by May 2, 2008 will have their PSS, MCTD and/or OS claim denied pursuant to Section 7.09(b) of the Settlement Facility and Fund Distribution Agreement.

- c) **Systemic Sclerosis (SS) and Systemic Lupus Erythematosus (SLE) Claims.** On or before December 3, 2007, the SF-DCT shall release information in the manner described above concerning Systemic Sclerosis (SS) and Systemic Lupus Erythematosus (SLE) claims. Claimants who received a Notification of Status letter from the SF-DCT stating that the SF-DCT reviewed their claim for SS and/or SLE and it was deficient AND whose cure deadline has or will run on or before June 3, 2008, (collectively “Covered SS/SLE Claimants”) will receive a new cure deadline of June 4, 2008 for their SS and/or SLE claim. This is the final cure deadline for Covered SS/ SLE Claimants. Covered SS/SLE Claimants who do not cure their deficiency on or by June 3, 2008 will have their SS and SLE claim denied pursuant to Section 7.09(b) of the Settlement Facility and Fund Distribution Agreement.

- d) **General Connective Tissue Symptoms (GCTS), Atypical Neurological Disease Syndrome (ANDS) and Atypical Connective Tissue Disease (ACTD/NAC/ARS).** On or before January 7, 2008 the SF-DCT shall release information in the manner described above concerning General Connective Tissue Symptom (GCTS), Atypical Neurological Disease Syndrome (ANDS), and Atypical Connective Tissue Disease (ACTD) claims. Claimants who received a Notification of Status letter from the SF-DCT stating that the SF-DCT reviewed their claim for GCTS, ANDS and/or ACTD and it was deficient AND whose cure deadline has or will run on or before July 1, 2008, (collectively, "Covered GCTS/ANDS/ACTD Claimants") will receive a new cure deadline of July 2, 2008 for their GCTS, ANDS and/or ACTD claim. This is the final cure deadline for Covered GCTS/ANDS/ACTD Claimants. Covered GCTS/ANDS/ACTD Claimants who do not cure their deficiency on or by July 2, 2008 will have their claim denied pursuant to Section 7.09(b) of the Settlement Facility and Fund Distribution Agreement.

If a claimant has had a disease claim reviewed for more than one eligible disease or condition and/or has more than one cure deadline for these diseases/conditions, she will be given a cure deadline for each disease/condition, as determined by the SF-DCT. The SF-DCT shall notify affected claimants or their Attorney of Record regarding the specific cure deadline that applies to their claim and that the extension shall be their final cure deadline. Nothing in this Order is intended to shorten any claimant's disease cure

deadline of one year as provided in the Settlement Facility and Fund Distribution Agreement, §7.09(b). Nothing in this Order extends or is intended to extend the cure deadline specified at Section 7.09(b) of the Settlement Facility and Fund Distribution Agreement for any claimant other than a claimant defined herein as a Covered PM/DM Claimant; a Covered PSS/MCTD/OS Claimants, a Covered SS/SLE Claimant, or a Covered GCTS/ANDS/ACTD Claimant.

IT IS SO ORDERED.

Date: June 15, 2007

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

So Stipulated and Agreed:

FOR THE DEBTOR'S REPRESENTATIVES

FOR THE CLAIMANTS' ADVISORY
COMMITTEE

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