

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF MICHIGAN
SOTHERN DIVISION**

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|-------------------------|---|----------------------------------|
| IN RE: | § | CASE NO: 00-CV-00005-DT |
| | § | (Settlement Facility Matters) |
| DOW CORNING CORPORATION | § | |
| | § | |
| Reorganized Debtor | § | |
| | § | |
| | § | Hon.Chief Judge Denise Page Hood |

MOTION FOR PREMIUM PAYMENTS TO KOREAN CLAIMANTS

Yeon-Ho Kim, the attorney for the Korean Claimants, files this Motion for Premium Payments to the Korean Claimants.

While the Korean Claimants' appeal to the Order of this Court denying the Motion for Recognition and Enforcement of Mediation was pending the Sixth Circuit, the SF-DCT failed to pay the premium payments, which was directed by this Court to pay promptly in the early 2019, to the Korean Claimants. There was no impact from Coronavirus 19 on the processing of the SF-DCT around those times.

Although the Finance Committee of the SF-DCT knew or should have known that the appeal of the Yeon-Ho Kim's Motion for Mediation was impossible to be accepted, the SF-DCT kept ignoring the premium payments to the Korean Claimants.

The reasons, to be assumed, that the SF-DCT ignored paying the premium payments to the Korean Claimants are; (1) The Korean Claimants did not provide the confirmed current addresses (2) The updated addresses for several hundred Claimants that Yeon-Ho Kim have provided to the SF-DCT pursuant to the request for current addresses were not verifiable

because the several letters to the Claimants returned to the SF-DCT and (3) Yeon-Ho Kim was no longer worth trusting as the attorney for the Korean Claimants.

Whatever reasons the SF-DCT has for the basis of ignoring the premium payments to the Korean Claimants, the SF-DCT is responsible for promptly paying the premium payments directed by this Court. While the Claimants Advisory Committee is considering filing for the additional 50% premium payments, it is not acceptable for the SF-DCT not to pay the first 50% premium payments to the Korean Claimants and to claim that some percents(%) of the Korean Claimants' current addresses were not verifiable so none of the Korean Claimants are eligible for the premium payments, which have been paid fully to the other classes of the Claimants on the record of the SF-DCT.

Therefore, the SF-DCT has a duty and obligation to pay the premium payments promptly to the Korean Claimants.

For the forgoing reasons, the Korean Claimants request this Court to GRANT this Motion for Premium Payments and to ORDER the SF-DCT to promptly pay the premium payments to the Korean Claimants.

Date: July 6, 2020

Respectfully submitted,

(signed) Yeon-Ho Kim

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CERTIFICATE OF SERVICE

I hereby certify that on July 6, 2020, this Motion has been electronically filed with the Clerk of Court using ECF system, and the same has been notified to all of the relevant parties of record.

Dated: July 6, 2020

Signed by Yeon-Ho Kim