

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF MICHIGAN
SOUTHERN DIVISION

F I L E D
AUG 23 2005
CLERK'S OFFICE
DETROIT

IN RE:

DOW CORNING CORPORATION,

REORGANIZED DEBTOR

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CASE NO. 00-CV-00005-DT
(Settlement Facility Matters)

Hon. Denise Page Hood

AGREED ORDER TO INDEFINITELY DEFER THE DEADLINE FOR DEBTOR'S REPRESENTATIVES TO RESPOND TO THE OMNIBUS MOTION OF CLAIMANTS' ADVISORY COMMITTEE FOR RELIEF ON BEHALF OF ALL SETTLING CLAIMANTS WHOSE CURE DEADLINE(S) HAVE ALREADY RUN OR ARE ABOUT TO RUN WITHIN THE NEXT SIX MONTHS

Numerous motions have been filed with the Court involving requests for extensions of time to cure deficiencies in claim filings or tolling of cure deadlines and requests for the disclosure of processing criteria and guidelines applied by the Settlement Facility-Dow Corning Trust ("SF-DCT"). The Court heard argument on several of these motions on April 7, 2005 and July 21, 2005. Additional motions in connection with the extension, tolling and disclosure issues have been filed by the Claimants' Advisory Committee ("CAC") and other individual Settling Claimants but have not been fully briefed or argued. One such motion is the *Omnibus Motion of Claimants' Advisory Committee for Relief on Behalf of All Settling Claimants Whose Cure Deadline(s) Have Already Run or Are About to Run Within the Next Six Months* (the "Motion") which was filed on June 27, 2005. The response to that Motion was originally due on July 19, 2005. However, on July 19, 2005 the Court entered the *Agreed Order Extending the Deadline for Debtor's Representatives to August 12, 2005 to Respond to the*


Omnibus Motion of Claimants' Advisory Committee for Relief on Behalf of All Settling Claimants Whose Cure Deadline(s) Have Already Run or Are About to Run within the Next Six Months ("July 19, 2005 Agreed Order") extending the deadline for filing the Dow Corning Corporation Response to the above-named Motion until August 12, 2005.

Subsequently, on August 5, 2005 the Court entered the *Agreed Order Temporarily Suspending All Cure Deadlines* (the "August 5, 2005 Agreed Order"). Pursuant to the August 5, 2005 Agreed Order, the CAC and the Debtor's Representatives agreed to provide a limited suspension of the deadlines to cure deficiencies to enable the Successor Claims Administrator to complete certain quality control and audit reviews.

Accordingly, the parties agree that it would be appropriate to defer the Motion in light of the August 5, 2005 Agreed Order and pending the outcome of the audit review of the Successor Claims Administrator. The parties further agree that the CAC will advise the Debtor's Representatives and the Court when, if ever, it determines that the Motion should be renewed or reactivated. Therefore, Dow Corning Corporation will not file any response to the Motion until such time, if ever, that the Motion is reactivated. In the event the Motion is reactivated, the CAC and the Debtor's Representatives would set an appropriate date for the response.

The Court hereby ORDERS that the deferral of the response deadline shall be granted.

Dated: **AUG 23 2005**

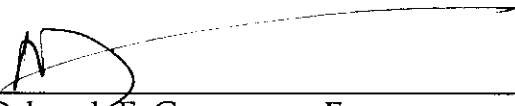

DENISE PAGE HOOD
UNITED STATES DISTRICT JUDGE

So Stipulated:

FOR DOW CORNING CORPORATION
AND THE DEBTOR'S REPRESENTATIVES


FOR THE CLAIMANTS' ADVISORY
COMMITTEE

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