

**EXHIBIT C**

## **Special Note to Breast Implant and Other Personal Injury Claimants**

You are being asked to vote on the reorganization plan of Dow Corning Corporation jointly proposed by Dow Corning and the Tort Claimants Committee, your official representative in this bankruptcy case. The Plan provides for the payment of your eligible breast implant or other implant claims.

The purpose of the Disclosure Statement enclosed in this package is to give you and others adequate information to make your decision on how to vote on the Plan. If you have a lawyer, you should consult with him or her to understand how this Plan affects you before deciding how to vote.

The Plan on which you are being asked to vote, like all settlements, reflects a series of compromises. Both the Tort Committee and Dow Corning believe, however, that the Plan represents the best hope to give claimants the opportunity to promptly receive reasonable amounts to resolve their claims and end this bankruptcy case. The alternative to approval of this Plan is likely to be substantially greater delay, which we believe would not be in your best interests or those of your fellow tort claimants.

Under the bankruptcy law, all creditors, including tort claimants, have a right to vote on the Plan. Each separate class (as defined in the Plan) votes as a class, and, generally speaking, two-thirds in value of each class must vote "yes" before the Plan can be approved. In limited circumstances, the Court may approve the Plan even if it has not been accepted by all classes. Thus your first step is to decide whether you wish to support or oppose the Plan. You have the right to file objections to the Plan, but you should seek legal help since the issues are complicated.

The basic concept embodied in the Plan is that Dow Corning has agreed to pay up to \$3.17 billion over 16 years or up to \$2.35 billion (net present value) to fund payments relating to tort claims. Within that total, there are subfunds for different groups of settling claimants, with up to \$400 million (net present value) available for those who wish to litigate their claims. These amounts cover all costs of administering the Plan and all costs of defending against those who choose to litigate. In the event that the amounts found to be owing to claimants from the fund are less than the \$2.35 billion ceiling, Dow Corning will have to pay only those lesser amounts.

The Plan also provides that no further suits for claims based on the manufacture of silicone products may be brought against Dow Corning or its shareholders—Dow Chemical and Corning Incorporated—as well as officers, directors, employees and agents of all three companies and their affiliates. Furthermore, all claims for punitive damages are eliminated. Settling Claimants must give up their suits (except for malpractice claims) against hospitals, doctors, and other medical providers who settle with Dow Corning. Consortium Claims brought by people related to Settling Claimants are also deemed settled and discharged for no additional compensation.

Under this Plan, you can decide either to settle your claim or to litigate it in the courts. If the Plan is approved, you will be sent a form to make this election, and the deadline for your response will be six months after the Plan goes into effect. If you are a breast implant claimant and you choose to settle, you can apply for programs and payments similar to those provided in the Revised Settlement Program (the “RSP”) offered by other breast implant manufacturers and widely accepted by claimants, although the Plan you are voting on is enhanced in many ways.

If you are a domestic breast implant claimant who settles, you can apply for any or all of three types of compensation:

- A one-time \$5,000 payment for removal of your Dow Corning breast implants if removal occurred after December 31, 1990 and within ten years after the Plan goes into effect; and/or
- A \$25,000 payment (consisting of a \$20,000 “base” payment and a \$5,000 “premium” payment to be paid later if funds allow) if you had a ruptured Dow Corning silicone gel breast implant that was removed either prior to the date the Plan goes into effect or within two years thereafter. A rupture payment is also available in limited circumstances if you cannot have your implants removed because of a documented serious medical condition. You are entitled to only one \$25,000 payment no matter how many ruptures you have had; and/or
- A payment ranging from \$12,000 to \$300,000 (consisting of both “base” payments of \$10,000 to \$250,000 and additional “premium” amounts if funds allow) for your disease claim, based on medical condition standards from the Original Global Settlement and the RSP. If you do not presently meet the disease requirements you can either reserve your right to seek compensation during the next 15 years or accept a one-time \$2,000 payment now to release your potential disease claim. If your medical condition worsens after you have received a disease payment, you may be eligible for an additional payment.

To be paid any funds under the Plan, you must satisfy certain proof requirements, including proving that you had a Dow Corning implant. For other types of payments, you must meet specific standards for rupture and disease. **We urge that you carefully review the standards to make sure you would qualify to receive your expected payment.**

If you are a settling non-U.S. claimant, you are entitled to the same range of settlement options. However, depending on your country of residence, your recovery is reduced either to 60 percent or 35 percent of the amounts for domestic claimants (or similar amounts under settlements negotiated separately in certain countries). If the Claims Administrator of the Settlement Facility determines that it is cost-effective, regional processing centers will be set up in Europe and South America to make it easier for foreign claimants to apply in their own languages. Similar facilities will be set up to process certain foreign claims covered by class action or other separately negotiated settlements in Canada and a proposed settlement in Australia.

If you are a personal injury claimant with implants other than breast implants, you are offered payments on a different schedule with recoveries ranging from \$5,000 to \$10,000, or a \$1,000 expedited release payment. Those with the most serious medical conditions may be eligible for additional payments if money is available within the separate fund for payment related to "Other Products." That fund is valued at \$36 million in today's dollars. All claims under this option must be submitted within two years after the Plan goes into effect.

If you have a silicone material (or "gel") claim, based on Dow Corning's sale of raw materials to other U.S. breast implant manufacturers, you are eligible to receive a payment for a defined disease condition. The amount of payments to Silicone Material Claimants will be as much as 40 percent of the amounts offered for disease claims of domestic breast implant claimants, less any amounts recovered from certain other breast implant manufacturers (Bristol, Baxter, 3M). An expedited release payment option is also available for these claimants. Payments to Silicone Material Claimants will be made from a separate fund valued at \$57.5 million in today's dollars. All claims under this option must be submitted within two years after the Plan goes into effect.

If you choose to litigate your personal injury claim, it will be placed in the Litigation Facility, which will defend against claims as vigorously as in ordinary litigation. All litigated claims will be centralized in the United States District Court for the Eastern District of Michigan (in Detroit) for pre-trial proceedings. The Litigation Facility will argue that all tort claims not settled should be subject to certain "common issue" litigation, including evidentiary hearings and/or a joint trial on the question of whether there is sufficient scientific evidence that silicone can cause systemic disease. Non-settling plaintiffs will have the right to argue that such joint proceedings are inappropriate. The District Court, working with a neutral Special Master, will process the claims as fairly as possible, with claims that are not dismissed or settled being eligible for trial by jury.

There are some risks in settling your claim. Dow Corning's obligation to make payments to the Settlement Facility is limited to a total amount and is subject to maximum annual "caps." If the total amount paid is not enough to pay all claims, some payments may have to be reduced. However, Dow Corning and the Tort Committee both believe that this is unlikely to occur.

Another risk is that payments could be delayed or paid in installments for some claims approved after the first few years the Settlement Facility operates. No interest or cost of living increase will be paid on settlements. To minimize delays in paying allowed claims, the Plan provides that the "base" payments will be paid on a priority basis. The balance, or the "premium" portion, of the claim would be paid when funds are available. It is likely that some claimants will have to wait several years for their "premium" payments. In addition, claimants who have no current disease and who decide to seek payment in the future should be aware that their disease payment will not be increased to cover any inflation.

A basic overview of how your claim will be treated is set forth at pages 2 through 12 of the Disclosure Statement. A more detailed discussion appears at pages 78 through 88. A discussion of certain risk factors (including the risk of delay) appears at pages 94 through 99. The full legal documents setting forth the standards and procedures for paying claims under the Plan may be obtained by calling 1-800-651-7030 (for U.S. and Canada claimants) or U.S. 202-332-5510 (for claimants outside the U.S. and Canada) or may be downloaded from Dow Corning's website ([www.implantclaims.com/plandocs](http://www.implantclaims.com/plandocs)). In addition, more information on the Plan or voting your ballot can be obtained from a toll-free Information Center at 1-888-577-7526 during the hours of 8:00 a.m. to 12:00 midnight Eastern Time, Monday through Saturday (U.S. and Canada claimants only). Outside of the U.S. and Canada, you can call collect U.S. 718-361-4500 to reach the Information Center. You may also visit the Tort Claimants Committee's website at <http://www.tortcomm.org> or Dow Corning's website at <http://www.implantclaims.com> for information on the Plan.