

\$5,000 EXPLANT PAYMENT CLAIM FORM

Instructions

DOW CORNING BREAST IMPLANT CLAIMANTS (CLASS 5)

Use this form to apply for the \$5,000 Explant Payment. Please read these Instructions and Section 6 in the "Claimant Information Guide" for more information.

1. WHAT IS THE \$5,000 EXPLANT PAYMENT?

The \$5,000 Explant Payment is for removal of your Dow Corning breast implant(s). To be eligible, your Dow Corning breast implant(s) must be removed **after** December 31, 1990 and **on or before** ten (10) years after the "Effective Date." (Read Question Q9-5 in the Claimant Information Guide for more information about the "Effective Date.")

2. WHAT DO I HAVE TO DO TO RECEIVE THE \$5,000 EXPLANT PAYMENT?

First, complete and submit the Proof of Manufacturer Form (the blue edge) and medical records or documents that show that you were implanted with a Dow Corning breast implant. (Read the Proof of Manufacturer Form Instructions.)

Second, complete and submit the Explant Payment Claim Form (the yellow edge) by the deadline and one (1) of the following types of medical records that show that your Dow Corning breast implant(s) were removed after December 31, 1990 and on or before ten (10) years after the Effective Date:

- a. an itemized hospital bill; *or*
- b. the bill from the surgeon who removed your breast implants; *or*
- c. the surgical report; *or*
- d. an insurance company's statement of benefits; *or*
- e. contemporaneous hospital records (including the hospital pathology report); *or*
- f. the contemporaneous office notes from the surgeon who removed your breast implants; *or*
- g. a pre-operative medical document, together with confirmation from a medical provider or insurance company that the surgery actually took place as scheduled.

3. CAN I RECEIVE THE \$5,000 EXPLANT PAYMENT IF I GET SILICONE GEL BREAST IMPLANTS TO REPLACE THE DOW CORNING BREAST IMPLANTS THAT ARE REMOVED?

The answer depends on two (2) things:

1. The date that your eligible Dow Corning breast implant(s) were removed; *and*
2. The date that you received silicone gel breast implant(s) to replace your removed Dow Corning breast implant(s).

Please review the following standards carefully:

- A. If your Dow Corning breast implant(s) were removed during 1991 and you received any *silicone gel* or *double lumen silicone gel* breast implants during that same explant procedure, then you are not eligible for the Explant Payment.
- B. If your Dow Corning breast implant(s) were removed on or after January 1, 1992 and you received any *silicone gel* or *double lumen silicone gel* breast implants during that same explant procedure or in any subsequent procedure, then you are not eligible for the Explant Payment.
- C. If your Dow Corning breast implant(s) were removed, and you receive(d) only *saline* breast implants, and have not received any *silicone gel* breast implants, then you are eligible for the Explant Payment.

DO NOT RETURN INSTRUCTIONS WITH FORM

For assistance or questions call the Claims Assistance Program Toll Free at 1-866-874-6099 or go to www.dcsettlement.com on the internet

4. **WHAT TYPES OF DOW CORNING BREAST IMPLANTS ARE ELIGIBLE FOR THE \$5,000 EXPLANT PAYMENT?**

The \$5,000 Explant Payment is available for the removal of Dow Corning saline, silicone gel and double lumen (gel/saline) breast implants.

5. **CAN I RECOVER THE \$5,000 EXPLANT PAYMENT IF I HAVE TWO (2) SETS OF DOW CORNING BREAST IMPLANTS REMOVED AFTER 1990?**

No, you cannot recover more than one (1) \$5,000 Explant Payment.

6. **I CAN'T AFFORD TO HAVE MY DOW CORNING BREAST IMPLANTS REMOVED. IS THERE FINANCIAL AID AVAILABLE SO THAT I CAN GET THE IMPLANTS REMOVED?**

Yes, there is an Explant Assistance Program that can assist you if you do not have the money to have your Dow Corning breast implants removed. To apply, check Box 2B on the Explant Payment Claim Form. The Settlement Facility will send you information about the Explant Assistance Program. (Read Question Q6-15 in the Claimant Information Guide for more information.)

7. **WHAT IS THE DEADLINE TO SUBMIT MY EXPLANT PAYMENT CLAIM FORM AND MEDICAL RECORDS?**

You must submit the Explant Payment Claim Form and medical records on or before ten (10) years after the "Effective Date." (Read Question Q9-5 in the Claimant Information Guide for more information on the "Effective Date.") Before a claim can be paid, you must also submit the Proof of Manufacturer Form (the blue edge) and acceptable proof that the removed implant(s) were made by Dow Corning.

8. **WHAT IF I HAVE A PROBLEM OR RECEIVE A "DEFICIENCY NOTICE" ON MY EXPLANT CLAIM? IS THERE A DEADLINE TO SUBMIT ADDITIONAL DOCUMENTS TO CORRECT THE PROBLEM?**

If there is a problem with either your Explant Payment Claim Form or medical records, you will receive a letter from the Settlement Facility informing you of the problem. *You will have six (6) months from the date of that letter to correct the problem.* If you do not correct the problem within this six (6) month period, then your explant claim will be rejected permanently. You will not be eligible to receive the \$5,000 Explant Payment. Because of this short time period to correct problems, it is important that you review your medical records carefully *before* you send them in for review.

If your medical records meet the proof requirement described in Questions 2 and 3 above, then you will receive a letter from the Settlement Facility informing you that your claim is approved. Approved claims will be paid after the Effective Date.

9. **WHO CAN I CONTACT IF I HAVE A QUESTION OR NEED HELP?**

The Claims Assistance Program is available to answer questions about how to complete the forms in your Claims Package including the Explant Payment Claim Form. They can also assist you with information on how to obtain the medical records and documents to support your claim. There is no charge to you for this service.

Call **Toll Free at 1-866-874-6099** or go to **www.dcsettlement.com** on the internet.

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\$5,000 EXPLANT PAYMENT CLAIM FORM

DOW CORNING BREAST IMPLANT CLAIMANTS (CLASS 5)

Use this form to apply for the \$5,000 Explant Payment. Please read these Instructions and Section 6 in the "Claimant Information Guide" for more information.

1. Use the peel-off label provided in your packet.

<div style="border: 1px solid black; width: 80%; margin: 0 auto; height: 150px; display: flex; align-items: center; justify-content: center;"> <p>AFFIX YOUR LABEL HERE</p> </div>	<p>PROVIDE UPDATES OR CORRECTIONS BELOW:</p> <p>1. Social Security Number: _____ 2. Date of Birth: _____ <small>Mon /Date/Year</small></p> <p>3. _____ New Last Name</p> <p>4. _____ New Address</p> <p>_____ City _____ State _____ Zip Code</p> <p>5. Daytime Phone: (____) _____</p> <p>6. Evening Phone: (____) _____</p> <p>7. Attorney's Name/Address/Phone/Fax: _____ _____</p> <p>8. If you want to receive newsletters or information about your claim by e-mail, provide your e-mail address: _____</p>
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2. Check all of the boxes below that apply to you. Read the Instructions and Section 6 in the Claimant Information Guide for more information.

2A. I am making a claim for the \$5,000 Explant Payment. I had my Dow Corning breast implant(s) removed after December 31, 1990 and on or before ten (10) years after the "Effective Date." Please check any of the following that apply to you:

A1. My medical records for the implant removal are attached. *(Please keep a copy for your file.)*

A2. I have already submitted my medical records for the implant removal, and I do not have any additional records to submit.

OR

2B. I have a Dow Corning breast implant that I want to have removed, but I do not have the funds available to pay for the costs of the removal surgery. Please send me information on the Explant Assistance Program.

3. Check either Box 3A, 3B or 3C. Failure to check one (1) of these boxes may result in a "deficiency notice" from the Settlement Facility asking you to answer the question.

3A. I was implanted with silicone gel breast implant(s) or double lumen silicone gel breast implant(s) after my Dow Corning breast implant(s) were removed. Please answer the following questions in A1 and A2:

A1. What is the date when your Dow Corning breast implant(s) were removed?

/ /
Month Day Year

A2. What is the date(s) and brand name or manufacturer of each silicone gel breast implant(s) or double lumen silicone gel breast implant that you were implanted with after your Dow Corning breast implants were removed?

A2a. **DATE OF REIMPLANTATION:** / / **Brand or manufacturer name:** _____

Month Day Year

A2b. **DATE OF REIMPLANTATION:** / / **Brand or manufacturer name:** _____

Month Day Year

3B. I was implanted with breast implant(s) after my Dow Corning breast implant(s) were removed but they contained only saline. I was not implanted with any breast implant(s) that contained silicone gel.

3C. I was not implanted with any breast implant(s) after my Dow Corning breast implant(s) were removed.

4. Sign and return the Explant Payment Claim Form below, and return it on or before ten (10) years after the Effective Date.

I declare under penalty of perjury that the information for this claim is true, correct and complete to the best of my knowledge, information and belief.

Date Signed

Signature of Claimant, Executor/Administrator, or Guardian

\$5,000 EXPLANT PAYMENT CLAIM FORM

**\$2,000 EXPEDITED RELEASE PAYMENT OR
DISEASE PAYMENT CLAIM FORM**
I n s t r u c t i o n s

DOW CORNING BREAST IMPLANT CLAIMANTS (CLASS 5)

Use this form to apply for either 1) the \$2,000 Expedited Release Payment or 2) a Disease Payment ranging from \$12,000 - \$300,000 (including a Premium Payment). Please read these Instructions, the "Claimant Information Guide" and the "Disease Claim Information Guide" for more information.

A. WHAT IS THE \$2,000 EXPEDITED RELEASE PAYMENT?

1. WHAT IS THE \$2,000 EXPEDITED RELEASE PAYMENT?

You will receive the \$2,000 Expedited Release Payment simply by showing that you were implanted with a Dow Corning breast implant. If you accept this payment, you will not be able to receive a Disease Payment.

2. WHAT DO I NEED TO DO TO RECEIVE THE \$2,000 EXPEDITED RELEASE PAYMENT?

First, complete and submit the Proof of Manufacturer Form (the blue edge) and medical records or documents that show that you were implanted with a Dow Corning breast implant.

Second, check Box 2A on the Expedited Release Payment Claim Form and return it to the Settlement Facility by the deadline.

3. WHAT IS THE DEADLINE TO APPLY FOR AN EXPEDITED RELEASE PAYMENT?

You must submit the Expedited Release Payment Claim Form (the red edge) on or before three (3) years after the "Effective Date." (*Read Question Q9-5 in the Claimant Information Guide for more information about the Effective Date.*)

B. WHAT IS THE DISEASE PAYMENT?

1. WHAT IS THE DISEASE PAYMENT?

The Disease Payment provides payment ranging from \$12,000 - \$300,000 (including a Premium Payment) if you submit the medical records and documents that show that you have one (1) of the diseases or conditions listed below and you have a related disability or meet the severity criteria for that disease or condition.

There are nine (9) eligible diseases and conditions in Disease Options 1 and 2. The eligible diseases and conditions are:

- Atypical Connective Tissue Disease (ACTD)
- Atypical Neurological Disease Syndrome (ANDS)
- Primary Sjogren's Syndrome (PSS)
- Mixed Connective Tissue Disease (MCTD)/ Overlap Syndrome
- Systemic Sclerosis / Scleroderma (SS)
- Systemic Lupus Erythematosus (SLE)
- Polymyositis (PM)
- Dermatomyositis (DM)
- General Connective Tissue Symptoms (GCTS)

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2. WHAT IS THE DIFFERENCE BETWEEN DISEASE OPTION 1 AND DISEASE OPTION 2?

Disease Option 1 uses the same medical criteria and definitions that were established in the original global settlement. If you are familiar with the Revised Settlement Program (RSP), these same criteria were also in the Fixed Benefit Schedule. These diseases include both classic and atypical presentations of certain rheumatic diseases listed above. It also includes two (2) conditions – Atypical Neurological Disease Syndrome (ANDS) and Atypical Connective Tissue Disease (ACTD) – that were defined in the original global settlement. Disease Option 1 requires that you provide documentation of a disability or severity that is related to your compensable disease or condition.

The compensable diseases in **Disease Option 2** were not part of the original global settlement. They were included in the RSP as the “Long Term Benefit Schedule.” In general, the medical criteria to qualify for a Disease Option 2 claim are more restrictive and require more medical documentation and laboratory testing than those in Disease Option 1. Also, certain diseases that are compensable in Disease Option 1 are not compensable in Disease Option 2, such as Primary Sjogren’s Syndrome, MCTD/Overlap Syndrome, ANDS and ACTD. Disease Option 2 compensates you based on the severity level of your compensable disease or condition. The payments for Disease Option 2 are higher than payments for Disease Option 1.

3. WHAT ARE THE PAYMENT BENEFITS FOR APPROVED DISEASE CLAIMS?

Disease Option 1 payment amounts are determined by your approved severity or disability level.

DISEASE OPTION 1 PAYMENT SCHEDULE

Any approved disease in Disease Option 1 with a severity or disability level of A, B, C or D	You must have proof that you have or had a Dow Corning breast implant and did not have a Bristol, Baxter or 3M silicone gel breast implant**		
	Base Payment	+ Premium Payment	= Total Payment
Severity / Disability Level A	\$50,000	+ \$10,000	= \$60,000
Severity / Disability Level B	\$20,000	+ \$4,000	= \$24,000
Severity / Disability Level C or D	\$10,000	+ \$2,000	= \$12,000

** If you have acceptable proof that you have or had a Bristol, Baxter or 3M silicone gel breast implant, the Total Payment amount will be reduced by 50%.

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For assistance or questions call the Claims Assistance Program Toll Free at 1-866-874-6099 or go to www.dcssettlement.com on the internet

Disease Option 2 payment amounts are determined by the severity level of your approved compensable disease or condition.

DISEASE OPTION 2 PAYMENT SCHEDULE

Locate your approved disease or condition in Disease Option 2 below and the severity level of that disease or condition	You must have proof that you have or had a Dow Corning breast implant and did not have a Bristol, Baxter or 3M silicone gel breast implant**		
	Base Payment	+ Premium Payment	= Total Payment
Scleroderma (SS) or Lupus (SLE); Severity Level A	\$250,000	+ \$50,000	= \$300,000
Scleroderma (SS) or Lupus (SLE); Severity Level B	\$200,000	+ \$40,000	= \$240,000
Scleroderma (SS) or Lupus (SLE); Severity Level C	\$150,000	+ \$30,000	= \$180,000
Polymyositis (PM) or Dermatomyositis (DM) (there is only one severity level for PM and DM); General Connective Tissue Symptoms (GCTS), Severity Level A	\$110,000	+ \$22,000	= \$132,000
General Connective Tissue Symptoms (GCTS); Severity Level B	\$75,000	+ \$15,000	= \$90,000

** If you have acceptable proof that you have or had a Bristol, Baxter or 3M silicone gel breast implant, the Total Payment amount will be reduced by 50%.

4. I AM NOT SURE IF I HAVE LUPUS OR ACTD. THE DISEASE PAYMENT OPTION CLAIM FORM SAYS I MAY PICK ONLY ONE (1) DISEASE. HOW DO I DECIDE WHICH TO SELECT?

Consult with your doctor prior to completing the Disease Payment Claim Form about what disease or condition he or she has diagnosed or determined you may have. Check the box that matches your diagnosis and supporting medical records. If you check the box for either lupus, scleroderma, polymyositis, dermatomyositis or GCTS and do not qualify, then the Settlement Facility will review your claim for ACTD and/or ANDS if, in the judgment of the Settlement Facility, it appears that you may qualify for one (1) of these conditions.

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5. WHAT IS THE DEADLINE TO SUBMIT A DISEASE CLAIM?

You must submit the Disease Payment Claim Form (the red edge) and supporting medical records on or before fifteen (15) years after the "Effective Date." (*Read Question Q9-5 in the Claimant Information Guide for more information about the Effective Date.*) Before a disease claim can be reviewed or paid, you must also complete and submit the Proof of Manufacturer Form (the blue edge) and medical records or documents that show that you were implanted with a Dow Corning breast implant.

6. WHAT IF I HAVE A PROBLEM OR RECEIVE A "DEFICIENCY NOTICE" ON MY DISEASE CLAIM? IS THERE A DEADLINE TO SUBMIT ADDITIONAL DOCUMENTS TO CORRECT THE PROBLEM?

If there is a problem with your disease claim, the Settlement Facility will inform you of the problem. You will have one (1) year from the date of the letter informing you of the deficiency to correct the problem. **If you do not correct the problem within this one (1) year period, then your disease claim will be denied, and you will be limited in the future to applying for a new compensable condition that manifests after the conclusion of the one (1) year period to cure the deficiency.**

Because of this short time to correct problems, it is important that you review your medical records carefully before you send them in for review. Do not send your records to the Settlement Facility in a piecemeal fashion. Once a disease claim is received, the Settlement Facility will review and evaluate your claim based on the medical records and documents in your file at that time. If you have not submitted all of your medical records and documents that support your claim, then you will receive a deficiency notice letter informing you that your claim is being denied.

If your medical records meet the proof requirements described in the Claimant Information Guide, then you will receive a letter from the Settlement Facility informing you that your claim is approved. Approved claims will be paid after the Effective Date.

7. WHO CAN I CONTACT IF I HAVE A QUESTION OR NEED HELP?

The Claims Assistance Program is available to answer questions about how to complete the forms in your Claims Package. They can also assist you with information on how to obtain the medical records and documents to support your claim. There is no charge for this service.

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\$2,000 EXPEDITED RELEASE PAYMENT OR DISEASE PAYMENT CLAIM FORM

DOW CORNING BREAST IMPLANT CLAIMANTS (CLASS 5)

Use this form to apply for either the \$2,000 Expedited Release Payment
OR a Disease Payment ranging from \$12,000 - \$300,000.

1. Use the peel-off label provided in your packet.

<div style="border: 1px solid black; width: 80%; margin: 0 auto; height: 150px; display: flex; align-items: center; justify-content: center;"> <p>AFFIX YOUR LABEL HERE</p> </div>	<p>PROVIDE UPDATES OR CORRECTIONS BELOW:</p> <p>1. Social Security Number: _____</p> <p>2. Date of Birth: _____ Mon /Date/Year</p> <p>3. _____ New Last Name</p> <p>4. _____ New Address</p> <p>_____ City _____ State _____ Zip Code</p> <p>5. Daytime Phone: (____) _____</p> <p>6. Evening Phone: (____) _____</p> <p>7. Attorney's Name/Address/Phone/Fax: _____ _____</p> <p>8. If you want to receive newsletters or information about your claim by e-mail, provide your e-mail address: _____</p>
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2. Check Box 2A to apply for the \$2,000 Expedited Release Payment or Box 2B to apply for the Disease Payment. Do not check both boxes.

2A. I am making a claim for the \$2,000 Expedited Release Payment. I understand that I am giving up my right to apply for the Disease Payment now or in the future. The deadline to apply for this payment is three (3) years from the Effective Date. *(If you check this box, skip to Question 6 and sign the form.)*

OR

2B. I am making a claim for a Disease Payment. I have obtained all of the medical records and documents required to support my claim, and I am ready to have my disease claim evaluated. The deadline to apply for this payment is fifteen (15) years from the Effective Date. *(If you check this box, proceed to Question 3.)*

3. Check this box only if your disease claim was evaluated in the Revised Settlement Program (RSP) and you intend to rely on that existing evaluation without submitting any additional medical records or documents. If this is the case, skip to Question 6 and sign the form. However, if you want to apply for a disease or disability/severity level that is different than what your disease claim was approved in the RSP, then proceed to Question 4.

4. Choose only one (1) of the diseases or conditions below in 4A - 4I. If you check more than one (1) of these boxes, the Settlement Facility will not process your disease claim until you choose only one (1).

4A. I am making a claim for Atypical Connective Tissue Disease (ACTD), also called Atypical Rheumatic Syndrome (ARS) or Non-Specific Autoimmune Condition (NAC).

or

4B. I am making a claim for Atypical Neurological Disease Syndrome (ANDS).

or

4C. I am making a claim for Primary Sjogren's Syndrome (PSS).

or

4D. I am making a claim for Mixed Connective Tissue Disease/Overlap Syndrome (MCTD).

or

4E. I am making a claim for Systemic Sclerosis /Scleroderma (SS).

or

4F. I am making a claim for Systemic Lupus Erythematosus (SLE).

or

4G. I am making a claim for Polymyositis (PM).

or

4H. I am making a claim for Dermatomyositis (DM).

or

4I. I am making a claim for General Connective Tissue Symptoms (GCTS).

If you do not qualify for the disease or condition that you checked in Question 4C-4I, the Settlement Facility will evaluate your disease claim to determine if you qualify for Atypical Connective Tissue Disease (ACTD) and/or Atypical Neurological Disease Syndrome (ANDS).

5. Please check either Box 5A or 5B below:

- 5A. Attached to this form are new or additional medical records that support my disease claim. *(Please keep a copy for your file.)*
- 5B. I have already submitted medical records and documents that support my disease claim, and I do not have any additional records to submit.

6. Sign the form below. If you are applying for the Expedited Release Payment, you must sign and return this form on or before three (3) years after the Effective Date.

If you are applying for a Disease Payment, you must sign and return this form along with medical records on or before fifteen (15) years after the Effective Date.

I declare under penalty of perjury that the information for this claim is true, correct and complete to the best of my knowledge, information and belief.

Date Signed

Signature of Claimant, Executor/Administrator, or Guardian