

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

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

MOTION FOR EXPEDITED HEARING AND RELIEF

The certain Korean Claimants files this Motion for Expedited Hearing and Relief.

I. Background

The certain four hundred five (405) Korean Claimants filed their respective submission including Claim for Proof and Manufacturer and Claim for Disease Compensation with diagnosis of doctors with the Settlement Facility on December 20, 2021.

However, the Settlement Facility sent a letter including a list of the Claimants' SID, name and address to the Claimants saying that the submission is late and therefore DENIED and dismissed on March 10, 2022. (see Exhibit 1)

On the other hand, the Korean Claimants through their attorney filed Motion for Extension of Deadline for Filing Claim on February 3, 2021. (ECF No.1586) This Motion is pending this Court. The Korean Claimants asserted in the Motion that there are more than four hundred Claimants who lost an opportunity to submit their Claim by June 3, 2019 and

therefore the Korean Claimants requested this Court to grant the extension of deadline for filing Claim and the Settlement Facility not to deny their submission.

II. Reasoning and Sought Relief

According to this Court's recent Order and Joint Stipulation for Approval to Pay Full Payment Long-Term Option Late Claimants based on Recommendation of Claims Administrator (see Exhibit 2), the Claimants who were not timely filed claimants, who were not timely NOI claimants either, are supposed to be paid since the review of all Full Payment Long-Term Option claims under the Late Claim Order has been completed.

Under the Plan, those Late Claimants are not eligible because they passed the deadlines for filing their Claim. However, the Claimants' Advisory Committee and Debtor's Representatives jointly stipulated for the above Order that they should be eligible.

In comparison, the certain Korean Claimants who filed their Claim later than June 3, 2019 should be more favorably considered than the Late Claimants under the Order. The Korean Claimants filed their Claim before the deadline under the Plan. They received SID from the Settlement Facility as claimant. But the Late Claimants under the Order did not even SID number. Nevertheless, the Late Claimants became eligible for payment but the certain Korean Claimants who filed their Claim later than June 3, 2019 are not eligible for payment. It is unfair.

In addition, the Claims Administrator reported that all timely filed claims have been processed and will be paid during the Fourth Quarter of 2022. This report indicates that there will not be a processing of Claim after the Fourth Quarter of 2022. The certain Korean Claimants' submission was not processed (see Exhibit 1) and will not be processed after the Fourth Quarter of 2022 so that the hearing and relief for Motion for Extension of Deadline for

Filing Claim (ECF No.1586) filed is necessary and urgent.

For the forgoing reason, the certain Korean Claimants request this Court to GRANT this Motion for Expedited Hearing and Relief.

Date: July 4, 2022

Respectfully submitted,

(signed) Yeon-Ho Kim

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CERTIFICATE OF SERVICE

I hereby certify that on July 4, 2022, 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 4, 2022

Signed by Yeon Ho Kim