

IN THE CIRCUIT COURT OF HARRISON COUNTY, WEST VIRGINIA

LENORA PERRINE, et al., individuals residing in West Virginia, on behalf of themselves and all others similarly situated,)))
Plaintiffs,))) CIVIL ACTION NO.) 04-C-296-2) Thomas A. Bedell, Circuit Judge
E. I. DU PONT DE NEMOURS AND COMPANY, et al.,)

Defendants.

ORDER APPROVING MEDICAL MONITORING MODIFICATIONS

Presently before the Court is the April 23, 2015 Report of the Claims Administrator of the Perrine DuPont Settlement (the "Settlement"), Edgar C. Gentle, III, which describes a revised approach to the Medical Monitoring Program (the "Program"), which will save the Settlement a significant sum of money and better tailor the outreach portion of the Program to claimant response levels. The Report includes a revised Agreement with CTIA for the provision of Program services at a reduced rate, a revised Program outreach plan, and a revised budget, reducing CTIA's budget for the next two years from \$512,000.00 to \$267,500.00.

This savings was accomplished by redefining "active claimants" in the CTIA Agreement so as only to include those 2,238 claimants who participated in Rounds 1 or 2 of the Program (as well as those claimants who ask to become active in the future) and changing the three strikes and you are out rule to contact active claimants in connection with a testing round to a two strike rule.

The Court has reviewed the Report and associated documents, and has heard no objection from the Finance Committee.

The Court finds that the modifications to the Program suggested in the Report are reasonable and in the interests of justice.

Accordingly, the Court hereby **ORDERS** that the Claims Administrator's proposed modifications to the Program be **APPROVED**, that the CTIA contract be **APPROVED**, that the new outreach program be **APPROVED**, and that the new budget be **APPROVED**.

To the extent this Order contradicts prior Orders regarding the Program, they are hereby overruled.

IT IS SO ORDERED.

The Clerk of this Court shall provide certified copies of this Order to the following:

David B. Thomas, Esq.
James S. Arnold, Esq.
Thomas Combs & Spann, PLLC
P. O. Box 3824
Charleston, WV 25338
DuPont's Finance Committee Representative

Virginia Buchanan, Esq.
Levin, Papantonio, Thomas, Mitchell,
Rafferty & Proctor, P.A.
P.O. Box 12308
Pensacola, FL 32591
Plaintiffs' Class Finance Committee
Representative

Meredith McCarthy, Esq. 901 West Main Street Bridgeport, WV 26330 Plaintiffs' Class Finance Committee Proxy

Edgar C. Gentle, III, Esq. Michael A. Jacks, Esq. Settlement Claims Office P.O. Box 257
Spelter, WV 26438
Claims Administrator

This Order Prepared By:	
<u>-</u>	Date:
Edgar C. Gentle, III, Esq. Gentle, Turner, Sexton & Harbison P.O. Box 257 Spelter, WV 26438	
Spenot, WV 20450	be .
	Date:
Michael A. Jacks, Esq.	
W. Va. Bar. No. 11044	
Gentle, Turner, Sexton & Harbison	
P. O. Box 257	Action of the second second
Spelter, WV 26438	

ENTER this <u>27</u> day of <u>169214</u>, 2015.

Hon. Thomas A. Bedell Circuit Judge of Harrison County, West Virginia

STATE OF WEST VIRGINIA COUNTY OF HARRISON, TO-WIT

IN TESTIMONY WHEREOF, I hereunto set my hand and affix the Seal of the Court this 7 day of 4, 2045

Firteenth Judicial Circuit & 18 Family Court Circuit Clerk Harrison County, West Virginia