

PERRINE DUPONT SETTLEMENT CLAIMS OFFICE  
ATTN: EDGAR C. GENTLE, CLAIMS ADMINISTRATOR  
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August 24, 2011

**VIA HAND DELIVERY**

The Honorable Thomas A. Bedell  
Circuit Judge of Harrison County  
301 West Main Street, Room 321  
Clarksburg, West Virginia 26301

Re: Perrine, et al. v. DuPont, et al.;  
Civil Action No. 04-C-296-2 (Circuit Court of Harrison County, West Virginia) -  
Second Proposed Administration Budget (for September 1, 2011 through  
August 31, 2012) and Medical Monitoring Implementation Plan;  
Our File No. 4609-1 {R}, 4609-1 {NN} and 4609-1 {GG-1}

Dear Judge Bedell:

Please consider this letter to supplement your Claims Administrator's August 19, 2011 Report in Exhibit 1 respecting the above items (the "Budget II Report"), to accommodate the concerns of DuPont in its August 19, 2011 Objection in Exhibit 2 (the "DuPont Objection") applicable to (i) the \$26,624.57 in immediately requested DuPont funding in connection with the Medical Monitoring Program (the "Bridge Funding"); and (ii) your Claims Administrator's Preliminary Estimate of November 2011 through August 2012 Post-Implementation Date Medical Monitoring Expenses (the "Preliminary Medical Monitoring Implementation Budget" or the "Preliminary Budget"). This letter also accommodates a request made by DuPont on today's weekly Finance Committee call that the Parties be allowed to address the Court on the portion of the Medical Monitoring Implementation Plan submitted with the Budget II Report that suggests how to handle "no" box minor Medical Monitoring claimants when they become adults and when may an "inactive" Medical Monitoring claimant become "active" (the "Minor No-Inactive Claimant Rules").

Your Claims Administrator understands that the DuPont Objection expresses no objections to the Budget II Report's (i) Medical Monitoring Implementation Plan, which has the CT Scan Rule unresolved and provided that the Court decides the No-Inactive Claimant Rules Issue; (ii) the proposed September 1, 2011 to August 31, 2012 budget for the Perrine-DuPont Property Remediation Qualified Settlement Fund (the "Remediation Fund"); or (iii) the proposed post-August 31, 2011 Pre-Implementation Date expenses of the Perrine-DuPont Medical Monitoring Qualified Settlement Fund (the "Medical Monitoring Fund"), except to the extent of the above Bridge Funding.

Hence, with the DuPont Objection, these three portions of the Budget II Report are due to be approved by the Court as unopposed, with the Preliminary Budget, the Bridge Funding issue, the CT Rule and the No-Inactive Claimant Rules to be addressed at the hearing requested below.

After consulting with the Finance Committee and the Guardian Ad Litem for children, and receiving their input and comments, your Claims Administrator proposes to go forward with the Settlement in a timely manner, while reasonably accommodating the DuPont Objection as follows:

I.

THE BRIDGE FINANCING AND FINALIZATION OF THE PRELIMINARY BUDGET

The DuPont Objection (i) challenges the Bridge Funding, contending that it is a Pre-Implementation Date Medical Monitoring Expense and not a Post-Implementation Date Expense, and (ii) states that there is inadequate information to finalize the Preliminary Budget, which is due to be funded with an additional DuPont contribution under the Settlement, much as was suggested in your Claims Administrator's Budget II Report.

As stated in your Claims Administrator's Budget II Report, this Preliminary Budget in the Budget II Report is based on (i) an estimated 3,000 Medical Monitoring participating claimants; (ii) the assumption that 75% of the participating Claimants show up for Medical Monitoring (this has not been agreed to by the Finance Committee but is only a projection); (iii) the assumption that the CT Scan Utilization Guidelines (the "CT Rule") to be developed collaboratively by your Claims Administrator under the Medical Monitoring Implementation Plan, results in half of CT Scan eligible Medical Monitoring Claimants who show up for Medical Monitoring being determined by the attending physician to need a CT scan as diagnosed as being medically necessary (this has not been agreed to by the Finance Committee but is only a

projection); and (iv) the assumption that Medical Monitoring test results data will be stored for scientific research, which has not been resolved by the Court yet.

Additional factors now raised in the DuPont Objection (the "DuPont Objection Factors") also now need to be considered.

It should be kept in mind, however, that the Preliminary Medical Monitoring Implementation Budget, even when it is finalized is just that. It is only a budget. As with all budgets, not all aspects of the budget will be finalized when the budget is submitted to the Court for approval, and will only be finalized as each month's financial expenditures are experienced. For example, the exact number of Medical Monitoring Registrant Claimants will not be known for some time. This was contemplated by the Finance Committee and your Claims Administrator in the Medical Monitoring Timeline and Punch List approved by the Court. In the Punch List, we contemplated a September 1, 2011 Medical Monitoring Plan Implementation date, but we contemplated that we would not know the exact number of Medical Monitoring Registrants until 45 days later, or even later. This is a fair estimate of what the Court should expect, with a November 1, 2011 implementation date and the number of registrants not being reasonably finalized until sometime in January 2012. Moreover, we will not know how many Medical Monitoring Registrant Claimants will show up for testing, and so on.

This does not mean, however, that successfully Registered Medical Monitoring participants should not have Medical Monitoring testing as soon as practicable, to detect disease, which is the purpose of the program. As contemplated in the Budget II Report, a reasonable estimate of Participating Claimants will be in hand in October.

Moreover, the Preliminary Budget estimates of Primary Care Provider bills was provided by Mr. Don Brandt, of CTIA, the Court-approved Medical Monitoring Third Party Administrator. In our experience in the Tolbert Medical Provider Program in Anniston, Alabama, we have found that Mr. Brandt is a very reliable Third Party Administrator. Mr. Brandt and I have already agreed to share proposed Medical Provider Contracts with the Finance Committee and the Guardian Ad Litem for children, so there will be an opportunity to obtain feedback on pricing. However, the fact that the expenses are not all yet finalized is not a valid reason to delay budgeting in preparation for Medical Monitoring Plan Implementation. Moreover, by the October 10, 2011 date when your Claims Administrator is to finalize the Preliminary Budget in the enclosed Proposed Order, Medical Provider costs will be much better known.

Most importantly, in arriving at this budget for Court-approval, we will be asking DuPont to provide funding for reasonably estimated Post-Implementation Date expenses for the first

ten months of the Medical Monitoring Program. If there is more money than required, it continues to be invested and is merely carried over to the next year, and it is not lost. Indeed, the prudent financial planning goal is always to come in on budget and not to exceed it. If we waited until all factors are finalized with total precision, there could not be a budget or a Medical Monitoring Program in the foreseeable future.

Thus, as stated in the Budget II Report, this portion of the budget is preliminary in nature, with your Claims Administrator recommending that the Claims Administrator and the Parties be allowed to submit comments, briefs or factual evidence in connection therewith. Because of the greater level of potential disagreement respecting the Preliminary Budget, as depicted in the DuPont Objection, your Claims Administrator respectfully submits that the Court should consider scheduling a hearing in October to resolve all remaining Preliminary Budget issues, so as to allow Medical Monitoring testing to proceed on November 1, 2011 as scheduled in the Medical Monitoring Implementation Plan submitted to the Court with the Budget II Report.

Therefore, we suggest in the enclosed revised proposed Order that the Claims Administrator, after further consultation and collaboration with the Finance Committee and the Guardian Ad Litem for children, will submit by September 1, 2011 to the Court and the Parties (i) a revised Preliminary Budget reasonably accommodating the DuPont Objection; and (ii) the proposed CT Rule, and that DuPont, Class Counsel, the Guardian Ad Litem for children and any other interested parties be allowed 20 days thereafter to submit briefs or comments seeking further consideration by your Claims Administrator of any aspects of the Preliminary Budget, of the CT Rule, or the Minor No-Inactive Claimant Rules, and 10 days thereafter to submit replies, with your Claims Administrator then to finalize the Preliminary Budget, the CT Rule and the Minor No-Inactive Claimant Rules, by October 10, 2011.

In addition to also allowing briefing on the Preliminary Budget, the CT Rule, and the Minor No-Inactive Claimant Rules below, by approximately October 10, 2011, we expect that the number of claimants participating in the Medical Monitoring Program will be approximately known and to have a better estimate of Medical Provider costs, so as to facilitate your Claims Administrator's preparation of a more accurate budget for Post-Implementation Date Expenses incurred from November 2011 through August 2012.

With the anticipated resolution of these items, the undersigned proposes to submit to the Court a final revision to the Preliminary Budget by October 10, 2011, followed by a suggested Court hearing on or about October 17, 2011, with the resulting October 31, 2011 Medical Monitoring Post-Implementation Expense contribution by DuPont for November 2011 through August 2012 expenses to be finalized.

This suggested procedure is contemplated in the enclosed revised proposed Order.

II.

THE MEDICAL MONITORING IMPLEMENTATION PLAN

As contemplated in the enclosed revised proposed Order, the Claims Administrator's preliminary CT Rule (and the revised Preliminary Budget reasonably accommodating the DuPont Objection) will be shared with the Court, DuPont, Class Counsel and the Guardian Ad Litem for children by September 1, 2011, and then DuPont, Class Counsel, the Guardian Ad Litem for children and any other interested parties should be allowed to submit comments, briefs or factual evidence respecting the Preliminary Budget, the preliminary CT Rule or the Minor No-Inactive Claimant Rules within 20 days, and within 10 days thereafter to submit replies.

By October 10, 2011, your Claims Administrator will submit to the Court the proposed final version of the Preliminary Budget, the CT Rule, and the No-Inactive Claimant Rules, so that this matter will then be ripe for a hearing.

Thank you for the Court's consideration.

Yours very truly,



Edgar C. Gentle, III

ECGIII/mgc  
Enclosures

cc: (with enclosures)(by e-mail)(confidential)

Stephanie D. Thacker, Esq.,  
DuPont Representative on the Settlement Finance Committee

Virginia Buchanan, Esq.  
Plaintiff Class Representative on the Finance Committee

Meredith McCarthy, Esq.,  
Guardian Ad Litem for Children

Clerk of Court of Harrison County,  
West Virginia, for filing (via hand delivery)

Diandra S. Debrosse, Esq.

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Paige F. Osborn, Esq.

Michael A. Jacks, Esq.

William S. ("Buddy") Cox, Esq.

J. Keith Givens, Esq.

McDavid Flowers, Esq.

Farrest Taylor, Esq.

Ned McWilliams, Esq.

Perry B. Jones, Esq.

Angela Mason, Esq.

Mr. Don Brandt

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,

v.

Case No. 04-C-296-2  
Thomas A. Bedell, Circuit Judge

E.I. DU PONT DE NEMOURS AND COMPANY, et al.,

Defendants.

**FINAL ORDER APPROVING CERTAIN ASPECTS OF SETTLEMENT  
ADMINISTRATION AND ESTABLISHING BRIEFING SCHEDULE FOR  
PRELIMINARILY RECOMMENDED OR UNRESOVLED MATTERS**

Presently pending before the Court are:

- (a) The second budget for the Medical Monitoring and Property Remediation Programs (for the twelve months beginning September 1, 2011 and ending August 31, 2012) submitted by the Claims Administrator on August 19, 2011;
- (b) The Medical Monitoring Implementation Plan, with claimant testing to begin November 1, 2011 also submitted by the Claims Administrator on August 19, 2011;
- (c) DuPont's August 19, 2011, Objection (the "DuPont Objection"); and
- (d) The Claims Administrator's August 24, 2011, Supplemental Report addressing the DuPont Objection.

These four submissions are considered below.

### I. THE SECOND BUDGET

Respecting the budget, the Court notes that it is divided into three parts: Property Remediation Fund, Medical Monitoring Fund Pre-Implementation Date Expenses, and Medical Monitoring Fund Post-Implementation Date Expenses, with this third portion of the budget to be funded by additional contributions from DuPont.

In the Claims Administrator's report submitted with the budget, the Claims Administrator has explained that the first two parts of the budget and the months of September and October 2011 for the third part have been finalized by the Claims Administrator, but that the months of November 2011 through August 2012 for the third part, being the final 10 months of the Post-Implementation Date Medical Monitoring Expense Budget during the budget year (the "Preliminary Medical Monitoring Budget" or the "Preliminary Budget"), is an estimate and has not been finalized because (i) the number of claimants participating in the Medical Monitoring Program is unknown, with the working estimate being 3,000, the best available estimate at this time; (ii) the Court has not decided whether the Medical Monitoring Program will include the storage of claimant test results for possible future research; and (iii) the Claims Administrator, in collaboration with CTIA, the Finance Committee and the Guardian Ad Litem for children, is still developing a CT Scan Utilization Guideline (the "CT Rule") for the Medical Monitoring Implementation Plan, with the report suggesting a briefing schedule respecting (i) the last 10 months of the budget year for the Medical Monitoring Plan



Post-Implementation Expense Budget; and (ii) the CT Rule under the Medical Monitoring Implementation Plan, so as to facilitate Claims Administrator preparation of his final recommendations on these matters to the Court by October 10, 2011, as outlined in this Order below. The DuPont Objection has raised additional unresolved issues respecting the Preliminary Budget, which the Claims Administrator, as noted in his Supplemental Report, should try to reasonably resolve with the Parties to the extent practicable, while keeping the implementation of Medical Monitoring on schedule under the Implementation Plan to begin testing on November 1, 2011. Not all of these factors will be resolved to finality when the budget is established, but the Claims Administrator shall do the best he can under the circumstances to prepare a budget fair to DuPont and to implement Medical Monitoring testing as soon as practicable in fairness to the Class.

The Claims Administrator's budget contemplates, however, that DuPont shall make a small additional contribution of \$26,524.57 by August 31, 2011 (the "Bridge Funding"), to fund the Medical Monitoring Expenses to be incurred by CTIA, the Court approved Medical Monitoring Third Party Administrator ("TPA"), under the Court approved TPA contract, in September and October 2011, and that the Post-Implementation Date DuPont contribution for November 2011 through August 2012, now preliminarily estimated by the Claims Administrator to be \$3,928,210.82, will be finalized in a supplemental submission by the Claims Administrator to the Court by October 10, 2011, and to be funded by DuPont by October 31, 2011. The DuPont Objection, however, takes issue with its payment of the Bridge Funding, contending that

it is a Pre-Implementation Date Medical Monitoring Expense that has already been paid by DuPont. This issue will be resolved at the hearing described below, with the Claims Administrator to pay the Bridge Funding expenses from current Medical Monitoring Fund monies, and with the Court, as suggested in the Claims Administrator's Supplemental Report, to decide at a later date whether they should or should not be reimbursed by DuPont.

After a careful review of the second Settlement budget, and in consideration of the applicable law, the Court **ORDERS** that the same is hereby **APPROVED** with respect to (i) the Property Remediation Fund; (ii) the Medical Monitoring Fund Pre-Implementation Date Expenses; and (iii) the small September and October 2011 \$26,524.57 Bridge Funding parts and shall be used in administration of the Settlement. The Bridge Funding shall be paid from DuPont's initial deposit into the Medical Monitoring Fund, with the Court to decide following the hearing described below, if DuPont will or will not reimburse the Medical Monitoring Fund for such payments. The Preliminary Medical Monitoring Budget Post-Implementation Date Expense component for November 2011 through August 2012 shall be finalized by the Claims Administrator as described above, following the briefing by the parties scheduled below, and subject to a subsequent hearing described below.

## II. THE MEDICAL MONITORING IMPLEMENTATION PLAN

The Medical Monitoring Implementation Plan consists of a proposed logo, definitions of "active" and "inactive" claimant for purposes of the TPA Contract previously approved by the Court, procedures involving "no" minor claimant when they

become adults, and when an “inactive” claimant can be “active” for Medical Monitoring, a suggested list of Medical Providers, an Implementation Time Line, and a proposed CT Scan Protocol, which contemplates that the preliminary CT Rule will be shared by the Claims Administrator with the Court and the Parties, by September 1, 2011. In addition, the August 24, 2011 Supplemental Report notes that DuPont would like the opportunity to have the Court review the Claims Administrator’s suggested procedure on how to handle “no” box minor Medical Monitoring claimants when they become adults and when may an “inactive” Medical Monitoring claimant become “active” (the “Minor No-Inactive Claimant Rules”).

After a careful review of the Medical Monitoring Implementation Plan, and a consideration of the applicable law, the Court **ORDERS** that the components of the Medical Monitoring Implementation Plan, other than the yet-to-be developed CT Rule and the Minor No-Inactive Claimant Rules, are hereby **APPROVED** and shall be used in the administration of the Settlement.

III. BRIEFING SCHEDULE ON PRELIMINARILY RECOMMENDED  
AND UNRESOLVED MATTERS

The Claims Administrator, after further collaboration, shall share with the Court and the Parties by September 1, 2011 (i) a revised Preliminary Budget reasonably accommodating the DuPont Objection; and (ii) the preliminary CT Rule. Within 20 days thereafter, DuPont, Class Counsel, the Guardian Ad Litem for children, or any other interested Parties, may submit comments, briefs or factual evidence to the Court and the Claims Administrator, for consideration, respecting (i) the Preliminary Budget; and/or

(ii) the Claim's Administrator's preliminarily recommended CT Rule in the Medical Monitoring Implementation Plan; and/or (iii) the Minor No-Inactive Claimant Rules. Thereafter, DuPont, Class Counsel, the Guardian Ad Litem, or any other interested Parties, whether or not they initially sought Claims Administrator consideration, may reply to any such consideration submission made to the Court and the Claims Administrator within 10 days thereafter.

The Court contemplates that it will make a determination on whether the Medical Monitoring Program is to store Medical Monitoring test results for possible scientific research prior to October 1, 2011.

By October 10, 2011, the Claims Administrator, after considering the submissions of the Finance Committee, the Guardian Ad Litem for children and all other interested parties, and using the best evidence available to him at the time, shall submit his final recommendations to the Court respecting: (i) the November 2011 through August 2012 portion of the Medical Monitoring Fund Post-Implementation Date Budget; (ii) the CT Rule under the Medical Monitoring Implementation Plan; and (iii) the Minor No-Inactive Claimant Rules..

The Court will then set down for a hearing (i) the question of whether DuPont shall or shall not reimburse the Medical Monitoring Fund for the Bridge Funding; (ii) the November 1, 2011 through August 31, 2012 portion of the Medical Monitoring Fund Post-Implementation Date Budget; and (iii) the CT Rule under the Medical Monitoring Plan; and (iv) the Minor No-Inactive Claimant Rule.

Lastly, pursuant to Rule 54(b) of the West Virginia Rules of Civil Procedure, the Court directs entry of this Order as a Final Order as to the claims and issues above upon an express determination that there is no just reason for delay and upon an express direction for the entry of judgment.

**IT IS SO ORDERED.**

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

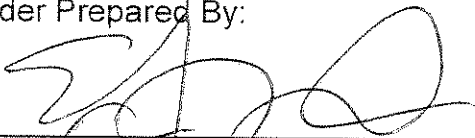
Stephanie Thacker, Esq.  
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500 Lee St., East, Suite 800  
P.O. Box 3394  
Charleston, WV 25333-3394  
DuPont's Finance Committee Representative

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

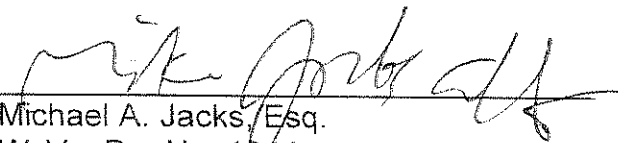
Meredith McCarthy, Esq.  
Guardian Ad Litem for Children  
901 W. Main St.  
Bridgeport, WV 26330  
Guardian Ad Litem for Children

Edgar C. Gentle, III, Esq.  
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55 B Street  
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Spelter, WV 26438  
Special Master and Claims Administrator

Order Prepared By:



Edgar C. Gentle, III, Claims Administrator  
Gentle, Turner & Sexton  
P. O. Box 257  
Spelter, WV 26438



Michael A. Jacks, Esq.  
W. Va. Bar No. 1044  
Gentle, Turner & Sexton  
P. O. Box 257  
Spelter, WV 26438

ENTER: \_\_\_\_\_

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Thomas A. Bedell, Circuit Judge

# **EXHIBIT 1**

PERRINE DUPONT SETTLEMENT CLAIMS OFFICE  
ATTN: EDGAR C. GENTLE, CLAIMS ADMINISTRATOR  
C/O SPELTER VOLUNTEER FIRE DEPARTMENT OFFICE

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August 19, 2011

VIA HAND DELIVERY

The Honorable Thomas A. Bedell  
Circuit Judge of Harrison County  
301 West Main Street, Room 321  
Clarksburg, West Virginia 26301

Re: Perrine, et al. v. DuPont, et al.;  
Civil Action No. 04-C-296-2 (Circuit Court of Harrison County, West Virginia)-  
Second Proposed Administration Budget (for September 1, 2011 through  
August 31, 2012) and Medical Monitoring Implementation Plan;  
Our File No. 4609-1 {R}, 4609-1 {NN} and 4609-1 {GG-1}

Dear Judge Bedell:

Your Claims Administrator submits the following, after considering the very helpful input of the Finance Committee and the Guardian Ad Litem for children, in accordance with the Medical Monitoring and Property Remediation Time Lines:

- (1) A proposed Administration Budget for the Perrine DuPont Property Remediation Fund (the "Remediation Fund") and the Perrine DuPont Medical Monitoring Fund (the "Medical Monitoring Fund") (collectively the "Two Funds") for the period of September 1, 2011 through August 31, 2012; and
- (2) The Medical Monitoring Implementation Plan developed by Mr. Don Brandt, of CTIA, the Medical Monitoring Plan Court-approved Third Party Administrator ("TPA") under the Court-approved TPA contract, and the undersigned.

These two submissions are discussed below.



I.

Proposed September 1, 2011 to August 31, 2012 Budget

The budget in Exhibit A is divided into three (3) components, and therefore three (3) columns, for each month and the twelve month period: (i) Remediation Fund; (ii) Medical Monitoring Fund Pre-Implementation Date Expenses, to be paid from DuPont's initial Medical Monitoring Fund contribution; and (iii) Medical Monitoring Fund Post-Implementation Date Expenses, to be paid by an additional contribution from DuPont.

A. Final Estimate of Remediation Fund, Medical Monitoring Pre-Implementation Date Expenses and First Two Months of Medical Monitoring Post-Implementation Date Expenses

According to the Medical Monitoring Implementation Time Line, which is part of the Medical Monitoring Implementation Plan described below, the actual testing of claimants will not begin until November 1, 2011, which is therefore the Implementation Date under the Settlement. However, CTIA will perform a small amount of pre-Implementation Date Medical Monitoring claimant preparation services during September and October 2011, which is described in the budget, and which are estimated to total \$26,524.57.

Under the proposed Order provided, DuPont is therefore to make this contribution for the September and October 2011 Medical Monitoring Post-Implementation Date component of the budget by August 31, 2011.

B. Preliminary Estimate of November 2011 Through August 2012 Post-Implementation Date Medical Monitoring Expenses (the "Preliminary Budget")

The additional DuPont contribution due October 31, 2011 for Post-Implementation Date Expenses to be incurred from November 2011 through August 2012, is now preliminarily estimated by your Claims Administrator, based on available information, in the enclosed budget to equal \$3,928,210.82.

This preliminary estimate is based on (i) an estimated 3,000 Medical Monitoring participating claimants; (ii) the assumption that 75% of the participating Claimants show up for Medical Monitoring (this has not been agreed to by the Finance Committee but is only a projection); (iii) the assumption that the CT Scan Utilization Guidelines (the "CT Rule") to be developed collaboratively by your Claims Administrator under the Medical Monitoring Implementation Plan, results in half of CT Scan eligible Medical Monitoring Claimants who show up for Medical Monitoring being determined by the attending physician to need a CT scan as diagnosed as being medically necessary (this has not been agreed to by the Finance Committee but is only a projection); and (iv) the assumption that Medical Monitoring test results data will be stored for scientific research, which has

not been resolved by the Court yet.

Please consider this portion of the budget therefore to be preliminary in nature, with your Claims Administrator recommending that the Claims Administrator and the Parties be allowed to submit comments, briefs or factual evidence in connection therewith as described below.

We suggest in the enclosed proposed Order that the Claims Administrator, after further consultation and collaboration with the Finance Committee and the Guardian Ad Litem for children, will submit to the Court and the Parties the proposed CT Rule by September 8, 2011, and that DuPont, Class Counsel, the Guardian Ad Litem for children and any other interested parties be allowed 20 days thereafter to submit briefs or comments seeking further consideration by your Claims Administrator of any aspects of the Preliminary Budget or of the CT Rule, and 10 days thereafter to submit replies, with your Claims Administrator then to finalize the Preliminary Budget and the CT Rule by October 15, 2011.

In addition to also allowing briefing on the Preliminary Budget and the CT Rule below, by approximately October 15, 2011, we expect that the number of claimants participating in the Medical Monitoring Program will be approximately known, so as to facilitate your Claims Administrator's preparation of a more accurate budget for Post-Implementation Date Expenses incurred from November 2011 through August 2012.

With the anticipated resolution of these items, the undersigned proposes to submit to the Court a final revision to the Preliminary Budget by October 15, 2011, with the resulting October 31, 2011 Medical Monitoring Post-Implementation Expense contribution by DuPont for November 2011 through August 2012 expenses to be finalized.

This suggested procedure is contemplated in the enclosed proposed Order.

## II.

### Medical Monitoring Implementation Plan

Enclosed for your consideration in Exhibit B, please find our proposed Medical Monitoring Implementation Plan, composed of (i) a proposed logo; (ii) technical rules on the definition of "active" and "inactive" claimant under the TPA contract with CTIA (already approved by the Court), and how to treat "no" minor claimants upon reaching adulthood and when an "inactive" claimant may become "active" (not approved by Court); (iii) the list of recommended Medical Providers; (iv) the Implementation Time Line; and (v) the CT Scan Utilization Protocol with the CT Scan Utilization Guidelines (the "CT Rule") still to be developed as described above.

As contemplated in the enclosed, proposed Order, the Claims Administrator's preliminary

August 19, 2011

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CT Rule will be shared with the Court, DuPont, Class Counsel and the Guardian Ad Litem for children by September 8, 2011, and then DuPont, Class Counsel, the Guardian Ad Litem for children and any other interested parties should be allowed to submit comments, briefs or factual evidence respecting the Preliminary Budget or the preliminary CT Rule within 20 days, and within 10 days thereafter to submit replies.

By October 15, 2011, your Claims Administrator will submit to the Court the proposed final version of the Preliminary Budget and the CT Rule.

In response to a question raised by DuPont concerning the Claims Administrator's role in the Medical Monitoring Program following the Medical Monitoring Implementation Date, the known duties include: (i) interfacing with participating claimants, CTIA, the Medical Providers and the Finance Committee and Guardian Ad Litem for children to ensure that the Program runs smoothly, while also fielding on the ground claimant complaints, inquiries, address change requests, phone calls and the like; (ii) implementing the procedures contemplated in the above "inactive" claimant and "no" minor claimant notice procedures; (iii) participating in CT scan implementation and making ongoing decisions respecting Medical Monitoring Implementation, as contemplated by the Court's January 18, 2011 Final Order respecting Medical Monitoring Implementation; (iv) handling Medical Monitoring Fund invoices, financial reports, audits, tax returns and fiduciary accountings to the Court; (v) coordinating the quarterly Medical Monitoring update meetings with the Court, CTIA and the Claimants Advisory Committee and related reports; (vi) resolving disputes respecting the implementation of the Medical Monitoring Plan; and (vii) addressing all other Medical Monitoring Plan Implementation issues assigned to the undersigned by the Court in previous or future Orders.

We would like to thank the Finance Committee and the Guardian Ad Litem for their hard work in providing thoughtful input in the design of the enclosed materials.

Thank you for the Court's consideration.

Yours very truly,



Edgar C. Gentle, III

ECGIII/mgc  
Enclosures

August 19, 2011

Page 5

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cc: (with enclosures)(by e-mail)(confidential)

Stephanie D. Thacker, Esq.,  
DuPont Representative on the Settlement Finance Committee

Virginia Buchanan, Esq.  
Plaintiff Class Representative on the Finance Committee

Meredith McCarthy, Esq.,  
Guardian Ad Litem for Children

Clerk of Court of Harrison County,  
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Diandra S. Debrosse, Esq.

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Paige F. Osborn, Esq.

Michael A. Jacks, Esq.

William S. ("Buddy") Cox, Esq.

J. Keith Givens, Esq.

McDavid Flowers, Esq.

Farrest Taylor, Esq.

Ned McWilliams, Esq.

Perry B. Jones, Esq.

Angela Mason, Esq.

Mr. Don Brandt

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,

v.

Case No. 04-C-296-2  
Thomas A. Bedell, Circuit Judge

E.I. DU PONT DE NEMOURS AND COMPANY, et al.,

Defendants.

**FINAL ORDER APPROVING CERTAIN ASPECTS OF SETTLEMENT  
ADMINISTRATION AND ESTABLISHING BRIEFING SCHEDULE FOR  
PRELIMINARILY RECOMMENDED MATTERS**

Presently pending before the Court are:

- (a) The second budget for the Medical Monitoring and Property Remediation Programs (for the twelve months beginning September 1, 2011 and ending August 31, 2012); and
- (b) The Medical Monitoring Implementation Plan, with claimant testing to begin November 1, 2011.

These two submissions are considered below.

I. THE SECOND BUDGET

Respecting the budget, the Court notes that it is divided into three parts: Property Remediation Fund, Medical Monitoring Fund Pre-Implementation Date Expenses, and Medical Monitoring Fund Post-Implementation Date Expenses, with this third portion of the budget to be funded by additional contributions from DuPont.

In the report submitted with the budget, the Claims Administrator has explained that the first two parts and the months of September and October 2011 for the third part have been finalized by the Claims Administrator, but that the months of November 2011 through August 2012 for the third part, being the final 10 months of the Post-Implementation Date Medical Monitoring Expense Budget during the budget year, is an estimate and has not been finalized because (i) the number of claimants participating in the Medical Monitoring Program is unknown, with the working estimate being 3,000, the best available estimate at this time; (ii) the Court has not decided whether the Medical Monitoring Program will include the storage of claimant test results for possible future research; and (iii) the Claims Administrator, in collaboration with CTIA, the Finance Committee and the Guardian Ad Litem for children, is still developing a CT Scan Utilization Guideline (the "CT Rule") for the Medical Monitoring Implementation Plan, with the report suggesting a briefing schedule respecting (i) the last 10 months of the budget year for the Medical Monitoring Plan Post-Implementation Expense Budget; and (ii) the CT Rule under the Medical Monitoring Implementation Plan, so as to facilitate Claims Administrator preparation of his final recommendations on these matters to the Court by October 15, 2011, as outlined in this Order below.

The budget contemplates, however, that DuPont shall make a small additional contribution of \$26,524.57 by August 31, 2011, to fund the Medical Monitoring Post-Implementation Date Expenses to be incurred by CTIA, the Court approved Medical Monitoring Third Party Administrator ("TPA"), under the Court approved TPA contract, in September and October 2011, and that the additional Post-Implementation Date DuPont contribution for November 2011 through August 2012, now preliminarily estimated by the

Claims Administrator to be \$3,928,210.82, will be finalized in a supplemental submission by the Claims Administrator to the Court by October 15, 2011, and to be funded by DuPont by October 31, 2011.

After a careful review of the second Settlement budget, and in consideration of the applicable law, the Court **ORDERS** that the same is hereby **APPROVED** with respect to the Property Remediation Fund, the Medical Monitoring Fund Pre-Implementation Date Expenses, and the small September and October 2011 Medical Monitoring Fund Post-Implementation Date Expenses parts, and shall be used in the administration of the Settlement, with DuPont to make a \$26,524.57 contribution to the Medical Monitoring Fund by August 31, 2011, and with the Medical Monitoring Fund Post-Implementation Date Expense component for November 2011 through August 2012 to be finalized by the Claims Administrator as described above following the briefing by the parties scheduled below.

## II. THE MEDICAL MONITORING IMPLEMENTATION PLAN

The Medical Monitoring Implementation Plan consists of a proposed logo, definitions of "active" and "inactive" claimant for purposes of the TPA Contract previously approved by the Court, procedures involving "no" minor claimant when they become adults, and when an "inactive" claimant can be "active" for Medical Monitoring, a suggested list of Medical Providers, an Implementation Time Line, and a proposed CT Scan Protocol, which contemplates that the preliminary CT Rule will be shared by the Claims Administrator with the Court and the Parties, by September 8, 2011.

After a careful review of the Medical Monitoring Implementation Plan, and a consideration of the applicable law, the Court **ORDERS** that the components of the

Medical Monitoring Implementation Plan, other than the yet-to-be developed CT Rule, are hereby **APPROVED** and shall be used in the administration of the Settlement.

III. BRIEFING SCHEDULE ON PRELIMINARILY RECOMMENDED  
AND UNRESOLVED MATTERS

The Claims Administrator, after further collaboration, shall share with the Court and the Parties the preliminary CT Rule by September 8, 2011. Within 20 days thereafter, DuPont, Class Counsel, the Guardian Ad Litem for children, or any other interested Parties, may submit comments, briefs or factual evidence to the Court and the Claims Administrator, for consideration, respecting (i) the November 2011 through August 2012 portion of the Claims Administrator's Preliminary Medical Monitoring Fund Post-Implementation Plan Expenses Budget; and/or (ii) the Claim's Administrator's preliminarily recommended CT Rule in the Medical Monitoring Implementation Plan. Thereafter, DuPont, Class Counsel, the Guardian Ad Litem, or any other interested Parties, whether or not they initially sought Claims Administrator consideration, may reply to any such consideration submission made to the Court and the Claims Administrator within 10 days thereafter.

The Court contemplates that it will make a determination on whether the Medical Monitoring Program is to store Medical Monitoring test results for possible scientific research prior to October 8, 2011.

By October 15, 2011, the Claims Administrator shall submit his final recommendations to the Court respecting: (i) the November 2011 through August 2012 portion of the Medical Monitoring Fund Post-Implementation Date Budget; and (ii) the CT Rule under the Medical Monitoring Implementation Plan.



Lastly, pursuant to Rule 54(b) of the West Virginia Rules of Civil Procedure, the Court directs entry of this Order as a Final Order as to the claims and issues above upon an express determination that there is no just reason for delay and upon an express direction for the entry of judgment.

**IT IS SO ORDERED.**

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

Stephanie Thacker, Esq.  
Allen Guthrie & Thomas, PLLC  
500 Lee St., East, Suite 800  
P.O. Box 3394  
Charleston, WV 25333-3394  
DuPont's Finance Committee Representative

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

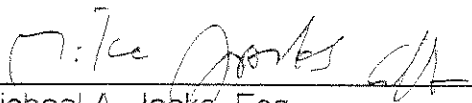
Meredith McCarthy, Esq.  
Guardian Ad Litem for Children  
901 W. Main St.  
Bridgeport, WV 26330

Edgar C. Gentle, III, Esq.  
Gentle, Turner, & Sexton  
55 B Street  
P.O. Box 257  
Spelter, WV 26438  
Special Master and Claims Administrator

Order Prepared By:



Edgar C. Gentle, III, Claims Administrator  
Gentle, Turner & Sexton  
P. O. Box 257  
Spelter, WV 26438



Michael A. Jacks, Esq.  
W. Va. Bar No. 1044  
Gentle, Turner & Sexton  
P. O. Box 257  
Spelter, WV 26438

ENTER: \_\_\_\_\_

\_\_\_\_\_  
Thomas A. Bedell, Circuit Judge

Exhibit A to August 19, 2011 Report -  
September 1, 2011 to August 31, 2012 Budget

PERRINE DUPONT SETTLEMENT ADMINISTRATION BUDGET NO. 2  
SEPTEMBER 1, 2011 THROUGH AUGUST 31, 2012

	A. PROPERTY REMEDIATION SETTLEMENT FUND	B. MEDICAL MONITORING SETTLEMENT FUND - ADDITIONAL START-UP AND CLAIMANT REGISTRATION (PRE-IMPLEMENTATION DATE) EXPENSES FROM INITIAL DUPONT FUNDING*	C. MEDICAL MONITORING SETTLEMENT FUND - POST SEPTEMBER 1, 2011 IMPLEMENTATION DATE EXPENSES**	TOTAL
September 2011	\$644,965.13	\$159,959.63	\$12,592.91	\$817,517.67
October 2011	\$644,965.13	\$104,834.63	\$13,931.66	\$763,731.42
November 2011	\$644,965.13	\$44,542.31	\$219,110.69	\$908,618.13
December 2011	\$651,051.19	\$24,018.75	\$467,382.14	\$1,142,452.08
January 2012	\$650,919.94	\$11,025.00	\$468,720.89	\$1,130,665.83
February 2012	\$663,126.19	\$0.00	\$467,775.89	\$1,130,902.08
March 2012	\$661,944.94	\$0.00	\$465,347.77	\$1,127,292.71
April 2012	\$1,207,514.44	\$0.00	\$466,686.52	\$1,674,200.96
May 2012	\$1,207,514.44	\$0.00	\$465,347.77	\$1,672,862.21
June 2012	\$1,207,514.44	\$0.00	\$465,347.77	\$1,672,862.21
July 2012	\$1,249,514.44	\$35,000.01	\$225,415.06	\$1,509,929.51
August 2012	\$1,207,514.44	\$0.00	\$217,076.32	\$1,424,590.76
<b>TOTALS</b>	<b>\$10,641,509.85</b>	<b>\$379,380.33</b>	<b>\$3,954,735.39</b>	<b>\$14,975,625.57</b>

\* Register means to prove Class Membership, it does not require participation in the Medical Monitoring Program. These expenses are in addition to the \$50,000 contingency approved by the Court in the first budget. These additional expenses are the result of unforeseen complications in proving claimant residency in the Class Area, such as the difficulty in matching the stated addresses with a physical location.

\*\* To be funded by an additional contribution by DuPont.

# The total amount includes \$41,420 in projected CTI Administrators expenses for a Central Repository for Possible Scientific Research Concerning Test Results, with these projected expenses only being used for the purpose of collecting and maintaining the test results, and NOT to do research, which may be performed by an independent researcher. This issue is unresolved, and is to be briefed by DuPont, Class Counsel, and other interested Parties, then decided by the Court.

PERRINE-DUPONT ADMINISTRATION BUDGET NO. 2  
 SEPTEMBER 2011 \*\*\*\*\*

Expense Category	A. PROPERTY REMEDICATION SETTLEMENT FUND	B. MEDICAL MONITORING SETTLEMENT FUND - ADDITIONAL START-UP AND CLAIMANT REGISTRATION (PRE- IMPLEMENTATION DATE) EXPENSES FROM INITIAL DUPONT FUNDING *	C. MEDICAL MONITORING SETTLEMENT FUND - POST SEPTEMBER 1, 2011 IMPLEMENTATION DATE EXPENSES **	Total
<b>A. Claims Administrator Fees Based on Detail in Appendix A</b>				
Claims Administrator Legal Fees (Claims Office and General Case Administration Services, Database Loading and Programming, and Tax and Accounting Support)				
Claims Administrator Property Soil and House Testing	\$ 46,000.00	\$ 46,000.00	\$ -	\$ 92,000.00
Check Preparation	\$ 3,550.00			\$ 3,550.00
Claims Administrator Medical Monitoring Registered Class Member Check Issuance Fees	\$ -	\$ 5,000.00	\$ -	\$ 5,000.00
Claims Administrator Legal Fees for Medical Monitoring Provisioning	\$ -	\$ 10,000.00	\$ -	\$ 10,000.00
Previously Approved Claims Administrator Legal Fees for Contingency for Final Determination of Medical Monitoring Class Membership and Payment of Balance of Medical Monitoring Class Member Cash				
Claims Administrator Legal Fees for Property Program Oversight ***	\$ -	\$ 25,000.00	\$ -	\$ 25,000.00
Total Claims Administrator Fees and Expenses	\$ 65,000.00 \$ 114,550.00	\$ - \$ 86,000.00	\$ -	\$ 65,000.00 \$ 200,550.00
<b>B. Property Program Only Expenses ***</b>				

**PERRINE-DUPONT ADMINISTRATION BUDGET NO. 2**  
**SEPTEMBER 2011 \*\*\*\*\***

Property Program Soil Clean-up Annoyance and Inconvenience Claimant Payments	\$	263,500.00			\$	263,500.00
Property Program Soil and House Testing Payments	\$	199,860.00			\$	199,860.00
Property Clean-up Technical Advisor	\$	25,000.00			\$	25,000.00
Total Property Program Only Expenses	\$	488,360.00			\$	488,360.00
<b>C. Medical Monitoring Program Only Expenses ****</b>						
Third Party Administrator Fees and Expenses	\$	-	\$	50,000.00	\$	11,993.25
Medical Provider Medical Monitoring Expenses	\$	-			\$	-
Guardian Ad Litem Fees (20 hours per month @ \$250/hr)	\$	-	\$	5,000.00	\$	5,000.00
Total Medical Monitoring Program Only Expenses	\$	-	\$	55,000.00	\$	11,993.25
<b>D. Common Expenses Shared by Both Settlement Programs</b>						
Finance Committee Fees (20 hours each per month @ \$250/hr)	\$	5,000.00	\$	5,000.00	\$	10,000.00
Printing Costs	\$	500.00	\$	500.00	\$	1,000.00
Web Hosting	\$	12.50	\$	12.50	\$	25.00
Claims Office Rent	\$	350.00	\$	350.00	\$	700.00
Office Cleaning	\$	12.50	\$	12.50	\$	25.00
Copy Machine Rental	\$	200.00	\$	200.00	\$	400.00
Office Insurance	\$	100.00	\$	100.00	\$	200.00
Photocopies	\$	1,250.00	\$	1,250.00	\$	2,500.00
Telecopies	\$	125.00	\$	125.00	\$	250.00
Postage	\$	250.00	\$	250.00	\$	500.00
Federal Express	\$	125.00	\$	125.00	\$	250.00
Office Supplies	\$	250.00	\$	250.00	\$	500.00
Office Equipment	\$	125.00	\$	125.00	\$	250.00
Telephone Service	\$	625.00	\$	625.00	\$	1,250.00
Westlaw Legal Research	\$	75.00	\$	75.00	\$	150.00
Vehicle Insurance and Repairs	\$	100.00	\$	100.00	\$	200.00
Claims Administrator Residence Rent	\$	300.00	\$	300.00	\$	600.00

PERRINE-DUPONT ADMINISTRATION BUDGET NO. 2  
SEPTEMBER 2011 \*\*\*\*\*

Utilities for Claims Administrator Residence	\$	62.50	\$	62.50	\$	125.00
Airfare (6 round trips from Alabama)	\$	1,550.00	\$	1,550.00	\$	3,100.00
Airport Vehicle Storage (@ \$12/day)	\$	180.00	\$	180.00	\$	360.00
Claimant File Storage Monthly Rent	\$	150.00	\$	150.00	\$	300.00
Total Common Expenses	\$	11,342.50	\$	11,342.50	\$	22,685.00
E. FASB 5 Contingency Reserve (5% of above accounts)	\$	30,712.63	\$	7,617.13	\$	599.66
TOTAL of A, B, C, D and E	\$	644,965.13	\$	159,959.63	\$	12,592.91
					\$	38,929.41
					\$	817,517.66

\* Register means to prove Class Membership, it does not require participation in the Medical Monitoring Program. These expenses are in addition to the \$50,000 contingency approved by the Court in the first budget. These additional expenses are the result of unforeseen complications in proving claimant residency in the Class Area, such as the difficulty in matching the stated addresses with a physical location.

\*\* To be funded by an additional contribution by DuPont.

\*\*\* Based on the detailed budget developed by the Claims Administrator and the Property Technical Advisor in Exhibit A contemplating that, during the budget period, (i) Class Member registration for the 227 soil parcels in Zone 1A, and the 2,752 houses in the Class Area, will be completed, the resulting \$227,000 (\$1,000 x 227) in inconvenience payments prior to testing for Zone 1A soils will be made and the \$275,200 (\$100 x 2,752) in inconvenience payments prior to testing for Class Area house inconvenience payments will be made; (ii) soil and house testing will be completed, with one-third of soils and one-third of houses being contaminated, with the other two-thirds receiving their \$608,000 (\$4,000 x 152) in soil inconvenience payments and \$734,000 (\$400 x 1,835) in house inconvenience payments; and (iii) soil remediation for the positive testing soil parcels is one-third completed. The Property budget reflects the best estimate of the costs for testing the class area soil and houses at this time, and the best estimate of the cost of remediating the contaminated soils in Zone 1A. After testing is completed, which we project to be March 31, 2012, we will revisit the Property budget per the Court's June 27, 2011 Property Remediation (Clean-Up) Program Order.

\*\*\*\* See Exhibit E.

\*\*\*\*\* For this month, common overhead expenses are split on a 50-50 basis between A, Property Remediation (\$11,342.50) and B, Medical Monitoring (Pre-Implementation Date) (\$11,342.50).

1. Due to the increase in utility costs at the Fire Station, the Claims Office rent is projected to increase from \$500 to \$700 per month. Substantiation for this adjustment is attached in Exhibit D.

PERRINE-DUPONT ADMINISTRATION BUDGET NO. 2

OCTOBER 2011 \*\*\*\*\*

Expense Category	A. PROPERTY REMEDIATION SETTLEMENT FUND	B. MEDICAL MONITORING SETTLEMENT FUND - ADDITIONAL START-UP AND CLAIMANT REGISTRATION (PRE- IMPLEMENTATION DATE) EXPENSES FROM INITIAL DUPONT FUNDING *	C. MEDICAL MONITORING SETTLEMENT FUND - POST SEPTEMBER 1, 2011 IMPLEMENTATION DATE EXPENSES **	TOTAL
<b>A. Claims Administrator Fees Based on Detail in Appendix A</b>				
Claims Administrator Legal Fees (Claims Office and General Case Administration Services, Database Loading and Programming, and Tax and Accounting Support)				
Claims Administrator Property Soil and House Testing Check Preparation	\$ 46,000.00	\$ 46,000.00	\$ -	\$ 92,000.00
Claims Administrator Medical Monitoring Registered Class Member Check Issuance Fees	\$ 3,550.00			\$ 3,550.00
Claims Administrator Legal Fees for Medical Monitoring Provisioning	\$ -	\$ 2,500.00	\$ -	\$ 2,500.00
Previously Approved Claims Administrator Legal Fees for Contingency for Final Determination of Medical Monitoring Class Membership and Payment of Balance of Medical Monitoring Class Member Cash	\$ -	\$ 10,000.00	\$ -	\$ 10,000.00
Claims Administrator Legal Fees for Property Program Oversight ***	\$ 65,000.00	\$ 25,000.00	\$ -	\$ 25,000.00
Total Claims Administrator Fees and Expenses	\$ 114,550.00	\$ 83,500.00	\$ -	\$ 65,000.00
<b>B. Property Program Only Expenses ***</b>				
Property Program Soil Clean-up Annoyance and Inconvenience Claimant Payments	\$ 263,500.00		\$ -	\$ 263,500.00



PERRINE-DUPONT ADMINISTRATION BUDGET NO. 2  
OCTOBER 2011 \*\*\*\*\*

Property Program Soil and House Testing Payments	\$	199,860.00		\$	-	\$	199,860.00
Property Clean-up Technical Advisor	\$	25,000.00		\$	-	\$	25,000.00
Total Property Program Only Expenses	\$	488,360.00	\$	-	\$	-	\$ 488,360.00
<b>C. Medical Monitoring Program Only Expenses ****</b>							
Third Party Administrator Fees and Expenses	\$	-	\$	-	\$	13,268.25	\$ 13,268.25
Medical Provider Medical Monitoring Expenses	\$	-		\$	-		\$
Guardian Ad Litem Fees (20 hours per month @ \$250/hr)	\$	-	\$	5,000.00	\$	-	\$ 5,000.00
Total Medical Monitoring Program Only Expenses	\$	-	\$	5,000.00	\$	13,268.25	\$ 18,268.25
<b>D. Common Expenses Shared by Both Settlement Programs</b>							
Finance Committee Fees (20 hours each per month @ \$250/hr)	\$	5,000.00	\$	5,000.00			\$ 10,000.00
Printing costs	\$	500.00	\$	500.00			\$ 1,000.00
Web Hosting	\$	12.50	\$	12.50			\$ 25.00
Claims Office Rent	\$	350.00	\$	350.00			\$ 700.00
Office Cleaning	\$	12.50	\$	12.50			\$ 25.00
Copy Machine Rental	\$	200.00	\$	200.00			\$ 400.00
Office Insurance	\$	100.00	\$	100.00			\$ 200.00
Photocopies	\$	1,250.00	\$	1,250.00			\$ 2,500.00
Telecopies	\$	125.00	\$	125.00			\$ 250.00
Postage	\$	250.00	\$	250.00			\$ 500.00
Federal Express	\$	125.00	\$	125.00			\$ 250.00
Office Supplies	\$	250.00	\$	250.00			\$ 500.00
Office Equipment	\$	125.00	\$	125.00			\$ 250.00
Telephone Service	\$	625.00	\$	625.00			\$ 1,250.00
Westlaw Legal Research	\$	75.00	\$	75.00			\$ 150.00
Vehicle Insurance and Repairs	\$	100.00	\$	100.00			\$ 200.00
Claims Administrator Residence Rent	\$	300.00	\$	300.00			\$ 600.00
Utilities for Claims Administrator Residence	\$	62.50	\$	62.50			\$ 125.00
Airfare (2 round trips from Alabama)	\$	1,550.00	\$	1,550.00			\$ 3,100.00
Airport Vehicle Storage (@ \$12/day)	\$	180.00	\$	180.00			\$ 360.00

PERRINE-DUPONT ADMINISTRATION BUDGET NO. 2  
OCTOBER 2011 \*\*\*\*\*

Claimant File Storage Monthly Rent	\$ 150.00	\$ 150.00		\$ 300.00
Total Common Expenses	\$ 11,342.50	\$ 11,342.50	\$ -	\$ 22,685.00
E. FASB 5 Contingency Reserve (5% of above accounts)				
TOTAL of A, B, C, D and E	\$ 30,712.63	\$ 4,992.13	\$ 663.41	\$ 36,368.16
	\$ 644,965.13	\$ 104,834.63	\$ 13,931.66	\$ 763,731.41

\* Register means to prove Class Membership, it does not require participation in the Medical Monitoring Program. These expenses are in addition to the \$50,000 contingency approved by the Court in the first budget. These additional expenses are the result of unforeseen complications in proving claimant residency in the Class Area, such as the difficulty in matching the stated addresses with a physical location.

\*\* To be funded by an additional contribution by DuPont

\*\*\* Based on the detailed budget developed by the Claims Administrator and the Property Technical Advisor in Exhibit A contemplating that, during the budget period, (i) Class Member registration for the 227 soil parcels in Zone 1A, and the 2,752 houses in the Class Area, will be completed, the resulting \$227,000 (\$1,000 x 227) in inconvenience payments prior to testing for Zone 1A soils will be made and the \$275,200 (\$100 x 2,752) in inconvenience payments prior to testing for Class Area house inconvenience payments will be made; (ii) soil and house testing will be completed, with one-third of soils and one-third of houses being contaminated, with the other two-thirds receiving their \$608,000 (\$4,000 x 152) in soil inconvenience payments and \$734,000 (\$400 x 1,835) in house inconvenience payments; and (iii) soil remediation for the positive testing soil parcels is one-third completed. The Property budget reflects the best estimate of the costs for testing the class area soil and houses at this time, and the best estimate of the cost of remediating the contaminated soils in Zone 1A. After testing is completed, which we project to be March 31, 2012, we will revisit the Property budget per the Court's June 27, 2011 Property Remediation (Clean Up) Program Order.

\*\*\*\* See Exhibit E.

\*\*\*\*\* For this month, common overhead expenses are split on a 50:50 basis between A, Property Remediation (\$11,342.50) and B, Medical Monitoring (Pre-Implementation Date) (\$11,342.50).

1. Due to the increase in utility costs at the Fire Station, the Claims Office rent is projected to increase from \$500 to \$700 per month. Substantiation for this adjustment is attached in Exhibit D.
2. An additional \$1,275 in expenses were included for October 2011, January 2012, April 2010, and July 2012 for quarterly meeting attendance expenses.

**PERRINE-DUPONT ADMINISTRATION BUDGET NO. 2**

**NOVEMBER 2011 +\*\*\*\***

Expense Category	A. PROPERTY REMEDIATION SETTLEMENT FUND		B. MEDICAL MONITORING SETTLEMENT FUND - ADDITIONAL START-UP AND CLAIMANT REGISTRATION (PRE-IMPLEMENTATION DATE) EXPENSES FROM INITIAL DUPONT FUNDING *	C. MEDICAL MONITORING SETTLEMENT FUND - POST SEPTEMBER 1, 2011 IMPLEMENTATION DATE EXPENSES **	TOTAL	
	SETTLEMENT FUND		FUNDING *	DATE EXPENSES **		
A. Claims Administrator Fees Based on Detail in Appendix A						
Claims Administrator Legal Fees (Claims Office and General Case Administration Services, Database Loading and Programming, and Tax and Accounting Support)	\$	46,000.00	\$	35,500.00	\$	92,000.00
Claims Administrator Property Soil and House Testing Check Preparation	\$	3,550.00			\$	3,550.00
Claims Administrator Medical Monitoring Registered Class Member Check Issuance Fees	\$	-	\$	1,250.00	\$	1,250.00
Claims Administrator Legal Fees for Medical Monitoring Provisioning	\$	-			\$	10,000.00
Claims Administrator Legal Fees for Property Program Oversight ***	\$	65,000.00			\$	65,000.00
Total Claims Administrator Fees and Expenses	\$	114,550.00	\$	36,750.00	\$	20,500.00
B. Property Program Only Expenses ***						
Property Program Soil Clean-up Annoyance and Inconvenience Claimant Payments	\$	263,500.00			\$	263,500.00
Property Program Soil and House Testing Payments	\$	199,860.00			\$	199,860.00
Property Clean-up Technical Advisor	\$	25,000.00			\$	25,000.00
Total Property Program Only Expenses	\$	488,360.00	\$	-	\$	488,360.00

PERRINE-DUPONT ADMINISTRATION BUDGET NO. 2  
NOVEMBER 2011 \*\*\*\*\*

<b>C. Medical Monitoring Program Only Expenses *****</b>				
Third Party Administrator Fees and Expenses	\$		\$	14,063.25
Medical Provider Medical Monitoring Expenses	\$	-	\$	163,442.35
Guardian Ad Litem Fees (20 hours per month @ \$250/hr)	\$	-	\$	5,000.00
<b>Total Medical Monitoring Program Only Expenses</b>	<b>\$</b>	<b>-</b>	<b>\$</b>	<b>182,505.60</b>
<b>D. Common Expenses Shared by Both Settlement Programs</b>				
Finance Committee Fees (20 hours each per month @ \$250/hr)	\$	5,000.00	\$	2,500.00
Printing Costs	\$	500.00	\$	250.00
Web Hosting	\$	12.50	\$	6.25
Claims Office Rent	\$	350.00	\$	175.00
Office Cleaning	\$	12.50	\$	6.25
Copy Machine Rental	\$	200.00	\$	100.00
Office Insurance	\$	100.00	\$	50.00
Photocopies	\$	1,250.00	\$	625.00
Telecopies	\$	125.00	\$	62.50
Postage	\$	250.00	\$	125.00
Federal Express	\$	125.00	\$	62.50
Office Supplies	\$	250.00	\$	125.00
Office Equipment	\$	125.00	\$	62.50
Telephone Service	\$	625.00	\$	312.50
Westlaw Legal Research	\$	75.00	\$	37.50
Vehicle Insurance and Repairs	\$	100.00	\$	50.00
Claims Administrator Residence Rent	\$	300.00	\$	150.00
Utilities for Claims Administrator Residence	\$	62.50	\$	31.25
Airfare (2 round trips from Alabama)	\$	1,550.00	\$	775.00
Airport Vehicle Storage (@ \$12/day)	\$	180.00	\$	90.00
Claimant File Storage Monthly Rent	\$	150.00	\$	75.00
<b>Total Common Expenses</b>	<b>\$</b>	<b>11,342.50</b>	<b>\$</b>	<b>5,671.25</b>
				<b>22,685.00</b>

PERRINE DUPONT ADMINISTRATION BUDGET NO. 2  
NOVEMBER 2011 \*\*\*\*\*

E. FASB 5 Contingency Reserve (5% of above accounts)	\$ 30,712.63	\$ 2,121.06	\$ 10,433.84	\$ 43,267.53
TOTAL of A, B, C, D and E	\$ 644,965.13	\$ 44,542.31	\$ 219,110.69	\$ 908,618.13

\* Register means to prove Class Membership, it does not require participation in the Medical Monitoring Program. These expenses are in addition to the \$50,000 contingency approved by the Court in the first budget. These additional expenses are the result of unforeseen complications in proving claimant residency in the Class Area, such as the difficulty in matching the stated addresses with a physical location.

\*\* To be funded by an additional contribution by DuPont.

\*\*\* Based on the detailed budget developed by the Claims Administrator and the Property Technical Advisor in Exhibit A contemplating that, during the budget period, (i) Class Member registration for the 227 soil parcels in Zone 1A, and the 2,752 houses in the Class Area, will be completed, the resulting \$227,000 (\$1,000 x 227) in inconvenience payments prior to testing for Zone 1A soils will be made and the \$275,200 (\$100 x 2,752) in inconvenience payments prior to testing for Class Area house inconvenience payments will be made; (ii) soil and house testing will be completed, with one-third of soils and one-third of houses being contaminated, with the other two-thirds receiving their \$608,000 (\$4,000 x 152) in soil inconvenience payments and \$734,000 (\$400 x 1,835) in house inconvenience payments; and (iii) soil remediation for the positive testing soil parcels is one-third completed. The Property budget reflects the best estimate of the costs for testing the class area soil and houses at this time, and the best estimate of the cost of remediating the contaminated soils in Zone 1A. After testing is completed, which we project to be March 31, 2012, we will revisit the Property budget per the Court's June 27, 2011 Property Remediation (Clean-Up) Program Order.

\*\*\*\* See Exhibit E.

\*\*\*\*\* For this month, common overhead expenses are split on a 50:25:25 basis between A, Property Remediation (\$11,342.50), B, Medical Monitoring (Pre-Implementation Date) (\$5,671.25) and C, Medical Monitoring (Post Implementation) (\$5,671.25).

1. Due to the increase in utility costs at the Fire Station, the Claims Office rent is projected to increase from \$500 to \$700 per month. Substantiation for this adjustment is attached in Exhibit D.

DECEMBER 2011 \*\*\*\*\*

Expense Category	A. PROPERTY REMEDIATION SETTLEMENT FUND	B. MEDICAL MONITORING SETTLEMENT FUND - ADDITIONAL START-UP AND CLAIMANT REGISTRATION (PRE-IMPLEMENTATION DATE) EXPENSES FROM INITIAL DUPONT FUNDING *	C. MEDICAL MONITORING SETTLEMENT FUND - POST SEPTEMBER 1, 2011 IMPLEMENTATION DATE EXPENSES **	TOTAL
<b>A. Claims Administrator Fees Based on Detail in Appendix A</b>				
Claims Administrator Legal Fees (Claims Office and General Case Administration Services, Database Loading and Programming, and Tax and Accounting Support)	\$ 46,125.00	\$ 22,875.00	\$ 10,500.00	\$ 79,500.00
Claims Administrator Property Soil and House Testing Check Preparation	\$ 3,550.00	\$ -	\$ -	\$ 3,550.00
Claims Administrator Legal Fees for Medical Monitoring Provisioning	\$ -	\$ -	\$ 10,000.00	\$ 10,000.00
Claims Administrator Legal Fees for Property Program Oversight ***	\$ 65,000.00	\$ -	\$ -	\$ 65,000.00
<b>Total Claims Administrator Fees and Expenses</b>	<b>\$ 114,675.00</b>	<b>\$ 22,875.00</b>	<b>\$ 20,500.00</b>	<b>\$ 158,050.00</b>
<b>B. Property Program Only Expenses ***</b>				
Property Program Soil Clean-up Annoyance and Inconvenience Claimant Payments	\$ 263,500.00	\$ -	\$ -	\$ 263,500.00
Property Program Soil and House Testing Payments	\$ 199,860.00	\$ -	\$ -	\$ 199,860.00
Property Clean-up Technical Advisor	\$ 25,000.00	\$ -	\$ -	\$ 25,000.00
<b>Total Property Program Only Expenses</b>	<b>\$ 488,360.00</b>	<b>\$ -</b>	<b>\$ -</b>	<b>\$ 488,360.00</b>
<b>C. Medical Monitoring Program Only Expenses ****</b>				

PERRINE-DUPONT ADMINISTRATION BUDGET NO. 2  
DECEMBER 2011 \*\*\*\*\*

Third Party Administrator Fees and Expenses		\$	-	\$	17,023.25	\$	17,023.25		
Medical Provider Medical Monitoring Expenses		\$	-	\$	396,931.35	\$	396,931.35		
Guardian Ad Litem Fees (20 hours per month @ \$250/hr)		\$	-	\$	5,000.00	\$	5,000.00		
Total Medical Monitoring Program Only Expenses		\$	-	\$	418,954.60	\$	418,954.60		
D. Common Expenses Shared by Both Settlement Programs									
Finance Committee Fees (20 hours each per month @ \$250/hr)		\$	7,500.00	\$	2,500.00	\$	10,000.00		
Printing Costs		\$	750.00	\$	250.00	\$	1,000.00		
Web Hosting		\$	18.75	\$	6.25	\$	25.00		
Claims Office Rent		\$	525.00	\$	175.00	\$	700.00		
Office Cleaning		\$	18.75	\$	6.25	\$	25.00		
Copy Machine Rental		\$	300.00	\$	100.00	\$	400.00		
Office Insurance		\$	150.00	\$	50.00	\$	200.00		
Photocopies		\$	1,875.00	\$	625.00	\$	2,500.00		
Telecopies		\$	187.50	\$	62.50	\$	250.00		
Postage		\$	375.00	\$	125.00	\$	500.00		
Federal Express		\$	187.50	\$	62.50	\$	250.00		
Office Supplies		\$	375.00	\$	125.00	\$	500.00		
Office Equipment		\$	187.50	\$	62.50	\$	250.00		
Telephone Service		\$	937.50	\$	312.50	\$	1,250.00		
Westlaw Legal Research		\$	112.50	\$	37.50	\$	150.00		
Vehicle Insurance and Repairs		\$	150.00	\$	50.00	\$	200.00		
Claims Administrator Residence Rent		\$	450.00	\$	150.00	\$	600.00		
Utilities for Claims Administrator Residence		\$	93.75	\$	31.25	\$	125.00		
Airfare (2 round trips from Alabama)		\$	2,325.00	\$	775.00	\$	3,100.00		
Airport Vehicle Storage (@ \$12/day)		\$	270.00	\$	90.00	\$	360.00		
Claimant File Storage Monthly Rent		\$	225.00	\$	75.00	\$	300.00		
Total Common Expenses		\$	17,013.75	\$	5,671.25	\$	22,685.00		
E. FASB 5 Contingency Reserve (5% of above accounts)		\$	31,002.44	\$	1,143.75	\$	22,256.29	\$	54,402.48

## DEC-MAR 2011 未発表資料

\* Register means to prove Class Membership, it does not require participation in the Medical Monitoring Program. These expenses are in addition to the \$50,000 contingency approved by the Court in the first budget. These additional expenses are the result of unforeseen complications in proving claimant residency in the Class Area, such as the difficulty in matching the stated addresses with a physical location.

\*\*\* Based on the detailed budget developed by the Claims Administrator and the Property Technical Advisor in Exhibit A contemplating that, during the budget period, (i) Class Member registration for the 227 soil parcels in Zone 1A, and the 2,752 houses in the Class Area, will be completed, the resulting \$227,000 ( $\$1,000 \times 227$ ) in inconvenience payments prior to testing for Zone 1A soils will be made and the \$275,200 ( $\$100 \times 2,752$ ) in inconvenience payments prior to testing for Class Area house inconvenience payments will be made; (ii) soil and house testing will be completed, with one-third of soils and one-third of houses being contaminated, with the other two-thirds receiving their \$608,000 ( $\$4,000 \times 152$ ) in soil inconvenience payments and \$734,000 ( $\$400 \times 1,835$ ) in house inconvenience payments; and (iii) soil remediation for the positive testing soil parcels is one-third completed. The Property budget reflects the best estimate of the costs for testing the class area soil and houses at this time, and the best estimate of the cost of

\*\*\*  
See Exhibit

1. Due to the increase in utility costs at the Fire Station, the Claims Office rent is projected to increase from \$500 to \$700 per month. Substantiation for this adjustment is attached in Exhibit D.



PERRINE-DUPONT ADMINISTRATION BUDGET NO. 2  
JANUARY 2012 \*\*\*\*\*

EXPENDITURE 2012				
Expense Category	A. PROPERTY REMEDIATION SETTLEMENT FUND	B. MEDICAL MONITORING SETTLEMENT FUND - ADDITIONAL START-UP AND CLAIMANT REGISTRATION (PRE- IMPLEMENTATION DATE) EXPENSES FROM INITIAL DUPONT FUNDING *	C. MEDICAL MONITORING SETTLEMENT FUND - POST SEPTEMBER 1, 2011 IMPLEMENTATION DATE EXPENSES **	TOTAL
<b>A. Claims Administrator Fees Based on Detail in Appendix A</b>				
Claims Administrator Legal Fees (Claims Office and General Case Administration Services, Database Loading and Programming, and Tax and Accounting Support)	\$ 46,000.00	\$ 10,500.00	\$ 10,500.00	\$ 67,000.00
Claims Administrator Property Soil and House Testing Check Preparation	\$ 3,550.00	\$ -	\$ -	\$ 3,550.00
Claims Administrator Legal Fees for Medical Monitoring Provisioning	\$ -	\$ -	\$ 10,000.00	\$ 10,000.00
Claims Administrator Legal Fees for Property Program Oversight ***	\$ 65,000.00	\$ -	\$ -	\$ 65,000.00
Total Claims Administrator Fees and Expenses	\$ 114,550.00	\$ 10,500.00	\$ 20,500.00	\$ 145,550.00
<b>B. Property Program Only Expenses ***</b>				
Property Program Soil Clean-up Annoyance and Inconvenience Claimant Payments	\$ 263,500.00		\$ -	\$ 263,500.00
Property Program Soil and House Testing Payments	\$ 199,860.00		\$ -	\$ 199,860.00
Property Clean-up Technical Advisor	\$ 25,000.00		\$ -	\$ 25,000.00
Total Property Program Only Expenses	\$ 488,360.00	\$ -	\$ -	\$ 488,360.00
<b>C. Medical Monitoring Program Only Expenses ****</b>				
Third Party Administrator Fees and Expenses	\$ -		\$ 18,298.25	\$ 18,298.25
Medical Provider Medical Monitoring Expenses	\$ -		\$ 396,931.35	\$ 396,931.35

PERRINE-DUPONT ADMINISTRATION BUDGET NO. 2  
JANUARY 2012 \*\*\*\*\*

Guardian Ad Litem Fees (20 hours per month @ \$250/hr)	\$	-	\$	5,000.00	\$	5,000.00
<b>Total Medical Monitoring Program Only Expenses</b>	<b>\$</b>	<b>-</b>	<b>\$</b>	<b>420,229.60</b>	<b>\$</b>	<b>420,229.60</b>
<b>D. Common Expenses Shared by Both Settlement Programs</b>						
Finance Committee Fees (20 hours each per month @ \$250/hr)	\$	7,500.00	\$	2,500.00	\$	10,000.00
Printing Costs	\$	750.00	\$	250.00	\$	1,000.00
Web Hosting	\$	18.75	\$	6.25	\$	25.00
Claims Office Rent	\$	525.00	\$	175.00	\$	700.00
Office Cleaning	\$	18.75	\$	6.25	\$	25.00
Copy Machine Rental	\$	300.00	\$	100.00	\$	400.00
Office Insurance	\$	150.00	\$	50.00	\$	200.00
Photocopies	\$	1,875.00	\$	625.00	\$	2,500.00
Telecopies	\$	187.50	\$	62.50	\$	250.00
Postage	\$	375.00	\$	125.00	\$	500.00
Federal Express	\$	187.50	\$	62.50	\$	250.00
Office Supplies	\$	375.00	\$	125.00	\$	500.00
Office Equipment	\$	187.50	\$	62.50	\$	250.00
Telephone Service	\$	937.50	\$	312.50	\$	1,250.00
Westlaw Legal Research	\$	112.50	\$	37.50	\$	150.00
Vehicle Insurance and Repairs	\$	150.00	\$	50.00	\$	200.00
Claims Administrator Residence Rent	\$	450.00	\$	150.00	\$	600.00
Utilities for Claims Administrator Residence	\$	93.75	\$	31.25	\$	125.00
Airfare (2 round trips from Alabama)	\$	2,325.00	\$	775.00	\$	3,100.00
Airport Vehicle Storage (@ \$12/day)	\$	270.00	\$	90.00	\$	360.00
Claimant File Storage Monthly Rent	\$	225.00	\$	75.00	\$	300.00
<b>Total Common Expenses</b>	<b>\$</b>	<b>17,013.75</b>	<b>\$</b>	<b>5,671.25</b>	<b>\$</b>	<b>22,685.00</b>
<b>E. FASB 5 Contingency Reserve (5% of above accounts)</b>	<b>\$</b>	<b>30,996.19</b>	<b>\$</b>	<b>525.00</b>	<b>\$</b>	<b>53,841.23</b>
<b>TOTAL of A, B, C, D and E</b>	<b>\$</b>	<b>650,919.94</b>	<b>\$</b>	<b>11,025.00</b>	<b>\$</b>	<b>1,130,665.83</b>

PERRINE-DUPONT ADMINISTRATION BUDGET NO. 2  
JANUARY 2012 \*\*\*\*\*

\* Register means to prove Class Membership, it does not require participation in the Medical Monitoring Program. These expenses are in addition to the \$50,000 contingency approved by the Court in the first budget. These additional expenses are the result of unforeseen complications in proving claimant residency in the Class Area, such as the difficulty in matching the stated addresses with a physical location.

\*\* To be funded by an additional contribution by DuPont.

\*\*\* Based on the detailed budget developed by the Claims Administrator and the Property Technical Advisor in Exhibit A contemplating that, during the budget period, (i) Class Member registration for the 227 soil parcels in Zone 1A, and the 2,752 houses in the Class Area, will be completed, the resulting \$227,000 (\$1,000 x 227) in inconvenience payments prior to testing for Zone 1A soils will be made and the \$275,200 (\$100 x 2,752) in inconvenience payments prior to testing for Class Area house inconvenience payments will be made; (ii) soil and house testing will be completed, with one-third of soils and one-third of houses being contaminated, with the other two-thirds receiving their \$608,000 (\$4,000 x 152) in soil inconvenience payments and \$734,000 (\$400 x 1,835) in house inconvenience payments; and (iii) soil remediation for the positive testing soil parcels is one-third completed. The Property budget reflects the best estimate of the costs for testing the class area soil and houses at this time, and the best estimate of the cost of remediating the contaminated soils in Zone 1A. After testing is completed, which we project to be March 31, 2012, we will revisit the Property budget per the Court's June 27, 2011 Property Remediation (Clean-Up) Program Order.

\*\*\*\* See Exhibit E.

\*\*\*\*\* For this month, common overhead expenses are split on a 75:00:25 basis between A, Property Remediation (\$17,013.75), B, Medical Monitoring (Pre-Implementation Date) (\$0.00) and C, Medical Monitoring (Post Implementation) (\$5,671.25).

1. Due to the increase in utility costs at the Fire Station, the Claims Office rent is projected to increase from \$500 to \$700 per month. Substantiation for this adjustment is attached in Exhibit D.

PERRINE-DUPONT ADMINISTRATION BUDGET NO. 2  
FEBRUARY 2012 \*\*\*\*\*

Expense Category	A. PROPERTY REMEDIAL SETTLEMENT FUND	B. MEDICAL MONITORING SETTLEMENT FUND - ADDITIONAL START-UP AND CLAIMANT REGISTRATION (PRE- IMPLEMENTATION DATE) EXPENSES FROM INITIAL DUPONT FUNDING *	C. MEDICAL MONITORING SETTLEMENT FUND - POST SEPTEMBER 1, 2011 IMPLEMENTATION DATE EXPENSES **	TOTAL
<b>A. Claims Administrator Fees Based on Detail in Appendix A</b>				
Claims Administrator Legal Fees (Claims Office and General Case Administration Services, Database Loading and Programming, and Tax and Accounting Support)				
Claims Administrator Property Soil and House Testing Check Preparation	\$ 56,500.00	\$ -	\$ 10,500.00	\$ 67,000.00
Claims Administrator Legal Fees for Medical Monitoring Provisioning	\$ 3,550.00	\$ -	\$ -	\$ 3,550.00
Claims Administrator Legal Fees for Property Program Oversight ***	\$ -	\$ -	\$ 10,000.00	\$ 10,000.00
Total Claims Administrator Fees and Expenses	\$ 65,000.00	\$ -	\$ -	\$ 65,000.00
<b>B. Property Program Only Expenses ***</b>	\$ 125,050.00	\$ -	\$ 20,500.00	\$ 145,550.00
Property Program Soil Clean-up Annoyance and Inconvenience Claimant Payments	\$ 263,500.00			\$ 263,500.00
Property Program Soil and House Testing Payments	\$ 199,860.00			\$ 199,860.00
Property Clean-up Technical Advisor	\$ 25,000.00			\$ 25,000.00
Total Property Program Only Expenses	\$ 488,360.00	\$ -	\$ -	\$ 488,360.00
<b>C. Medical Monitoring Program Only Expenses ****</b>				
Third Party Administrator Fees and Expenses	\$ -		\$ 17,023.25	\$ 17,023.25
Medical Provider Medical Monitoring Expenses	\$ -		\$ 396,931.35	\$ 396,931.35

PERRINE-DUPONT ADMINISTRATION BUDGET NO. 2  
FEBRUARY 2012 \*\*\*\*\*

Guardian Ad Litem Fees (20 hours per month @ \$250/hr)	\$	-	\$	5,000.00	\$	5,000.00
Total Medical Monitoring Program Only Expenses	\$	\$	-	418,954.60	\$	418,954.60
<b>D. Common Expenses Shared by Both Settlement Programs</b>						
Finance Committee Fees (20 hours each per month @ \$250/hr)	\$					
Printing Costs	\$	7,500.00	\$	2,500.00	\$	10,000.00
Web Hosting	\$	750.00	\$	250.00	\$	1,000.00
Claims Office Rent	\$	18.75	\$	6.25	\$	25.00
Office Cleaning	\$	525.00	\$	175.00	\$	700.00
Copy Machine Rental	\$	18.75	\$	6.25	\$	25.00
Office Insurance	\$	300.00	\$	100.00	\$	400.00
Photocopies	\$	150.00	\$	50.00	\$	200.00
Telecopies	\$	1,875.00	\$	625.00	\$	2,500.00
Postage	\$	187.50	\$	62.50	\$	250.00
Federal Express	\$	375.00	\$	125.00	\$	500.00
Office Supplies	\$	187.50	\$	62.50	\$	250.00
Office Equipment	\$	375.00	\$	125.00	\$	500.00
Telephone Service	\$	187.50	\$	62.50	\$	250.00
Westlaw Legal Research	\$	937.50	\$	312.50	\$	1,250.00
Claims Administrator Office Vehicle 1 Year Warranty	\$	112.50	\$	37.50	\$	150.00
Vehicle Insurance and Repairs	\$	1,125.00	\$	375.00	\$	1,500.00
Claims Administrator Residence Rent	\$	150.00	\$	50.00	\$	200.00
Utilities for Claims Administrator Residence	\$	450.00	\$	150.00	\$	600.00
Airfare (2 round trips from Alabama)	\$	93.75	\$	31.25	\$	125.00
Airport Vehicle Storage (@ \$12/day)	\$	2,325.00	\$	775.00	\$	3,100.00
Claimant File Storage Monthly Rent	\$	270.00	\$	90.00	\$	360.00
Total Common Expenses	\$	225.00	\$	75.00	\$	300.00
	\$	18,138.75	\$	6,046.25	\$	24,185.00
<b>E. FASB 5 Contingency Reserve (5% of above accounts)</b>						
TOTAL of A, B, C, D and E	\$	31,577.44	\$	22,275.04	\$	53,852.48
	\$	663,126.19	\$	467,775.89	\$	1,130,902.08

PERRINE-DUPONT ADMINISTRATION BUDGET NO. 2  
FEBRUARY 2012 \*\*\*\*\*

\* Register means to prove Class Membership, it does not require participation in the Medical Monitoring Program. These expenses are in addition to the \$50,000 contingency approved by the Court in the first budget. These additional expenses are the result of unforeseen complications in proving claimant residency in the Class Area, such as the difficulty in matching the stated addresses with a physical location.

\*\* To be funded by an additional contribution by DuPont.

\*\*\* Based on the detailed budget developed by the Claims Administrator and the Property Technical Advisor in Exhibit A contemplating that, during the budget period, (i) Class Member registration for the 227 soil parcels in Zone 1A, and the 2,752 houses in the Class Area, will be completed, the resulting \$227,000 (\$1,000 x 227) in inconvenience payments prior to testing for Zone 1A soils will be made and the \$275,200 (\$100 x 2,752) in inconvenience payments prior to testing for Class Area house inconvenience payments will be made; (ii) soil and house testing will be completed, with one-third of soils and one-third of houses being contaminated, with the other two-thirds receiving their \$608,000 (\$4,000 x 152) in soil inconvenience payments and \$734,000 (\$400 x 1,835) in house inconvenience payments; and (iii) soil remediation for the positive testing soil parcels is one-third completed. The Property budget reflects the best estimate of the costs for testing the class area soil and houses at this time, and the best estimate of the cost of

remediating the contaminated soils in Zone 1A. After testing is completed, which we project to be March 31, 2012, we will revisit the Property budget per the Court's June 27, 2011 Property Remediation (Clean-Up) Program Order.

\*\*\*\* See Exhibit E.

\*\*\*\*\* For this month, common overhead expenses are split on a 75:00:25 basis between A, Property Remediation (\$18,138.75), B, Medical Monitoring (Pre-Implementation Date) (\$1.00) and C, Medical Monitoring (Post Implementation) (\$6,046.25).

1. Due to the increase in utility costs at the Fire Station, the Claims Office rent is projected to increase from \$500 to \$700 per month. Substantiation for this adjustment is attached in Exhibit D.

PERRINE-DUPONT ADMINISTRATION BUDGET NO. 2

MARCH 2012 \*\*\*\*\*

Expense Category	A. PROPERTY REMEDIA TION SETTLEMENT FUND	B. MEDICAL MONITORING SETTLEMENT FUND - ADDITIONAL START-UP AND CLAIMANT REGISTRATION (PRE- IMPLEMENTATION DATE) EXPENSES FROM INITIAL DUPONT FUNDING *	C. MEDICAL MONITORING SETTLEMENT FUND - POST SEPTEMBER 1, 2011 IMPLEMENTATION DATE EXPENSES **	TOTAL
<b>A. Claims Administrator Fees Based on Detail in Appendix A</b>				
Claims Administrator Legal Fees (Claims Office and General Case Administration Services, Database Loading and Programming, and Tax and Accounting Support)				
Claims Administrator Property Soil and House Testing	\$ 56,500.00	\$ -	\$ 10,500.00	\$ 67,000.00
Check Preparation	\$ 3,550.00	\$ -	\$ -	\$ 3,550.00
Claims Administrator Legal Fees for Medical Monitoring Provisioning	\$ -	\$ -	\$ 10,000.00	\$ 10,000.00
Claims Administrator Legal Fees for Property Program Oversight ***	\$ 65,000.00	\$ -	\$ -	\$ 65,000.00
Total Claims Administrator Fees and Expenses	\$ 125,050.00	\$ -	\$ 20,500.00	\$ 145,550.00
<b>B. Property Program Only Expenses ***</b>				
Property Program Soil Clean-up Annoyance and Inconvenience Claimant Payments	\$ 263,500.00	\$ -	\$ -	\$ 263,500.00
Property Program Soil and House Testing Payments	\$ 199,860.00	\$ -	\$ -	\$ 199,860.00
Property Clean-up Technical Advisor	\$ 25,000.00	\$ -	\$ -	\$ 25,000.00
Total Property Program Only Expenses	\$ 488,360.00	\$ -	\$ -	\$ 488,360.00
<b>C. Medical Monitoring Program Only Expenses ****</b>				

PERRINE DUPONT ADMINISTRATION BUDGET NO. 2

MARCH 2012 \*\*\*\*\*

Third Party Administrator Fees and Expenses	\$ -	\$ -	\$ -	\$ 15,085.75	\$ 15,085.75
Medical Provider Medical Monitoring Expenses	\$ -	\$ -	\$ -	\$ 396,931.35	\$ 396,931.35
Guardian Ad Litem Fees (20 hours per month @ \$250/hr)	\$ -	\$ -	\$ -	\$ 5,000.00	\$ 5,000.00
Total Medical Monitoring Program Only Expenses	\$ -	\$ -	\$ -	\$ 417,017.10	\$ 417,017.10
<b>D. Common Expenses Shared by Both Settlement Programs</b>					
Finance Committee Fees (20 hours each per month @ \$250/hr)	\$ 7,500.00		\$ 2,500.00	\$ 10,000.00	
Printing Costs	\$ 750.00		\$ 250.00	\$ 1,000.00	
Web Hosting	\$ 18.75		\$ 6.25	\$ 25.00	
Claims Office Rent	\$ 525.00		\$ 175.00	\$ 700.00	
Office Cleaning	\$ 18.75		\$ 6.25	\$ 25.00	
Copy Machine Rental	\$ 300.00		\$ 100.00	\$ 400.00	
Office Insurance	\$ 150.00		\$ 50.00	\$ 200.00	
Photocopies	\$ 1,875.00		\$ 625.00	\$ 2,500.00	
Telecopies	\$ 187.50		\$ 62.50	\$ 250.00	
Postage	\$ 375.00		\$ 125.00	\$ 500.00	
Federal Express	\$ 187.50		\$ 62.50	\$ 250.00	
Office Supplies	\$ 375.00		\$ 125.00	\$ 500.00	
Office Equipment	\$ 187.50		\$ 62.50	\$ 250.00	
Telephone Service	\$ 937.50		\$ 312.50	\$ 1,250.00	
Westlaw Legal Research	\$ 112.50		\$ 37.50	\$ 150.00	
Vehicle Insurance and Repairs	\$ 150.00		\$ 50.00	\$ 200.00	
Claims Administrator Residence Rent	\$ 450.00		\$ 150.00	\$ 600.00	
Utilities for Claims Administrator Residence	\$ 93.75		\$ 31.25	\$ 125.00	
Airfare (2 round trips from Alabama)	\$ 2,325.00		\$ 775.00	\$ 3,100.00	
Airport Vehicle Storage (@ \$12/day)	\$ 270.00		\$ 90.00	\$ 360.00	
Claimant File Storage Monthly Rent	\$ 225.00		\$ 75.00	\$ 300.00	
Total Common Expenses	\$ 17,013.75	\$ -	\$ 5,671.25	\$ 22,685.00	
<b>E. FASB 5 Contingency Reserve (5% of above accounts)</b>	\$ 31,521.19	\$ -	\$ 22,159.42	\$ 53,680.61	



**PERRINE-DUPONT ADMINISTRATION BUDGET NO. 2**

**MARCH 2012 \*\*\*\*\***

TOTAL of A, B, C, D and E	\$ 661,944.94	\$ -	\$ 465,347.77	\$ 1,127,292.71
<p>* Register means to prove Class Membership, it does not require participation in the Medical Monitoring Program. These expenses are in addition to the \$50,000 contingency approved by the Court in the first budget. These additional expenses are the result of unforeseen complications in proving claimant residency in the Class Area, such as the difficulty in matching the stated addresses with a physical location.</p> <p>** To be funded by an additional contribution by DuPont.</p> <p>*** Based on the detailed budget developed by the Claims Administrator and the Property Technical Advisor in Exhibit A contemplating that, during the budget period, (i) Class Member registration for the 227 soil parcels in Zone 1A, and the 2,752 houses in the Class Area, will be completed, the resulting \$227,000 (\$1,000 x 227) in inconvenience payments prior to testing for Zone 1A soils will be made and the \$275,200 (\$100 x 2,752) in inconvenience payments prior to testing for Class Area house inconvenience payments will be made; (ii) soil and house testing will be completed, with one-third of soils and one-third of houses being contaminated, with the other two-thirds receiving their \$608,000 (\$4,000 x 152) in soil inconvenience payments and \$734,000 (\$400 x 1,835) in house inconvenience payments; and (iii) soil remediation for the positive testing soil parcels is one-third completed. The Property budget reflects the best estimate of the costs for testing the class area soil and houses at this time, and the best estimate of the cost of remediating the contaminated soils in Zone 1A. After testing is completed, which we project to be March 31, 2012, we will revisit the Property budget per the Court's June 27, 2011 Property Remediation (Clean Up) Program Order.</p> <p>**** See Exhibit E.</p> <p>***** For this month, common overhead expenses are split on a 75:00:25 basis between A, Property Remediation (\$17,013.75), B, Medical Monitoring (Pre-Implementation Date) (\$0.00) and C, Medical Monitoring (Post Implementation) (\$5,671.25).</p> <p>1. Due to the increase in utility costs at the Fire Station, the Claims Office rent is projected to increase from \$500 to \$700 per month. Substantiation for this adjustment is attached in Exhibit D.</p>				

**PERRINE-DUPONT ADMINISTRATION BUDGET NO. 2**

**APRIL 2012 \*\*\*\*\***

Expense Category	A. PROPERTY REMEDICATION SETTLEMENT FUND	B. MEDICAL MONITORING SETTLEMENT FUND - ADDITIONAL START-UP AND CLAIMANT REGISTRATION (PRE- IMPLEMENTATION DATE) EXPENSES FROM INITIAL DUPONT FUNDING *	C. MEDICAL MONITORING SETTLEMENT FUND - POST SEPTEMBER 1, 2011 IMPLEMENTATION DATE EXPENSES **	TOTAL
<b>A. Claims Administrator Fees Based on Detail in Appendix A</b>				
Claims Administrator Legal Fees (Claims Office and General Case Administration Services, Database Loading and Programming, and Tax and Accounting Support)	\$ 56,500.00	\$ -	\$ 10,500.00	\$ 67,000.00
Claims Administrator Legal Fees for Medical Monitoring Provisioning	\$ -		\$ 10,000.00	\$ 10,000.00
Claims Administrator Legal Fees for Property Program Oversight ***	\$ 96,000.00			\$ 96,000.00
<b>Total Claims Administrator Fees and Expenses</b>	<b>\$ 152,500.00</b>	<b>\$ -</b>	<b>\$ 20,500.00</b>	<b>\$ 173,000.00</b>
<b>B. Property Program Only Expenses ***</b>				
Property Program Interior Residential Cleaning Expenses	\$ 396,125.00			\$ 396,125.00
Property Program Soil Replacement Expenses	\$ 311,750.00			\$ 311,750.00
Property Program Project Administration Expenses	\$ 247,625.00			\$ 247,625.00
Property Clean-up Technical Advisor	\$ 25,000.00		\$ -	\$ 25,000.00
<b>Total Property Program Only Expenses</b>	<b>\$ 980,500.00</b>	<b>\$ -</b>	<b>\$ -</b>	<b>\$ 980,500.00</b>
<b>C. Medical Monitoring Program Only Expenses ****</b>				
Third Party Administrator Fees and Expenses	\$ -		\$ 16,360.75	\$ 16,360.75

PERRINE-DUPONT ADMINISTRATION BUDGET NO. 2

APRIL 2012 \*\*\*\*\*

Medical Provider Medical Monitoring Expenses	\$ -		\$ 396,931.35	\$ 396,931.35
Guardian Ad Litem Fees (20 hours per month @ \$250/hr)	\$ -		\$ 5,000.00	\$ 5,000.00
Total Medical Monitoring Program Only Expenses	\$ -	\$ -	\$ 418,292.10	\$ 418,292.10
<b>D. Common Expenses Shared by Both Settlement Programs</b>				
Finance Committee Fees (20 hours each per month @ \$250/hr)	\$ 7,500.00		\$ 2,500.00	\$ 10,000.00
Printing Costs	\$ 750.00		\$ 250.00	\$ 1,000.00
Web Hosting	\$ 18.75		\$ 6.25	\$ 25.00
Claims Office Rent	\$ 525.00		\$ 175.00	\$ 700.00
Office Cleaning	\$ 18.75		\$ 6.25	\$ 25.00
Copy Machine Rental	\$ 300.00		\$ 100.00	\$ 400.00
Office Insurance	\$ 150.00		\$ 50.00	\$ 200.00
Photocopies	\$ 1,875.00		\$ 625.00	\$ 2,500.00
Telecopies	\$ 187.50		\$ 62.50	\$ 250.00
Postage	\$ 375.00		\$ 125.00	\$ 500.00
Federal Express	\$ 187.50		\$ 62.50	\$ 250.00
Office Supplies	\$ 375.00		\$ 125.00	\$ 500.00
Office Equipment	\$ 187.50		\$ 62.50	\$ 250.00
Telephone Service	\$ 937.50		\$ 312.50	\$ 1,250.00
Westlaw Legal Research	\$ 112.50		\$ 37.50	\$ 150.00
Vehicle Insurance and Repairs	\$ 150.00		\$ 50.00	\$ 200.00
Claims Administrator Residence Rent	\$ 450.00		\$ 150.00	\$ 600.00
Utilities for Claims Administrator Residence	\$ 93.75		\$ 31.25	\$ 125.00
Airfare (2 round trips from Alabama)	\$ 2,325.00		\$ 775.00	\$ 3,100.00
Airport Vehicle Storage (@ \$12/day)	\$ 270.00		\$ 90.00	\$ 360.00
Claimant File Storage Monthly Rent	\$ 225.00		\$ 75.00	\$ 300.00
Total Common Expenses	\$ 17,013.75	\$ -	\$ 5,671.25	\$ 22,685.00
<b>E. FASB 5 Contingency Reserve (5% of above accounts)</b>				
TOTAL of A, B, C, D and E	\$ 57,500.69	\$ -	\$ 22,223.17	\$ 79,723.86
	\$ 1,207,514.44	\$ -	\$ 466,686.52	\$ 1,674,200.96

PERRINE-DUPONT ADMINISTRATION BUDGET NO. 2

APRIL 2012 \*\*\*\*\*

\* Register means to prove Class Membership, it does not require participation in the Medical Monitoring Program. These expenses are in addition to the \$50,000 contingency approved by the Court in the first budget. These additional expenses are the result of unforeseen complications in proving claimant residency in the Class Area, such as the difficulty in matching the stated addresses with a physical location.

\*\* To be funded by an additional contribution by DuPont.

\*\*\* Based on the detailed budget developed by the Claims Administrator and the Property Technical Advisor in Exhibit A contemplating that, during the budget period, (i) Class Member registration for the 227 soil parcels in Zone 1A, and the 2,752 houses in the Class Area, will be completed, the resulting \$227,000 (\$1,000 x 227) in inconvenience payments prior to testing for Zone 1A soils will be made and the \$275,200 (\$100 x 2,752) in inconvenience payments prior to testing for Class Area house inconvenience payments will be made; (ii) soil and house testing will be completed, with one-third of soils and one third of houses being contaminated, with the other two-thirds receiving their \$608,000 (\$4,000 x 152) in soil inconvenience payments and \$734,000 (\$400 x 1,835) in house inconvenience payments; and (iii) soil remediation for the positive testing soil parcels is one-third completed. The Property budget reflects the best estimate of the costs for testing the class area soil and houses at this time, and the best estimate of the cost of

remediating the contaminated soils in Zone 1A. After testing is completed, which we project to be March 31, 2012, we will revisit the Property budget per the Court's June 27, 2011 Property Remediation (Clean-Up) Program Order.

\*\*\*\* See Exhibit E.

\*\*\*\*\* For this month, common overhead expenses are split on a 75:00:25 basis between A, Property Remediation (\$17,013.75), B, Medical Monitoring (Pre Implementation Date) (\$0.00) and C, Medical Monitoring (Post Implementation) (\$5,671.25).

1. Due to the increase in utility costs at the Fire Station, the Claims Office rent is projected to increase from \$500 to \$700 per month. Substantiation for this adjustment is attached in Exhibit D.

**PERKINS-DUPONT ADMINISTRATION BUDGET NO. 2**

**MAY 2012 \*\*\*\*\***

Expense Category	A. PROPERTY REMEDIAL SETTLEMENT FUND	B. MEDICAL MONITORING SETTLEMENT FUND - ADDITIONAL START-UP AND CLAIMANT REGISTRATION (PRE- IMPLEMENTATION DATE) EXPENSES FROM INITIAL DUPONT FUNDING *	C. MEDICAL MONITORING SETTLEMENT FUND - POST SEPTEMBER 1, 2011 IMPLEMENTATION DATE EXPENSES **	TOTAL
<b>A. Claims Administrator Fees Based on Detail in Appendix A</b>				
Claims Administrator Legal Fees (Claims Office and General Case Administration Services, Database Loading and Programming, and Tax and Accounting Support)	\$ 56,500.00	\$ -	\$ 10,500.00	\$ 67,000.00
Claims Administrator Legal Fees for Medical Monitoring Provisioning	\$ -	\$ -	\$ 10,000.00	\$ 10,000.00
Claims Administrator Legal Fees for Property Program Oversight ***	\$ 96,000.00	\$ -	\$ -	\$ 96,000.00
<b>Total Claims Administrator Fees and Expenses</b>	<b>\$ 152,500.00</b>	<b>\$ -</b>	<b>\$ 20,500.00</b>	<b>\$ 173,000.00</b>
<b>B. Property Program Only Expenses ***</b>				
Property Program Interior Residential Cleaning Expenses	\$ 396,125.00			\$ 396,125.00
Property Program Soil Replacement Expenses	\$ 311,750.00			\$ 311,750.00
Property Program Project Administration Expenses	\$ 247,625.00			\$ 247,625.00
Property Clean-up Technical Advisor	\$ 25,000.00			\$ 25,000.00
<b>Total Property Program Only Expenses</b>	<b>\$ 980,500.00</b>	<b>\$ -</b>	<b>\$ -</b>	<b>\$ 980,500.00</b>
<b>C. Medical Monitoring Program Only Expenses ****</b>				
Third Party Administrator Fees and Expenses	\$ -		\$ 15,085.75	\$ 15,085.75

PERRINE DUPONT ADMINISTRATION BUDGET NO. 2

MAY 2012 \*\*\*\*\*

Medical Provider Medical Monitoring Expenses	\$	-	\$	396,931.35	\$	396,931.35
Guardian Ad Litem Fees (20 hours per month @ \$250/hr)	\$	-	\$	5,000.00	\$	5,000.00
Total Medical Monitoring Program Only Expenses	\$	-	\$	417,017.10	\$	417,017.10
<b>D. Common Expenses Shared by Both Settlement Programs</b>						
Finance Committee Fees (20 hours each per month @ \$250/hr)	\$	7,500.00	\$	2,500.00	\$	10,000.00
Printing Costs	\$	750.00	\$	250.00	\$	1,000.00
Web Hosting	\$	18.75	\$	6.25	\$	25.00
Claims Office Rent	\$	525.00	\$	175.00	\$	700.00
Office Cleaning	\$	18.75	\$	6.25	\$	25.00
Copy Machine Rental	\$	300.00	\$	100.00	\$	400.00
Office Insurance	\$	150.00	\$	50.00	\$	200.00
Photocopies	\$	1,875.00	\$	625.00	\$	2,500.00
Telecopies	\$	187.50	\$	62.50	\$	250.00
Postage	\$	375.00	\$	125.00	\$	500.00
Federal Express	\$	187.50	\$	62.50	\$	250.00
Office Supplies	\$	375.00	\$	125.00	\$	500.00
Office Equipment	\$	187.50	\$	62.50	\$	250.00
Telephone Service	\$	937.50	\$	312.50	\$	1,250.00
Westlaw Legal Research	\$	112.50	\$	37.50	\$	150.00
Vehicle Insurance and Repairs	\$	150.00	\$	50.00	\$	200.00
Claims Administrator Residence Rent	\$	450.00	\$	150.00	\$	600.00
Utilities for Claims Administrator Residence	\$	93.75	\$	31.25	\$	125.00
Airfare (2 round trips from Alabama)	\$	2,325.00	\$	775.00	\$	3,100.00
Airport Vehicle Storage (@ \$12/day)	\$	270.00	\$	90.00	\$	360.00
Claimant File Storage Monthly Rent	\$	225.00	\$	75.00	\$	300.00
Total Common Expenses	\$	17,013.75	\$	5,671.25	\$	22,685.00
<b>E. FASB 5 Contingency Reserve (5% of above accounts)</b>	\$	57,500.69	\$	-	\$	79,660.11

PERRINE-DUPONT ADMINISTRATION BUDGET NO. 2

MAY 2012 \*\*\*\*\*

TOTAL of A, B, C, D and E	\$	1,207,514.44	\$	-	\$	465,347.77	\$	1,672,862.21
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\* Register means to prove Class Membership, it does not require participation in the Medical Monitoring Program. These expenses are in addition to the \$50,000 contingency approved by the Court in the first budget. These additional expenses are the result of unforeseen complications in proving claimant residency in the Class Area, such as the difficulty in matching the stated addresses with a physical location.

\*\* To be funded by an additional contribution by DuPont

\*\*\* Based on the detailed budget developed by the Claims Administrator and the Property Technical Advisor in Exhibit A contemplating that, during the budget period, (i) Class Member registration for the 227 soil parcels in Zone 1A, and the 2,752 houses in the Class Area, will be completed, the resulting \$227,000 (\$1,000 x 227) in inconvenience payments prior to testing for Zone 1A soils will be made and the \$275,200 (\$100 x 2,752) in inconvenience payments prior to testing for Class Area house inconvenience payments will be made; (ii) soil and house testing will be completed, with one-third of soils and one-third of houses being contaminated, with the other two-thirds receiving their \$608,000 (\$4,000 x 152) in soil inconvenience payments and \$734,000 (\$400 x 1,835) in house inconvenience payments; and (iii) soil remediation for the positive testing soil parcels is one-third completed. The Property budget reflects the best estimate of the costs for testing the class area soil and houses at this time, and the best estimate of the cost of remediating the contaminated soils in Zone 1A. After testing is completed, which we project to be March 31, 2012, we will revisit the Property budget per the Court's June 27, 2011 Property Remediation (Clean-Up) Program Order.

\*\*\*\* See Exhibit E

\*\*\*\*\* For this month, common overhead expenses are split on a 75:00:25 basis between A, Property Remediation (\$17,013.75), B, Medical Monitoring (Pre-Implementation Date) (\$0.00) and C, Medical Monitoring (Post Implementation) (\$5,671.25).

1. Due to the increase in utility costs at the Fire Station, the Claims Office rent is projected to increase from \$500 to \$700 per month. Substantiation for this adjustment is attached in Exhibit D.

PERRINE-DUPONT ADMINISTRATION BUDGET NO. 2

JUNE 2012 \*\*\*\*\*

Expense Category	A. PROPERTY REMEDATION SETTLEMENT FUND	B. MEDICAL MONITORING SETTLEMENT FUND - ADDITIONAL START-UP AND CLAIMANT REGISTRATION (PRE- IMPLEMENTATION DATE) EXPENSES FROM INITIAL DUPONT FUNDING *	C. MEDICAL MONITORING SETTLEMENT FUND - POST SEPTEMBER 1, 2011 IMPLEMENTATION DATE EXPENSES **	TOTAL
<b>A. Claims Administrator Fees Based on Detail in Appendix A</b>				
Claims Administrator Legal Fees (Claims Office and General Case Administration Services, Database Loading and Programming, and Tax and Accounting Support)	\$ 56,500.00	\$ -	\$ 10,500.00	\$ 67,000.00
Claims Administrator Legal Fees for Medical Monitoring Provisioning	\$ -	\$ -	\$ 10,000.00	\$ 10,000.00
Claims Administrator Legal Fees for Property Program Oversight ***	\$ 96,000.00	\$ -	\$ -	\$ 96,000.00
<b>Total Claims Administrator Fees and Expenses</b>	\$ 152,500.00	\$ -	\$ 20,500.00	\$ 173,000.00
<b>B. Property Program Only Expenses ***</b>				
Property Program Interior Residential Cleaning Expenses	\$ 396,125.00	\$ -	\$ -	\$ 396,125.00
Property Program Soil Replacement Expenses	\$ 311,750.00	\$ -	\$ -	\$ 311,750.00
Property Program Project Administration Expenses	\$ 247,625.00	\$ -	\$ -	\$ 247,625.00
Property Clean-up Technical Advisor	\$ 25,000.00	\$ -	\$ -	\$ 25,000.00
<b>Total Property Program Only Expenses</b>	\$ 980,500.00	\$ -	\$ -	\$ 980,500.00
<b>C. Medical Monitoring Program Only Expenses ****</b>				
Third Party Administrator Fees and Expenses	\$ -	\$ -	\$ 15,085.75	\$ 15,085.75



PERRINE-DUPONT ADMINISTRATION BUDGET NO. 2  
JUNE 2012 \*\*\*\*\*

Medical Provider Medical Monitoring Expenses	\$	-	\$	396,931.35	\$	396,931.35
Guardian Ad Litem Fees (20 hours per month @ \$250/hr)	\$	-	\$	5,000.00	\$	5,000.00
Total Medical Monitoring Program Only Expenses	\$	-	\$	417,017.10	\$	417,017.10
<b>D. Common Expenses Shared by Both Settlement Programs</b>						
Finance Committee Fees (20 hours each per month @ \$250/hr)	\$	7,500.00	\$	2,500.00	\$	10,000.00
Printing Costs	\$	750.00	\$	250.00	\$	1,000.00
Web Hosting	\$	18.75	\$	6.25	\$	25.00
Claims Office Rent	\$	525.00	\$	175.00	\$	700.00
Office Cleaning	\$	18.75	\$	6.25	\$	25.00
Copy Machine Rental	\$	300.00	\$	100.00	\$	400.00
Office Insurance	\$	150.00	\$	50.00	\$	200.00
Photocopies	\$	1,875.00	\$	625.00	\$	2,500.00
Telecopies	\$	187.50	\$	62.50	\$	250.00
Postage	\$	375.00	\$	125.00	\$	500.00
Federal Express	\$	187.50	\$	62.50	\$	250.00
Office Supplies	\$	375.00	\$	125.00	\$	500.00
Office Equipment	\$	187.50	\$	62.50	\$	250.00
Telephone Service	\$	937.50	\$	312.50	\$	1,250.00
Westlaw Legal Research	\$	112.50	\$	37.50	\$	150.00
Vehicle Insurance and Repairs	\$	150.00	\$	50.00	\$	200.00
Claims Administrator Residence Rent	\$	450.00	\$	150.00	\$	600.00
Utilities for Claims Administrator Residence	\$	93.75	\$	31.25	\$	125.00
Airfare (2 round trips from Alabama)	\$	2,325.00	\$	775.00	\$	3,100.00
Airport Vehicle Storage (@ \$12/day)	\$	270.00	\$	90.00	\$	360.00
Claimant File Storage Monthly Rent	\$	225.00	\$	75.00	\$	300.00
Total Common Expenses	\$	17,013.75	\$	5,671.25	\$	22,685.00
<b>E. FASB 5 Contingency Reserve (5% of above accounts)</b>	\$	57,500.69	\$	22,159.42	\$	79,660.11

PERRINE-DUPONT ADMINISTRATION BUDGET NO. 2  
JUNE 2012 \*\*\*\*\*

TOTAL of A, B, C, D and E	\$	1,207,514.44	\$	-	\$	465,347.77	\$	1,672,862.21
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\* Register means to prove Class Membership, it does not require participation in the Medical Monitoring Program. These expenses are in addition to the \$50,000 contingency approved by the Court in the first budget. These additional expenses are the result of unforeseen complications in proving claimant residency in the Class Area, such as the difficulty in matching the stated addresses with a physical location.

\*\* To be funded by an additional contribution by DuPont.

\*\*\* Based on the detailed budget developed by the Claims Administrator and the Property Technical Advisor in Exhibit A contemplating that, during the budget period, (i) Class Member registration for the 227 soil parcels in Zone 1A, and the 2,752 houses in the Class Area, will be completed, the resulting \$227,000 (\$1,000 x 227) in inconvenience payments prior to testing for Zone 1A soils will be made and the \$275,200 (\$100 x 2,752) in inconvenience payments prior to testing for Class Area house inconvenience payments will be made; (ii) soil and house testing will be completed, with one-third of soils and one-third of houses being contaminated, with the other two-thirds receiving their \$608,000 (\$4,000 x 152) in soil inconvenience payments and \$734,000 (\$400 x 1,835) in house inconvenience payments; and (iii) soil remediation for the positive testing soil parcels is one-third completed. The Property budget reflects the best estimate of the costs for testing the class area soil and houses at this time, and the best estimate of the cost of remediating the contaminated soils in Zone 1A. After testing is completed, which we project to be March 31, 2012, we will revisit the Property budget per the Court's June 27, 2011 Property Remediation (Clean-Up) Program Order.

\*\*\*\* See Exhibit E.

\*\*\*\*\* For this month, common overhead expenses are split on a 75:00:25 basis between A, Property Remediation (\$17,013.75), B, Medical Monitoring (Pre-Implementation Date) (\$0.00) and C, Medical Monitoring (Post Implementation) (\$5,671.25).

1. Due to the increase in utility costs at the Fire Station, the Claims Office rent is projected to increase from \$500 to \$700 per month. Substantiation for this adjustment is attached in Exhibit D.

**PERRINE-DUPONT ADMINISTRATION BUDGET NO. 2**

**JULY 2012 \*\*\*\*\***

Expense Category		A. PROPERTY REMEDICATION SETTLEMENT FUND	B. MEDICAL MONITORING SETTLEMENT FUND - ADDITIONAL START-UP AND CLAIMANT REGISTRATION (PRE- IMPLEMENTATION DATE) EXPENSES FROM INITIAL DUPONT FUNDING *	C. MEDICAL MONITORING SETTLEMENT FUND - POST SEPTEMBER 1, 2011 IMPLEMENTATION DATE EXPENSES **	TOTAL
<b>A. Claims Administrator Fees Based on Detail in Appendix A</b>					
Claims Administrator Legal Fees (Claims Office and General Case Administration Services, Database Loading and Programming, and Tax and Accounting Support)		\$ 56,500.00	\$ -	\$ 10,500.00	\$ 67,000.00
Claims Administrator Legal Fees for Medical Monitoring Provisioning		\$ -	\$ -	\$ 10,000.00	\$ 10,000.00
Claims Administrator Legal Fees for Property Program Oversight ***		\$ 96,000.00	\$ -	\$ -	\$ 96,000.00
Total Claims Administrator Fees and Expenses		\$ 152,500.00	\$ -	\$ 20,500.00	\$ 173,000.00
<b>B. Property Program Only Expenses ***</b>					
Property Program Interior Residential Cleaning Expenses		\$ 396,125.00		\$ -	\$ 396,125.00
Property Program Soil Replacement Expenses		\$ 311,750.00		\$ -	\$ 311,750.00
Property Program Project Administration Expenses		\$ 247,625.00		\$ -	\$ 247,625.00
Property Clean-up Technical Advisor		\$ 25,000.00		\$ -	\$ 25,000.00
Total Property Program Only Expenses		\$ 980,500.00	\$ -	\$ -	\$ 980,500.00
<b>C. Medical Monitoring Program Only Expenses ****</b>					
Third Party Administrator Fees and Expenses		\$ -		\$ 13,400.75	\$ 13,400.75
Medical Provider Medical Monitoring Expenses		\$ -		\$ 163,442.35	\$ 163,442.35

PERRINE DUPONT ADMINISTRATION BUDGET NO. 2  
JULY 2012 \*\*\*\*\*

Guardian Ad Litem Fees (20 hours per month @ \$250/hr)	\$	-	\$	5,000.00	\$	5,000.00
<b>Total Medical Monitoring Program Only Expenses</b>	\$	-	\$	181,843.10	\$	181,843.10
<b>D. Common Expenses Shared by Both Settlement Programs</b>						
Finance Committee Fees (20 hours each per month @ \$250/hr)	\$	7,500.00	\$	2,500.00	\$	10,000.00
Audit and Income Tax Return	\$	40,000.00	\$	6,666.66	\$	80,000.00
Printing Costs	\$	750.00		250.00	\$	1,000.00
Web Hosting	\$	18.75		6.25	\$	25.00
Claims Office Rent	\$	525.00		175.00	\$	700.00
Office Cleaning	\$	18.75		6.25	\$	25.00
Copy Machine Rental	\$	300.00		100.00	\$	400.00
Office Insurance	\$	150.00		50.00	\$	200.00
Photocopies	\$	1,875.00		625.00	\$	2,500.00
Telecopies	\$	187.50		62.50	\$	250.00
Postage	\$	375.00		125.00	\$	500.00
Federal Express	\$	187.50		62.50	\$	250.00
Office Supplies	\$	375.00		125.00	\$	500.00
Office Equipment	\$	187.50		62.50	\$	250.00
Telephone Service	\$	937.50		312.50	\$	1,250.00
Westlaw Legal Research	\$	112.50		37.50	\$	150.00
Vehicle Insurance and Repairs	\$	150.00		50.00	\$	200.00
Claims Administrator Residence Rent	\$	450.00		150.00	\$	600.00
Utilities for Claims Administrator Residence	\$	93.75		31.25	\$	125.00
Airfare (2 round trips from Alabama)	\$	2,325.00		775.00	\$	3,100.00
Airport Vehicle Storage (@ \$12/day)	\$	270.00		90.00	\$	360.00
Claimant File Storage Monthly Rent	\$	225.00		75.00	\$	300.00
<b>Total Common Expenses</b>	\$	57,013.75	\$	12,337.91	\$	102,685.00
<b>E. FASB 5 Contingency Reserve (5% of above accounts)</b>	\$	59,500.69	\$	1,666.67	\$	71,901.41
<b>TOTAL of A, B, C, D and E</b>	\$	1,249,514.44	\$	35,000.01	\$	1,509,929.51

PERRINE-DUPONT ADMINISTRATION BUDGET NO. 2

JULY 2012 \*\*\*\*\*

\* Register means to prove Class Membership; it does not require participation in the Medical Monitoring Program. These expenses are in addition to the \$50,000 contingency approved by the Court in the first budget. These additional expenses are the result of unforeseen complications in proving claimant residency in the Class Area, such as the difficulty in matching the stated addresses with a physical location.

\*\* To be funded by an additional contribution by DuPont.

\*\*\* Based on the detailed budget developed by the Claims Administrator and the Property Technical Advisor in Exhibit A contemplating that, during the budget period, (i) Class Member registration for the 227 soil parcels in Zone 1A, and the 2,752 houses in the Class Area, will be completed, the resulting \$227,000 (\$1,000 x 227) in inconvenience payments prior to testing for Zone 1A soils will be made and the \$275,200 (\$100 x 2,752) in inconvenience payments prior to testing for Class Area house inconvenience payments will be made; (ii) soil and house testing will be completed, with one-third of soils and one-third of houses being contaminated, with the other two-thirds receiving their \$608,000 (\$4,000 x 152) in soil inconvenience payments and \$734,000 (\$400 x 1,835) in house inconvenience payments; and (iii) soil remediation for the positive testing soil parcels is one-third completed. The Property budget reflects the best estimate of the costs for testing the class area soil and houses at this time, and the best estimate of the cost of remediating the contaminated soils in Zone 1A. After testing is completed, which we project to be March 31, 2012, we will revisit the Property budget per the Court's June 27, 2011 Property Remediation (Clean-Up) Program Order.

\*\*\*\* See Exhibit E.

\*\*\*\*\* For this month, common overhead expenses (excluding Audit and Income Tax Return) are split on a 75:00:25 basis between A, Property Remediation (\$17,013.75), B, Medical Monitoring (Pre-Implementation Date) (\$0.00) and C, Medical Monitoring (Post Implementation) (\$5,671.25). Audit and Income Tax Return expenses were split as follows: (1) 50% (or \$40,000) charged to the Property Remediation Fund and 50% (or \$40,000) charged to the Medical Monitoring Fund; and (2) for the Medical Monitoring Fund, its portion of Audit and Income Tax Return expenses were further split, assessing Medical Monitoring (Pre Implementation Date) with 8/12 (January 2011 through August 2011) of these expenses and dividing the remaining 4/12 (September 2011 through December 2011) equally between Medical Monitoring (Pre-Implementation Date) and Medical Monitoring (Post-Implementation).

1. Due to the increase in utility costs at the Fire Station, the Claims Office rent is projected to increase from \$500 to \$700 per month. Substantiation for this adjustment is attached in Exhibit D.

PERRINE-DUPONT ADMINISTRATION BUDGET NO. 2

AUGUST 2012 \*\*\*\*\*

2009-2012				
Expense Category	A. PROPERTY REMEDIAL SETTLEMENT FUND	B. MEDICAL MONITORING SETTLEMENT FUND - ADDITIONAL START-UP AND CLAIMANT REGISTRATION (PRE- IMPLEMENTATION DATE) EXPENSES FROM INITIAL DUPONT FUNDING *	C. MEDICAL MONITORING SETTLEMENT FUND - POST SEPTEMBER 1, 2011 IMPLEMENTATION DATE EXPENSES **	TOTAL
<b>A. Claims Administrator Fees Based on Detail in Appendix A</b>				
Claims Administrator Legal Fees (Claims Office and General Case Administration Services, Database Loading and Programming, and Tax and Accounting Support)	\$ 56,500.00	\$ -	\$ 10,500.00	\$ 67,000.00
Claims Administrator Legal Fees for Medical Monitoring Provisioning	\$ -	\$ -	\$ 10,000.00	\$ 10,000.00
Claims Administrator Legal Fees for Property Program Oversight ***	\$ 96,000.00	\$ -	\$ -	\$ 96,000.00
Total Claims Administrator Fees and Expenses	\$ 152,500.00	\$ -	\$ 20,500.00	\$ 173,000.00
<b>B. Property Program Only Expenses ***</b>				
Property Program Interior Residential Cleaning Expenses	\$ 396,125.00		\$ -	\$ 396,125.00
Property Program Soil Replacement Expenses	\$ 311,750.00		\$ -	\$ 311,750.00
Property Program Project Administration Expenses	\$ 247,625.00		\$ -	\$ 247,625.00
Property Clean-up Technical Advisor	\$ 25,000.00		\$ -	\$ 25,000.00
Total Property Program Only Expenses	\$ 980,500.00	\$ -	\$ -	\$ 980,500.00
<b>C. Medical Monitoring Program Only Expenses ****</b>				
Third Party Administrator Fees and Expenses	\$ -		\$ 12,125.75	\$ 12,125.75

PERRINE-DUPONT ADMINISTRATION BUDGET NO. 2  
AUGUST 2012 \*\*\*\*\*

Medical Provider Medical Monitoring Expenses	\$ -		\$ 163,442.35	\$ 163,442.35
Guardian Ad Litem Fees (20 hours per month @ \$250/hr)	\$ -		\$ 5,000.00	\$ 5,000.00
Total Medical Monitoring Program Only Expenses	\$ -	\$ -	\$ 180,568.10	\$ 180,568.10
<b>D. Common Expenses Shared by Both Settlement Programs</b>				
Finance Committee Fees (20 hours each per month @ \$250/hr)	\$ 7,500.00		\$ 2,500.00	\$ 10,000.00
Printing Costs	\$ 750.00		\$ 250.00	\$ 1,000.00
Web Hosting	\$ 18.75		\$ 6.25	\$ 25.00
Claims Office Rent	\$ 525.00		\$ 175.00	\$ 700.00
Office Cleaning	\$ 18.75		\$ 6.25	\$ 25.00
Copy Machine Rental	\$ 300.00		\$ 100.00	\$ 400.00
Office Insurance	\$ 150.00		\$ 50.00	\$ 200.00
Photocopies	\$ 1,875.00		\$ 625.00	\$ 2,500.00
Telecopies	\$ 187.50		\$ 62.50	\$ 250.00
Postage	\$ 375.00		\$ 125.00	\$ 500.00
Federal Express	\$ 187.50		\$ 62.50	\$ 250.00
Office Supplies	\$ 375.00		\$ 125.00	\$ 500.00
Office Equipment	\$ 187.50		\$ 62.50	\$ 250.00
Telephone Service	\$ 937.50		\$ 312.50	\$ 1,250.00
Westlaw Legal Research	\$ 112.50		\$ 37.50	\$ 150.00
Vehicle Insurance and Repairs	\$ 150.00		\$ 50.00	\$ 200.00
Claims Administrator Residence Rent	\$ 450.00		\$ 150.00	\$ 600.00
Utilities for Claims Administrator Residence	\$ 93.75		\$ 31.25	\$ 125.00
Airfare (2 round trips from Alabama)	\$ 2,325.00		\$ 775.00	\$ 3,100.00
Airport Vehicle Storage (@ \$12/day)	\$ 270.00		\$ 90.00	\$ 360.00
Claimant File Storage Monthly Rent	\$ 225.00		\$ 75.00	\$ 300.00
Total Common Expenses	\$ 17,013.75	\$ -	\$ 5,671.25	\$ 22,685.00

PERKINE-DUPONT ADMINISTRATION BUDGET NO. 2

AUGUST 2012 \*\*\*\*\*

E. FASB 5 Contingency Reserve (5% of above accounts)					
TOTAL of A, B, C, D and E		\$ 57,500.69	\$ -	\$ 10,336.97	\$ 67,837.66
		\$ 1,207,514.44	\$ -	\$ 217,076.32	\$ 1,424,590.76

\* Register means to prove Class Membership, it does not require participation in the Medical Monitoring Program. These expenses are in addition to the \$50,000 contingency approved by the Court in the first budget. These additional expenses are the result of unforeseen complications in proving claimant residency in the Class Area, such as the difficulty in matching the stated addresses with a physical location.

\*\* To be funded by an additional contribution by DuPont

\*\*\* Based on the detailed budget developed by the Claims Administrator and the Property Technical Advisor in Exhibit A contemplating that, during the budget period, (i) Class Member registration for the 227 soil parcels in Zone 1A, and the 2,752 houses in the Class Area, will be completed, the resulting \$227,000 (\$1,000 x 227) in inconvenience payments prior to testing for Zone 1A soils will be made and the \$275,200 (\$100 x 2,752) in inconvenience payments prior to testing for Class Area house inconvenience payments will be made; (ii) soil and house testing will be completed, with one-third of soils and one-third of houses being contaminated, with the other two-thirds receiving their \$608,000 (\$4,000 x 152) in soil inconvenience payments and \$734,000 (\$400 x 1,835) in house inconvenience payments; and (iii) soil remediation for the positive testing soil parcels is one-third completed. The Property budget reflects the best estimate of the costs for testing the class area soil and houses at this time, and the best estimate of the cost of remediating the contaminated soils in Zone 1A. After testing is completed, which we project to be March 31, 2012, we will revisit the Property budget per the Court's June 27, 2011 Property Remediation (Clean-Up) Program Order.

\*\*\*\* See Exhibit E.

\*\*\*\*\* For this month, common overhead expenses are split on a 75:00:25 basis between A, Property Remediation (\$17,013.75), B, Medical Monitoring (Pre Implementation Date) (\$0.00) and C, Medical Monitoring (Post Implementation) (\$5,671.25).

1. Due to the increase in utility costs at the Fire Station, the Claims Office rent is projected to increase from \$500 to \$700 per month. Substantiation for this adjustment is attached in Exhibit D.



## SCHEDULE OF APPENDIX AND EXHIBITS

Appendix A: Suggested Fees Appendix

Exhibit A: Detailed Property Program Budget Developed by Claims Administrator and Property Technical Advisor

Exhibit B: Non-Binding Medical Monitoring Program Third Party Administration Budget Submitted to the Court on June 30, 2011<sup>\*</sup>

Exhibit C: Medical Monitoring Program Medical Providers Budget Developed by Third Party Administrator\*

Exhibit D: Claims Office Rent Adjustment Substantiation

Exhibit E: Third Party Administrator and Medical Provider Medical Monitoring Fees and Expenses

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<sup>\*</sup> Assumes 3,000 Medical Monitoring claimants.

## APPENDIX A

### SUGGESTED FEES APPENDIX

- A. Claims Office and General Case Administration Services  
[September 2011 to January 2012 = 50% to A (Property Remediation Settlement Fund), 25% to B (Medical Monitoring Settlement Fund (Pre-Implementation)), and 25% to C (Medical Monitoring Settlement Fund (Post Implementation)); February 2012 to August 2012 = 75% to A (Property Remediation Settlement Fund) and 25% to C (Medical Monitoring Settlement Fund (Post Implementation))]

Legal Assistant/Receptionist at Office  
\$50/h x 145 = \$ 7,250

Associate Attorney  
\$150/h x 110 = \$16,500

Partners  
\$200/h x 15 = \$ 3,000

Claims Administrator  
\$250/h x 25 = \$ 6,250  
\$33,000

- B. Database Loading and Programming

1. \$ 80 (blended) /h x 625 = \$50,000 [Sep '11 thru Nov '11]  
50% to A (Property Remediation Settlement Fund) and 50% to B (Medical Monitoring Settlement Fund (Pre-Implementation))

2. \$ 80 (blended) /h x 468.75 = \$37,500 [December 2011]  
67% to A (Property Remediation Settlement Fund) and 33% to B (Medical Monitoring Settlement Fund (Pre-Implementation))

3. \$ 80 (blended) /h x 150 = \$25,000 [Jan '12 to August '12]  
100% to A (Property Remediation Settlement Fund)

- C. Tax and Accounting Support  
 [September 2011 to January 2012 = 50% to A (Property Remediation Settlement Fund), 25% to B (Medical Monitoring Settlement Fund (Pre-Implementation)) and 25% to C (Medical Monitoring Settlement Fund (Post Implementation)); February 2012 to August 2012 = 75% to A and 25% to C]

$$\text{\$150 (blended) /h} \times 60 = \underline{\underline{\text{\$ 9,000}}}$$

- D. Property Program Soil and House Testing Class Member Checks  
 4.965 checks for 7 months (September 2011 to March 2012)  
 @ \\$5.00/check<sup>1</sup> = \\$24,825

- E. Medical Monitoring Registered Class Member Checks  
 1,000 checks for September, 500 checks  
 For October and 250 checks for  
 November @ \\$5.00/check<sup>1</sup> = \\$8,750.00

- F. Medical Monitoring Monthly Provisioning

Legal Assistant  
 $\text{\$50/h} \times 7 = \$ 350$

Accountant  
 $\text{\$80/h} \times 5 = \$ 400$

Associate Attorney  
 $\text{\$150/h} \times 15 = \$ 2,250$

Partner  
 $\text{\$200/h} \times 20 = \$ 4,000$

Claims Administrator  
 $\text{\$250/h} \times 12 = \underline{\underline{\text{\$ 3,000}}}$   
\\$10,000

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<sup>1</sup> This amount represents the Claims Administrator's estimated costs related to the issuance of a Class Member Property Program Soil and/or House testing check and a Class Member Medical Monitoring check, which includes, but is not limited to, check stock, envelopes, preparation time, postage, and printing. Not included in this amount is the cost of issuing a Federal Form 1099-MISC if the check amount exceeds \$600. The Claims Administrator will bill the actual costs; if the actual costs are less than \$5 per check, the Claims Administrator will bill the lesser amount.

G. Property Program Oversight (September 2011 Through March 2012)<sup>2</sup>

Legal Assistant

\$50/h x 250 = \$ 12,500

Construction Supervisor

\$100/h x 100 = \$ 10,000

Associate Attorney

\$150/h x 200 = \$ 30,000

Claims Administrator

\$250/h x 50 = \$ 12,500

\$ 65,000

H. Previously Approved Contingency for Final Determination of Medical Monitoring Class Membership and Payment of Balance of Medical Monitoring Cash (October 2011)

Issuance of 5,000 Checks @\$5/check = \$25,000

Accountant/Attorney

\$125 (blended) x 100 = \$ 12,500

Claims Administrator

\$250/h x 50 = \$ 12,500

\$ 50,000

I. Property Program Oversight (April 2012 Through August 2012<sup>2</sup>)

Legal Assistant

\$50/h x 370 = \$ 18,500

Construction Supervisor

\$100/h x 100 = \$ 10,000

Associate Attorney

\$150/h x 250 = \$ 37,500

Partner

\$200/h x 100 = \$ 20,000

Claims Administrator

\$250/h x 40 = \$ 10,000

\$ 96,000

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<sup>2</sup> Under the Property Program, Claimant registration is projected to be from July 2011 through October 10, 2011. Soil and house testing is projected to be from August 2011 through March 2012. Soil remediation is projected to be from April 2012 through March 2013. House remediation is projected to be from April 2013 to March 2015.

# **EXHIBIT A**

Terry D. Turner Jr.

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Subject:

Perrine Zone v1A; 4609-1-dd

This budget estimate for the Zone 1A Spelter Remediation work is very preliminary. So far we have: Testing, Interior Residential Cleaning, Soil Replacement, and Remediation Project Administration.

1. Testing - 227 homes expending \$5,500.00 each for testing and inconvenience has an estimated cost totaling \$1,249,000.00
2. Interior Residential Cleaning - 227 homes expending 13,959.58 for Cleaning, additional sampling, and temporary relocation for an estimated cost totaling \$3,169,000.00
3. Soil Replacement - Time, materials, for collection, replacement, and disposal has an estimated total cost of \$7,482,000.00
4. Project Administration for Zone 1A - Including Project Management, Supervision, Record Keeping, Information Databases, Administration, Bonding and Insurances, and a contingency at an estimated total of \$3,410,000.00

The total estimated cost for Zone 1A is \$15,308,000.00.

Some detail breakdowns are available, but they have not yet been put into a presentable form.

How detailed do you want to tie these figures down. The Cleaning and soils work is provided by Mr. Marc Glass. The overhead figures are based on percentages, not detailed information. They include 5% Project Management, 4% Supervision, 1% Record Keeping, 1% Informational Databases, 2% Administration, 10% Bonding and Insurance, and a 3% contingency.

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Preliminary Cost Estimation Zone 1A  
Interior Residential Cleaning and Soil Replacement  
Perme Class Area

**Zone 1 Interior Cleaning**

Zone 1 Interior Clean/Home	12,559.58
Zone 1A Home:	227
	\$2,851,024.66
Pre/Post (90-day) Sampling	1,200.00
	\$272,400.00
2-day Relocation for Res/Pets	\$200.00
	\$45,400.00
Total Avg. per Home	\$13,959.58
<b>Sub-Total</b>	<b>\$3,168,824.66</b>

II.

**Zone 1A So. Remediation**

Data:

Pre-Qualification Sampling, Excavation 6-inch soil from Residential Lots, Replace, Site Restoration, Post Sample	
Number Zone 1A Residential Lots	227
Avg. sq. ft. Residential Lot	9120
Avg. cu. Ft. Residential Lot (6-inch)	4560
Avg. cu. Yd. Residential Lot (6-inch deep)	168.8888889 cubic yard/residential lot
1.35 tons per cubic yard	228 tons soil to remove/replace/residential lot
Total Zone 1A Cubic yard	38,337.7778
Total Zone 1A Tons	\$1,756.0000 tons soil to remove/replace

Per Res. Lot Time and Material Calculation

Soil transport/disposal	\$13,741.56
Soil Backfill Placement	\$13,148.76
Labor/Site Restore	\$4,912.80
Pre/Post (90-day) Sampling	\$1,155.00
Avg. Res. Lot	\$32,958.12
<b>Sub-Total</b>	<b>\$7,481,493.24</b>

\*Estimated Zone 1A On-Site Remediation

\$10,650,317.90

\*On-site estimates based on average per property remediation time and material estimates and are not inclusive of overall project management/supervision, recordkeeping, informational databases, or administration.

# **EXHIBIT B**



**Projection of CTI Administrators Administrative Fees for the  
Perrine DuPont Medical Monitoring Program**

<b>Description of Fee Component</b>	<b>Year 1</b>	<b>Year 2</b>	<b>Year 3</b>	<b>Year 4</b>	<b>Year 5</b>	<b>Total</b>
Initial Set-Up Fee <sup>1</sup>	\$ 6,500	\$ 0	\$ 0	\$ 0	\$ 0	\$ 6,500
Provider Negotiations of Fees Schedules <sup>2</sup>	\$ 0	\$ 10,000	\$ 0	\$ 10,000	\$ 0	\$ 20,000
Communication Materials <sup>3</sup>	\$ 8,100	\$ 8,100	\$ 8,100	\$ 8,100	\$ 8,100	\$ 40,500
Production/Distribution of Plastic ID Cards <sup>4</sup>	\$ 6,870	\$ 687	\$ 687	\$ 687	\$ 687	\$ 9,618
Administrative Fee per Active Claimant <sup>5</sup>	\$ 95,040	\$ 93,708	\$ 92,614	\$ 91,666	\$ 90,330	\$ 463,358
Scheduling/Appointment Reminder Letters <sup>6</sup>	\$ 8,280	\$ 8,080	\$ 7,877	\$ 7,677	\$ 7,476	\$ 39,390

<sup>1</sup> This is in addition to the initial Provider network design expenses, which are capped at \$50,000 in the Agreement. Based on Fee Pricing Schedule provided by CTI Administrators.

<sup>2</sup> This is in addition to the initial Provider network design expenses, which are capped at \$50,000 in the Agreement. Estimated utilizing blended hourly rates for approximately 48 hours of services with an estimated three service providers from the Fee Pricing Schedule. This is based upon CTI Administrators renegotiating fees every two years.

<sup>3</sup> Based on 20% of yearly average of CTI Administrator invoices for the Tolbert Healthcare Project, which contained an average of 15,000 claimants as opposed to the 3,000 claimants in the Medical Monitoring Program. Dr. Michael Brookshire's May 23, 2007 study of costs for the Medical Monitoring Program utilized a 3% attrition rate each year for claimants, but this was offset by a projected 5% increase each year in materials cost.

<sup>4</sup> Based on 3,000 claimants receiving their ID cards in year one, with the Fee Pricing Schedule showing a cost of \$1.85 per claimant and adding \$0.44 for postage, and assuming 10% need to be replaced each year.

<sup>5</sup> Based on Fee Pricing Schedule per active claimant and incorporating Dr. Brookshire's 5% attrition rate each year for claimants.

<sup>6</sup> Based on Fee Pricing Schedule, which includes up to three letters to a claimant every other year, with one and a half letters being used for projection purposes each year. This expense also incorporates Dr. Brookshire's 5% attrition rate each year for claimants.

**Projection of CTI Administrators Administrative Fees for the  
Perrine DuPont Medical Monitoring Program**

Central Repository for Possible Scientific Research Concerning Test Results <sup>7</sup>	\$ 41,417	\$ 32,643	\$ 31,977	\$ 31,293	\$ 33,789	\$ 171,119
Quarterly Meetings <sup>8</sup>	\$ 5,100	\$ 5,355	\$ 5,623	\$ 5,904	\$ 6,199	\$ 28,181
Consulting Services <sup>9</sup>	\$ 14,000	\$ 14,700	\$ 15,435	\$ 16,207	\$ 17,017	\$ 77,359
<b>Totals</b>	<b>\$ 185,307</b>	<b>\$ 163,273</b>	<b>\$ 162,313</b>	<b>\$ 171,534</b>	<b>\$ 163,598</b>	<b>\$ 856,025</b>

<sup>7</sup> These expenses would only be for the purpose of collecting and maintaining the test results, and not to do research, which may be performed by an independent researcher. This issue is unresolved, and is to be briefed by DuPont, Class Counsel, and other interested Parties, then decided by the Court. This line item's inclusion or exclusion will depend on the ultimate judicial resolution of this matter. Based on Fee Pricing Schedule per test per claimant. The expense also utilizes Dr. Brookshire's May 23, 2007 study to determine the approximate amount of claimants that would participate in each of five different tests each year, which include urinary, lungs, phorbisim, skin and gastro intestinal.

<sup>8</sup> Based on a combination of the Fee Pricing Schedule and yearly average of travel costs experienced in the Tolbert Healthcare Project, with travel costs being increased by 5% each year. The Court, CTIA, and the Claims Administrator, after consulting with the Finance Committee, may review the need to have quarterly in-person meetings from time to time.

<sup>9</sup> These are described in Agreement Section II, I, on page 15. Based on 50% of yearly average of CTI Administrator invoices for the Tolbert Healthcare Project, which contained an average of 13,000 claimants as opposed to the 3,000 claimants in the Medical Monitoring Program. It is estimated that consulting services would still be an essential part of the Medical Monitoring Program, thus this cost was not reduced strictly in accordance with the ratio of claimants. Since this expense contains travel expenses, it was also increased by 5% each year.

# EXHIBIT C

Claim Cost Recap by Recommended Tests							
Adult Urinary System Test	Adult Skin Test	Plumbism (lead poisoning) Adult Population	Plumbism (lead poisoning) Child Population	Adult GI Test	Lung System Tests Adult Males (CT Scan)	Lung System Tests Adult Females (CT Scan)	Total Claim Counts
\$1,784,532	\$10,796	\$289,708	\$84,408	\$220,881	\$1,423,425	\$1,546,386	\$5,360,137

Assumptions used in budget estimate.

The seven tests, clinical procedures, and number of tests recommended were extracted from the report, Estimate of the present value of medical monitoring costs per 1,000 persons, 2008-2046 by Michael L. Brookshire, Ph.D. dated May 23, 2007.

The cost estimates were made assuming a population of 3,000 participants.

Clinical Procedure Codes (CPT) and estimated costs were derived from the Physicians' Fee Reference PFR 2011, 28th Edition. Dr. Brookshire's report did not include CPT codes so we used our best judgment as to the procedure codes we thought to be most appropriate.

Cost for each procedure were estimated at the 75th percentile of Reasonable and Customary fees. This is a conservative estimate being approximately twice what Medicare would pay and approximately 20% higher than the 50th percentile (the median charge). Most commercial insurance plans pay Reasonable & Customary charges at the 80th percentile. There were considerable differences in our cost estimates for individual procedures when compared to the estimates presented by Dr. Brookshire.

Costs were adjusted for Geographic area. The Geographic Multiplier for the Spelter/Morgantown area is

Details of each test are shown in separate worksheets.

Estimated Costs are for payments to providers of service and do not include administration fees.

# Urinary System (Kidney & Bladder) Cost Estimate (Male & Female Over age 15)

Initial Population	3,000
Less % below age 15	9.30%
Participants Beginning Urinary System Tests	2,721

	% of beginning population taking test	Number of Tests			Year 1 Claim Cost	Most Likely CPT Code	75th Percentile U & R
		Year 1	Year 2	Year 3			
		2011	2013	2015			
% Completing Tests in each round		100%	85%	75%			
<b>All Participants</b>	100%	2,721	2,313	2,041			
Physical Exam					\$282,984	99213	\$104
Urinalysis (dip stick)					\$68,025	81000	\$25
Urine Cytology					\$791,811	88112	\$291
Urine Beta-2 microglobulin					\$223,122	82232	\$82
Venipuncture					\$54,420	36415	\$20
BUN					\$81,630	84520	\$30
Creatinine					\$95,235	82565	\$35
<b>Redo</b>	6%	163	139	122			
Urinalysis (dip stick)					\$4,082	81000	\$25
Urine Cytology					\$47,509	88112	\$291
Urine Beta-2 microglobulin					\$13,387	82232	\$82
Venipuncture					\$3,265	36415	\$20
BUN					\$4,898	84520	\$30
Creatinine					\$5,714	82565	\$35
<b>Follow-up Examination</b>	2%	54	46	41			
Consultations (2)					\$14,258.04	99241	\$131
Urinalysis (repeat)					\$1,361	81000	\$25
Cystoscopy with biopsy					\$61,386	52204	\$1,128
CT Scan of Abdomen & CT Scan of Pelvis					\$40,325	71476	\$741
CT Scan of Pelvis					\$63,018	72192	\$1,158
<b>Follow-up Examination (second)</b>	1%	27	23	20			
Consultations (2)					\$7,129.02	99241	\$131
Urinalysis (repeat)					\$680	81000	\$25
Cystoscopy with biopsy					\$30,693	52204	\$1,128
CT Scan of Abdomen & CT Scan of Pelvis					\$20,163	71476	\$741
<b>Follow-up Examination (Urine-Beta-2 or BUN/Creatinine Positives)</b>	2%	54	46	41			
Consultations with Nephrologist x 2					\$14,258.04	99241	\$131
Urinalysis (repeat)					\$1,361	81000	\$25
Venipuncture					\$1,088	36415	\$20
BUN					\$1,633	84520	\$30
Creatinine					\$1,905	82565	\$35
Labwork to look for other causes of Kidney failure					\$2,721	?	\$50
<b>2% of Participants Positive from BUN/Creatinine</b>	2%	54	46	41			
Consultations with Nephrologist x 2					\$14,258.04	99241	\$131
Urinalysis (repeat)					\$1,361	81000	\$25
Venipuncture					\$1,088	36415	\$20
BUN					\$1,633	84520	\$30
Creatinine					\$1,905	82565	\$35
Labwork to look for other causes of Kidney failure					\$2,721	?	\$50
<b>Total Claims</b>		3,075	2,614	2,306	\$1,784,532		
		Geographic Multiplier			0.91		

7/11/2011

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Adult Skin Tests							
Adults Testing Positive to Uninary system tests		54					
	% of remaining population taking test	Number of Tests			Year 1 Claim Cost	Most Likely CPT Code	75th Percentile U & R
		Year 1	Year 3	Year 5			
		2011	2013	2015			
% Completing Tests in each round		100%	85%	75%			
Adults Testing Positive to Uninary system tests	100%	54	46	41	\$7,129	99241	\$131
Consult with Dermatologist							
50% Examined by Dermatologist Get Biopsy	50%	27	23	20	\$4,735	11100	\$174
Biopsy							
Total Claims		82	69	61	\$10,796		
		Geographic Multiplier			0.91		

7/11/2011

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Plumbism (Lead Poisoning) Adults							
Initial Population		3,000					
Less % below age 18		12.50%					
Adults Beginning Plumbism Tests		2,625					
	% of remaining population taking test	Number of Tests			Year 1 Claim Cost	Most Likely CPT Code	75th Percentile U & R
		Year 1	Year 3	Year 5			
		2011	2013	2015			
% Completing Tests in each round		100%	85%	75%			
All Participants	100%	2,625	2,231	1,969			
Whole Blood Lead					\$207,375	83655	\$79
Plumbism Redo	5%	131	112	98			
Whole Blood Lead					\$13,125		\$100
Follow-up Medical	2%	53	45	39			
Consultation w/ Medical Toxicologist x 4 visits					\$27,510	99241	\$131
repeat Whole Blood lead					\$4,148	83655	\$79
Venipuncture for repeat					\$1,050	36415	\$20
Zinc Protoporphyrin					\$4,830	84202	\$92
Complete Blood Count					\$2,573	85025	\$49
Follow-up Neuropsychiatric	5%	131	112	98			
Neuropsychiatric Evaluation					\$46,200	96118	\$352
Neuropsychiatric Evaluation Retest	25%	33	28	25			
Neuropsychiatric Evaluation					\$11,550	96118	\$352
Total Claims		2,973	2,527	2,230	\$289,708		
		Geographic Multiplier			0.91		

Plumbism (Lead Poisoning) Children Age 18 & Below							
Initial Population	3,000						
Less % above age 18	87.50%						
Children Beginning Plumbism Tests	375						
	% of remaining population taking test	Number of Tests			Year 1 Claim Cost	Most Likely CPT Code	75th Percentile U & R
		Year 1	Year 3	Year 5			
		2011	2013	2015			
% Completing Tests in each round		100%	85%	75%			
All Participants	100%	375	319	281			
Whole Blood Lead					\$29,625	83655	\$79
Plumbism Redo	5%	19	16	14			
Whole Blood Lead					\$1,481	83655	\$79
Follow-up Medical	10%	38	32	28			
Consultation w/ Medical Toxicologist x 4 visits					\$19,650	99241	\$131
repeat Whole Blood lead					\$2,963	83655	\$79
Venipuncture for repeat					\$750	36415	\$20
Zinc Protoporphyrin					\$3,450	84202	\$92
Complete Blood Count					\$1,838	85025	\$49
Follow-up Neuropsychiatric	20%	75	64	56			
Neuropsychiatric Evaluation					\$26,400	96118	\$352
Neuropsychiatric Evaluation Retest	25%	19	16	14			
Neuropsychiatric Evaluation					\$6,600	96118	\$352
Total Claims		525	446	394	\$84,408		
		Geographic Multiplier			0.91		



Adult GI Tests							
Initial Population	3,000.00						
Less % below age 18	9.30%						
Adults Beginning GI Tests	2,721.00						
	% of remaining population taking test	Number of Tests			Year 1 Claim Cost	Most Likely CPT Code	75th Percentile U & R
		Year 1	Year 3	Year 5			
		2011	2013	2015			
% Completing Tests in each round		100%	85%	75%			
All Participants	100%	2,721	2,313	2,041	\$206,796	82274	\$76
Stool Hemocult							
5% Participants Testing Positive	5%	136	116	102	\$10,340	82274	\$76
Follow-up Examination							
15% Proctologist Referral & Reenter	15%	20	17	15	\$2,673	99241	\$131
Screening					\$22,918	43239	\$1,123
Gastroenterologist Evaluation							
Biopsy (upper GI)							
Total Claims		2,877	2,446	2,158	\$220,881		
		Geographic Multiplier			0.91		

# **Lung System Males Age 35+ Claim Cost Estimate**

Initial Population	3,000	
Less % below age 35	36.00%	
Less % female	51.60%	??
Adult Males Beginning Lung System Tests	929	

	% of remaining population taking test	Number of Tests			Year 1 Claim Cost	Most Likely CPT Code	75th Percentile U & R
		Year 1	Year 3	Year 5			
		2011	2013	2015			
% Completing Tests in each round		100%	85%	75%			
<b>All Participants</b>	100%	929	790	697			
CT Scan of Chest					\$934,856	71250	\$1,006
<b>40% Positives</b>	40%	372	316	279			
Repeat CT Scan of Chest					\$373,942	71250	\$1,006
Consultation with Supervising Physician					\$48,694	99241	\$131
<b>25% of Positives</b>	25%	93	79	70			
Pulmonologist Consultation (2-3 office visits)					\$30,434	99241	\$131
<b>50% of Pulmonologist Consults</b>	50%	46	39	35			
Repeat CT Scan					\$46,743	71250	\$1,006
<b>Other 50% of Pulmonologist Consults</b>	35%	16	14	12			
35% Referred to Cardiothoracic Surgeon					\$0		
Cardiothoracic Surgeon Consult					\$2,130	99241	\$131
Lung Biopsy					\$44,592	32095	\$2,742
<b>65% Referred to Cardiothoracic Surgeon</b>	65%	30	26	8			
Pulmonologist Lung Biopsy					\$82,813	32095	\$2,742
<b>Total Claims</b>		1,487	1,264	1,100	<b>\$1,423,425</b>		
		<b>Geographic Multiplier</b>			0.91		

7/11/2011

F:\ACTIA\Perrine-DuPont\Year 1 Claim Cost Budget Estimates\claim budget

# **Lung System Females Age 35+ Claim Cost Estimate**

Initial Population	3,000.00	
Less % below age 35	36.00%	
Less % male	48.40%	??
Adult Females Beginning Lung System Tests	991	

	% of remaining population taking test	Number of Tests			Year 1 Claim Cost	Most Likely CPT Code	75th Percentile U & R
		Year 1	Year 3	Year 5			
		2011	2013	2015			
% Completing Tests in each round		100%	85%	75%			
<b>All Participants</b>	100.0%	991	842	743			
Rapid Pregnancy Test							
<b>All Participants Not Pregnant</b>	99.5%	991	838	739	\$31,703	81025	\$32
CT Scans							
<b>40% Positives</b>	40.0%	396	335	296	\$996,664	71250	\$1,006
Repeat CT Scan							
Consultation with Supervising Physician					\$398,666	71250	\$1,006
<b>25% of Positives</b>	25.0%	99	84	74	\$51,914	99241	\$131
Pulmonologist Consultation (2-3 office visits)							
<b>50% of Pulmonologist Consults</b>	50.0%	50	42	37	\$32,446	99241	\$131
Repeat CT Scan							
<b>Other 50% of Pulmonologist Consults</b>	35.0%	17	15	13	\$49,833	71250	\$1,006
35% Referred to Cardiothoracic Surgeon							
Cardiothoracic Surgeon Consult					\$0		
Lung Biopsy					\$2,271	99241	\$131
<b>65% Referred to Cardiothoracic Surgeon</b>	65.0%	32	27	8	\$47,540	32095	\$2,742
Pulmonologist Lung Biopsy							
<b>Total Claims</b>		1,585	1,341	1,167	\$88,288	32095	\$2,742
					<b>\$1,546,386</b>		
		<b>Geographic Multiplier</b>			0.91		

7/11/2011

FACTIA\Perrine-DuPont\Year 1 Claim Cost Budget Estimates\claim budget

# EXHIBIT D



**Allegheny Power**  
an Allegheny Energy company

SPELTER VOL FIRE DEPT  
55 B ST  
SPELTER WV 26438

Account Number 3 10 10 454 08150 2  
Amount Due **\$240.29**

Non-Residential

Due Date **MAY 13, 2010**  
Rate Code/Schedule 003/E

Check Digit 0801 Page 1 of 1

report an emergency or outage, call 24 hours a day at 1-800-Allegheny (1-800-255-3443). For account related questions, call weekdays from 7:00 a.m. until 6:00 p.m.

**Important Information**  
You now have the option of enrolling in PowerPay, or direct payment plan, by signing the back of the bill stub when submitting payment.

**Usage Information Meter # 34863187**  
Present APR 22, 2010 - Actual Reading 30105  
Previous MAR 18, 2010 - Estimated Reading 27531  
Total KWH Used for 35 Days 2574  
**Allegheny Power**  
Balance Last Bill 347.87  
Payment - MAR 25, 2010 347.87 CR  
Balance Remaining 50.00  
Current Charges:  
Base Charge for 2574 KWH 230.71  
Environmental Control Charge 9.58  
Current Charges 5240.29

**TOTAL AMOUNT DUE \$240.29**

**Comparing Your Usage (Usq)**

	Last Year	Last Bill	Current
	04/22/2009	03/18/2010	04/22/2010
	35	29	35
	4700	3767	2574
ng Type	Actual	Estimated	Actual
aily Usq	134	130	74
emp	45	33	50
aily Cost	\$11.46	\$12.00	\$6.87
thly Usq	5276	4880	4687
thly Usq	63049	58256	58130

meter reading will be estimated, see back of bill for details. We will provide a customer reading between APR 6, 2010 and MAY 17, 2010.

*Handwritten:*  
Paid  
4-26-10  
CH# 3123



Allegheny Power

an Allegheny Energy company

SPELTER VOL FIRE DEPT  
55 B ST  
SPELTER WV 26438

Account Number

3 10 10 454 08150 2

Amount Due

\$347.33

Due Date

JUN 08, 2010

Non-Residential

Rate Code/Schedule 003/B

Check Digit 0826

Page 1 of 1

For an emergency or outage, call 24 hours a day at 1-800-Allegheny (1-800-255-3443). For account related issues, call weekdays from 7:00 a.m. until 8:00 p.m.

**Important Information**

If average cost per day is higher than your previous bill. This may be due to temperature change, estimated reading or customer controlled rate change.

You now have the option of enrolling in PowerPay, a direct payment plan, by signing the back of the stub when submitting payment.

**Usage Information Meter # 34863157**

Present MAY 16, 2010 - Estimated Reading 33866  
Previous APR 22, 2010 - Actual Reading 30105  
Total KWH Used for 26 Days 3761

**Allegheny Power**

Balance Last Bill 240.29  
Payment - APR 27, 2010 240.29 CR  
Balance Remaining 50.00  
Current Charges:  
Base Charge for 3761 KWH 333.34  
Environmental Control Charge 13.99  
Current Charges \$347.33

**TOTAL AMOUNT DUE****\$347.33****Comparing Your Usage (Usq)**

	Last Year	Last Bill	Current
	05/16/2009	04/22/2010	05/16/2010
	26	35	26
	4069	2574	3761
Usage Type	Estimated	Actual	Estimated
Monthly Usq	157	74	145
Emp	58	50	57
Monthly Cost	\$13.42	\$6.87	\$13.35
Monthly Usq	\$215	4697	4666
Monthly Usq	\$2422	56130	55622

meter reading is scheduled for JUN 17, 2010.

*Paid*  
*5-21-10*  
*CK # 3140*



**Allegheny Power**  
an Allegheny Energy company

SPELTER VOL FIRE DEPT  
55 B ST  
SPELTER WV 26438

Account Number 3 10 10 454 08150 2

Amount Due **\$703.68**

Due Date **JUL 15, 2010**

Non-Residential

Rate Code/Schedule 003/B

Check Digit 0815

Page 1 of 1

Report an emergency or outage, call 24 hours a day at 1-800-Allegheny (1-800-255-3443). For account related questions, call weekdays from 7:00 a.m. until 6:00 p.m.

**Important Information**

Your average cost per day is higher than your previous bill. This may be due to temperature change, estimated reading or customer controlled usage change.

You now have the option of enrolling in PowerPay, a direct payment plan, by signing the back of the bill stub when submitting payment.

**Usage Information Meter # 34863157**

Present JUN 22, 2010 - Actual Reading	41578
Previous MAY 18, 2010 - Estimated Reading	33866
Total KWH Used for 35 Days:	7712

**Allegheny Power**

Balance Last Bill	347.33
Payment - MAY 22, 2010	347.33 CR
Balance Remaining	\$0.00
<b>Current Charges:</b>	
Base Charge for 7712 KWH	674.89
Environmental Control Charge	28.89
Current Charges	<b>\$703.68</b>

**TOTAL AMOUNT DUE \$703.68**

Corrected Bill

*Handwritten:* Paid 6-27-10 CR # 3161

**Comparing Your Usage (Usq)**

	Last Year	Last Bill	Current
	06/22/2009	05/18/2010	06/22/2010
	35	26	35
	6620	3761	7712
Usage Type	Actual	Estimated	Actual
Daily Usq	189	145	220
Temp	66	57	68
Daily Cost	\$16.08	\$12.36	\$20.11
Mthly Usq	5307	4666	4758
Month Usq	63865	55822	58814

meter reading will be estimated, see back of bill to provide a customer reading between JUL 17, 2010 and JUL 18, 2010.

SPELTER VOL FIRE DEPT  
55 E ST  
SPELTER WV 26436

Account Number

3 10 10 454 08150 2

Amount Due

\$360.42

Due Date

MAY 15, 2011

Rate Code/Schedule: 003/B

Check Digit 0910

Page 1 of 1

Non-Residential

Upon an emergency or outage, call 24 hours a day at 1-800-255-3443. For account related questions, call weekdays from 7:00 a.m. until 6:00 p.m.

**Important Information**

You now have the option of enrolling in PowerPay, a direct payment plan, by signing the back of the stub when submitting payment.

**Usage Information Meter # 34863187**

Present APR 18, 2011 - Estimated Reading 83798  
Previous MAR 18, 2011 - Estimated Reading 79990  
Total KWH Used for 31 Days 3808

**Mon Power**

Balance Last Bill 285.90  
Payment - MAR 25, 2011 285.90 CR  
Balance Remaining 50.00  
Current Charges:  
Base Charge for 3808 KWH 347.36  
Environmental Control Charge 13.06  
Current Charges \$360.42

**TOTAL AMOUNT DUE**

**\$360.42**

**Comparing Your Usage (Usg)**

	Last Year	Last Bill	Current
	04/22/2010	03/18/2011	04/18/2011
	35	24	31
	2574	3020	3808
ng Type	Actual	Estimated	Estimated
aily Usg	74	126	123
emp	50	41	47
aily Cost	\$6.87	\$11.91	\$11.63
thly Usg	4897	4382	4544
nth Usg	56130	52459	54288

meter reading will be estimated, see back of provide a customer reading between 16, 2011 and MAY 17, 2011.

*paid*  
*4-27-11*  
*CK # 3347*





SPELTER VOL FIRE DEPT  
55 B ST  
SPELTER WV 26438

Account Number 3 10 10 454 08150 2

Amount Due \$529.51

Due Date JUN 08, 2011

Rate Code/Schedule 003/B

Check Digit 0941

Page 1 of 1

Non-Residential

Report an emergency or outage, call 24 hours a day at 1-800-255-3443. For account related questions, call  
days from 7:00 a.m. until 6:00 p.m.

**Important Information**

The average cost per day is higher than your previous bill. This may be due to temperature change, estimated reading or customer controlled change.

You now have the option of enrolling in PowerPay, a direct payment plan, by signing the back of the bill when submitting payment.

**Usage Information Meter # 34863187**

Present MAY 18, 2011 - Estimated Reading 89440  
Previous APR 18, 2011 - Estimated Reading 83798  
Total KWH Used for 30 Days 5642

**Mon Power**

Balance Last Bill 360.42  
Payment - APR 28, 2011 360.42 CR  
Balance Remaining \$0.00  
Current Charges:  
Base Charge for 5642 KWH 510.16  
Environmental Control Charge 19.35  
Current Charges \$529.51

**TOTAL AMOUNT DUE**

**\$529.51**

**Comparing Your Usage (Usq)**

	Last Year	Last Bill	Current
	05/18/2010	04/18/2011	05/18/2011
	26	31	30
	3761	3808	5642
Type	Estimated	Estimated	Estimated
/ Usq	145	123	188
p	57	47	58
/ Cost	\$13.26	\$11.63	\$17.65
/ Usq	4686	4544	4836
Usq	55822	54285	55574

meter reading is scheduled for JUN 17, 2011.

*Handwritten:* Paid 5-23-11 CASH 3364



Name SPELTER VOL FIRE DEPT  
Service 55 B ST  
Address SPELTER WV 26438

Account Number 3 10 10 454 08150 2

Amount Due \$865.21

Due Date JUL 13, 2011

Rate Code/Schedule 003/B

Check Digit 0942

Page 1 of 1

Non-Residential

To report an emergency or outage, call 24 hours a day at 1-800-255-3443. For account related questions, call weekdays from 7:00 a.m. until 6:00 p.m.

### Important Information

Your average cost per day is higher than your previous bill. This may be due to temperature change, estimated reading or customer controlled usage change.

You now have the option of enrolling in PowerPay, our direct payment plan, by signing the back of the bill stub when submitting payment.

### Usage Information Meter # 34863187

Present JUN 22, 2011 - Actual Reading	98723
Previous MAY 18, 2011 - Estimated Reading	89440
Total KWH Used for 35 Days	9283

### Mon Power

Balance Last Bill	529.51
Payment - MAY 24, 2011	529.51
Balance Remaining	\$0.00
Current Charges:	
Base Charge for 9283 KWH	833.37
Environmental Control Charge	31.84
Current Charges	\$865.21

TOTAL AMOUNT DUE \$865.21

### Comparing Your Usage (Usq)

	Last Year	Last Bill	Current
Date	06/22/2010	05/18/2011	06/22/2011
Days	35	30	35
KWH	7712	5642	9283
Reading Type	Actual	Estimated	Actual
Avg Daily Usq	220	188	265
Avg Temp	68	58	67
Avg Daily Cost	\$20.11	\$17.65	\$24.72
Avg Mthly Usq	4756	4636	4788
12 Month Usq	56914	55574	57145

Next meter reading will be estimated, see back of bill to provide a customer reading between JUL 17, 2011 and JUL 18, 2011.

*Handwritten:* Paid 6-27-11 CKE 3388

## EXHIBIT E

### THIRD PARTY ADMINISTRATOR AND MEDICAL PROVIDER MEDICAL MONITORING FEES AND EXPENSES

The Third Party Administrator (the "TPA") and the Medical Provider Medical Monitoring fees and expenses are based on the assumption that there will be 3,000 Medical Monitoring claimants, based on the non-binding projection provided to the Court on June 30, 2011, in Exhibit B. The Medical Provider Medical Monitoring fees and expenses for the Budget period are projected by the Third Party Administrator at \$5,753,887 (includes the \$5,360,137 in testing expenses in Exhibit C plus \$393,750 in CT scan consultation expenses), but we have adjusted the testing cost projection downward from \$5,360,137 to \$2,875,096.50, as follows: (1) Dr. Michael L. Brookshire's Expert Report estimated that only 75% of the Medical Monitoring claimants would show up for their tests; and (2) we are estimating that of the 75% of Medical Monitoring claimants that may be eligible to have a CT scan, only 50% of those CT scans may be considered diagnostically medically necessary. Our estimate for the projected number of CT scans is predicated on Section 3(c) of the Memorandum of Understanding (the "MOU") that no routine CT scans shall be performed as part of the medical monitoring program, although the Defendant shall provide CT scans that are diagnostically necessary as determined by a competent physician as relevant to possible exposure to the heavy metal contamination at issue in the litigation. In accordance with Section 3 of the MOU between the Parties, the Defendant shall provide a medical monitoring program for all enrolled Plaintiffs on a pay-as-you-go basis, paying a sum certain each calendar year that reasonably secures such medical monitoring expenses for each such calendar year and, if the sum certain is not sufficient for payment of anticipated medical monitoring expenses, the Defendant shall make an additional payment to reasonably secure such medical monitoring expenses for the calendar year. It is estimated that the additional Third Party Administrator and Medical Provider fees and expense for each additional Medical Monitoring claimant over 3,000 total claimants per year would equal \$1,186.36 per claimant<sup>1</sup>.

Medical Provider Medical Monitoring Expenses: Because the TPA projects dividing the Medical Monitoring claimants into 4 groups for testing during the months of November 2011 through February 2012, we have allocated the projected Budget period Medical Provider Medical Monitoring Expenses of \$3,268,846.50 as follows: (i) 5% of the total (or \$163,442) allocated to November 2011 (the beginning of testing); (ii) 5% of the total (or \$163,442) each to July 2012 and August 2012; and (iii) the remaining 85% (or \$2,778,519) was allocated evenly among the months of December 2011 through June 2011.

The Medical Provider Medical Monitoring Expenses include estimated CT scan expenses totalling \$1,145,007, and CT scan consultation expenses for 75% of the Medical Monitoring claimants (2,250) at \$175 per consultation totalling \$393,750. The budgeted amount for CT scan expenses is in dispute among the Parties.

Third Party Administrator Fees and Expenses: Included within Third Party Administrator Fees and Expenses are \$41,420 in expenses during the Budget period for a Central Repository for

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<sup>1</sup> Of this amount, \$381.67 represents the additional testing cost per Medical Monitoring claimant per year related to CT scans.

Scientific Research Concerning Test Results and would only be for the purpose of collecting and maintaining the test results, and not to do research, which may be performed by an independent researcher. This issue is unresolved, and is to be briefed by DuPont, Class Counsel, and other interested Parties, then decided by the Court. For the Budget period, these potential Central Repository expenses were allocated based upon the same method as Medical Provider Medical Monitoring Expenses, discussed above.

As for the remaining Third Party Administrator Fees and Expenses: (i) those expenses that are claimant sensitive (Communication Materials, Production/Distribution of ID Cards, and Scheduling/Appointment Reminder Letters) were allocated during the Budget year with 75% of the Budget year expense split evenly among the first 6 months, and 25% of the Budget year expenses shared evenly among the remaining six months; (ii) the Administrative Fee Per Active Claimant and Consulting Services expenses were allocated evenly each month throughout the Budget year; and (iii) the Quarterly Meetings expenses were allocated quarterly during the months of October 2011, January 2012, April 2012, and July 2012.

Exhibit B to August 19, 2011 Report - Medical Monitoring  
Implementation Plan

1. Medical Monitoring Plan Logo - gold and blue colors;
2. Suggested definition of “active” and “inactive” claimant for purposes of Third Party Administrator Contract and how to handle “no” box minor claimants when they become adults and when may an “inactive” claimant become “active”;
3. List of Recommended Medical Providers;
4. Medical Monitoring Implementation Time Line; and
5. C.T. Scan Utilization Protocols (with CT Scan Utilization Guidelines to Be Preliminarily Determined by September 30, 2011).

1. Medical Monitoring Plan Logo - gold and blue colors;

1. Medical Monitoring Plan Logo - gold and blue colors;

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# Perine Medical Monitoring Plan

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Product of the Perine DuPont Settlement



2. Suggested definition of "active" and "inactive" claimant for purposes of Third Party Administrator Contract and how to handle "no" box minor claimants when they become adults and when may an "inactive" claimant become "active";

Definition of Active Claimant and Procedure  
for Assessing the Active Claimant Charge

Active Claimant is defined as a Claims Administrator Verified Medical Monitoring Class Member who checked the Medical Monitoring yes box or who is otherwise determined by the Court (such as in connection with a Minor Claimant) to be a Verified Registrant, who is not declared inactive as described below.

The per Active Claimant Charge in Exhibit G of this Agreement shall be computed, assessed and charged on the first day of each calendar month following the approval date of this Agreement and until this Agreement is terminated, based on the number of Active Claimants at that time. As explained further in the next paragraph, an Active Claimant shall be active unless declared inactive. Thus, for purposes of computing this charge, the number of Active Claimants shall be those previously found to be active that have not been found inactive at the time the charge is assessed.

An Active Claimant shall be active until declared inactive, and shall be declared inactive on the first day of the calendar month succeeding the time that the Claimant first either (i) notifies the Claims Administrator or CTIA that the Claimant no longer wishes to participate in the Medical Monitoring Program; or (ii) fails to schedule or show up for a given Medical Monitoring appointment after CTIA or the Provider tries to set up the appointment through correspondence 3 times; or (iii) is first discovered by CTIA to be deceased. The 3 times described in (ii) above is appropriate, as Medical Monitoring is an important right. Neither CTIA nor the Claims Administrator has a duty to monitor when a Claimant becomes deceased. However, CTIA and the Claims Administrator shall timely provide each other any notice they receive of a Claimant being deceased. The Claims Administrator, at the expense of the Medical Monitoring Program, and therefore DuPont, may periodically conduct a deceased Claimant Internet search, if agreed to by the Finance Committee. The frequency of such searches shall be determined by the Finance Committee. However, CTIA, having no duty to monitor when an Active Claimant dies, shall have no duty to reimburse the Settlement if it is later determined that an Active Claimant died.

The Claims Administrator, in collaboration with the Finance Committee, shall attempt to determine if an inactive Claimant can become active again in the future, and, if so, under what circumstances, by the end of July 2011. If this effort fails, the Court shall determine this issue.

Attached is an example of how the Active Claimant Charge would be applied if we started with 3,000 Claimants and experienced the Active Claimant attrition rate projected by the expert report of Dr. Michael Brookshire. Also included is an overall projection of CTIA Administrative Fees for the first five years of the Medical Monitoring Program. This additional projection is non-binding, and is being submitted solely for the purpose of facilitating budgeting for the Medical Monitoring Program.

The Active Claimant rate will be revisited after 3 years.

PERRINE DUPONT SETTLEMENT CLAIMS OFFICE  
ATTN: EDGAR C. GENTLE, CLAIMS ADMINISTRATOR  
C/O SPELTER VOLUNTEER FIRE DEPARTMENT OFFICE

55 B Street

P. O. BOX 257

Spelter, West Virginia 26438

(304) 622-7443

(800) 345-0837

www.perrinedupont.com

perrinedupont@gtandslaw.com

MEMORANDUM

BY E-MAIL  
CONFIDENTIAL

TO: Virginia Buchanan, Esq.  
Stephanie D. Thacker, Esq.  
Meredith McCarthy, Esq.

FROM: Edgar C. Gentle, III, Esq.

DATE: July 21, 2011

RE: Perrine v. DuPont Settlement - Medical Monitoring Plan Design; Our File No.  
4609-1 {GG}

---

Dear Virginia, Stephanie and Meredith:

I hope that you are well.

To update you on the "No" Minor Claimant issue, of the 285 Verified Registrant Minors, 41 have the "No" box checked.

As you know, in accordance with the undersigned's "active" claimant report to the Court in connection with the Third Party Administrator ("TPA") contract, we are to attempt to agree on the circumstances under which an inactive claimant is considered active for purposes of the Medical Monitoring Program (and by definition for purposes of TPA billing).

Below is a draft for your consideration:

REACTIVATION OF INACTIVE CLAIMANT RULE

A. General Inactive Claimant Rule.

A claimant who previously was active for purposes of the Medical Monitoring Program, who has been classified as inactive under the Court-approved definition of an "active" claimant, shall

receive every two (2) years at the expense of the Medical Monitoring Program a letter from the Claims Administrator sent to the inactive claimant's best known address based on an internet search using the claimant's Social Security Number, reminding the claimant that he or she originally wanted to participate in the Medical Monitoring Program, and inviting the claimant to become an active claimant upon checking a box and providing written good cause for having become inactive.

Upon receiving such a request from an inactive claimant to become active again, the Claims Administrator shall share the request (with the claimant's identification information being redacted) with the Finance Committee to determine if there is agreement on whether to readmit the claimant to active status.

If there is agreement, then the claimant's future status (active or inactive) shall be by agreement of the Finance Committee. Absent agreement, the request shall be submitted to the Court for determination.

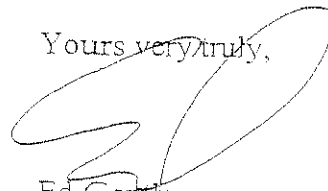
B. Special Rule for "No" Box Minor Claimant or Inactive Minor Claimants Who Become Adults

For inactive or "No" box claimants who registered\* while minors, and who turn age 18, the following special rule applies: Whether the claimant's parent or guardian checked the "No" box when registering or checked the "Yes" box but the claimant subsequently was classified as inactive, the claimant, upon reaching age 18, shall be notified by the Claims Administrator at the claimant's best known address using Internet and Social Security Number search engines, of the Medical Monitoring Program and invited to participate by checking a box. Upon checking such a box, the claimant will be classified as active.

Upon reaching adulthood, minor "No" box or minor inactive claimants shall receive the biennial reminder letter described in part A of this rule.

Thank you for the opportunity to help administer this very interesting Settlement.

Yours very truly,



Ed Gentle,  
Claims Administrator

ECGIII/kah

\*

In this context, register means to prove Class Membership and be admitted as a Verified Registrant. The parent or legal guardian of the claimant may have checked the "Yes" box or the "No" box.

July 21, 2011

Page 3

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cc: (via e-mail)(confidential)  
Diandra S. Debrosse, Esq.  
Katherine A. Harbison, Esq.  
Paige F. Osborn, Esq.  
Michael A. Jacks, Esq.  
William S. ("Buddy") Cox, Esq.  
J. Keith Givens, Esq.  
McDavid Flowers, Esq.  
Farrest Taylor, Esq.  
Ned McWilliams, Esq.  
Perry B. Jones, Esq.  
Angela Mason, Esq.

3. List of Recommended Medical Providers;



## CTI ADMINISTRATORS, INC.

July 22, 2011

MR. EDGAR C. GENTLE, III ESQ.  
GENTLE, TURNER, & SEXTON  
501 RIVERCHASE PKWY E. STE 100  
HOOVER, AL 35244

RE: Perrine-DuPont Provider Recommendations

Dear Ed:

We are at a point where we can make a recommendation of providers to be used by the Perrine-DuPont Medical Monitoring Program. We are recommending:

- Six physician clinics;
- Four Hospitals; and
- One Laboratory

I have included a brief description of the methodology and rationale we used in our research. This should be enough background for us to meet and discuss our recommendations.

### Methodology

1. You provided a list of providers being used by the persons enrolling in the medical monitoring program. This list was rather incomplete as the enrollees, for the most part, provided as little information as they could about their providers. This list had approximately 900 providers identified. The list included doctors, hospitals, outpatient clinics, & Physician clinics.
2. CTIA used the list provided and obtained additional, necessary information so we could make a recommendation as to providers to be used for the medical monitoring program. The additional information we obtained included the following:
  - a. National Provider Identifier (NPI) number
  - b. Rendering Provider Name
  - c. Billing Provider/Organization Name
  - d. Billing Provider/Organization Address

C:\Documents and Settings\kharbrison\Local Settings\Temporary Internet Files\Content.Outlook\CT6M47DF\DRBEGProvider Recommendations.doc

**100 Court Avenue – Suite 306, Des Moines, Iowa 50309-2295**

**Telephone: (515) 244-7322 / Fax: (515) 244-8650**

**E-Mail: dbrandt@claimtechnologies.com**

- e. Billing Provider/Organization Phone Number
  - f. Type of Provider
    - i. Hospital
    - ii. Outpatient Facility
    - iii. Family Medicine
    - iv. Internal Medicine
    - v. Pediatrics
    - vi. Dentist
    - vii. Acupuncturist
    - viii. Allergist
    - ix. Student, Nurse, Nurse Practitioner
  - g. Contact Person for Business decisions & Phone number
3. We then pared the list by eliminating duplicates, keeping track of how many recommendations there were for each. For example, there were 29 recommendations for Medpointe of Harrison County PLLC.
4. We then separated the Hospitals and Outpatient Facilities from the doctors and Physician Clinics. After initial paring there were:
- a. Six Hospitals
  - b. Five Outpatient Facilities
  - c. 104 Doctors & Physician Clinics
5. We then eliminated individual physicians, providers outside of the general area (Louisville, Baltimore, Parkersburg, Manassas), and Physician Clinics that had less than 25 recommendations from the enrollees. (If we didn't find a Physician's Clinic in the larger cities, we did not eliminate them.) We recommend that we contact the following providers for support of the clinical testing programs:
- a. Four Hospitals
    - i. Shinnston Medical Center (56 recommendations)
    - ii. Bridgeport- United Hospital Center (45 recommendations)
    - iii. Fairmont General Hospital (8 recommendations)
    - iv. Morgantown- WVU Hospital (7 recommendations)
  - b. Six Physician Clinics
    - i. Farmington- Manchin Clinic (15 recommendations)
    - ii. Shinnston Healthcare (118 recommendations)
    - iii. Bridgeport- Pediatric Associates (24 recommendations)
    - iv. Bridgeport- Medbrook Medical Assoc. (169 recommendations)
    - v. Clarksburg- Medpoint of Harrison County (30 recommendations)
    - vi. Morgantown- WVU Cheat Lake Physicians (no recommendations)
  - c. Laboratory
    - i. LabCorp

C:\Documents and Settings\kharbison\Local Settings\Temporary Internet Files\Content.Outlook\GT6M47DF\DRBEGProvider Recommendations.doc

**100 Court Avenue – Suite 306, Des Moines, Iowa 50309-2295**

**Telephone: (515) 244-7322 / Fax: (515) 244-8650**

**E-Mail: [dbrandt@claimtechnologies.com](mailto:dbrandt@claimtechnologies.com)**



## Rationale for Selection

- We recommended the use of a small number of clinics in lieu of many individual doctors. In the report by Dr. Wertz he recommends a "small number of physicians from the community. .... This is to ensure that the physician is familiar with the program, the diagnosis of the disease of concern, and to ensure consistency." We felt that there would be more long term consistency in contracting with a clinic than with individual physicians.
- We recommended Six Physician Clinics in four cities to provide easy access for a majority of the enrollees.
  - We recommended five of the Physician Clinics since they had the most recommendations from the enrollees.
  - We recommended the WVU Cheat Lake Physicians since we had no other Physician Clinics recommended in Morgantown. Additionally, they are affiliated with the WVU Hospital. We expect the WVU Hospital will be involved with the analysis of the clinical test results (if approved by the court). This will be a good way to keep them current with the testing program.
- We chose LabCorp because
  - We have an ongoing relationship with them for the Tolbert HealthCare Plan;
  - They are the only laboratory that we could find that services the "Spelter Area"; and
  - They are currently implementing an Electronic Medical Records system that would simplify the collection and maintenance of the test results.

Finally, we won't need to contract with the hospitals until the issue related to CT Scans is decided. So, we don't need a decision to approve the hospitals at this time. What we need, at this time, is approval to move forward with the six physician clinics and LabCorp.

Sincerely,

Donald R. Brandt  
President

Copy: Diandra Debrosse  
Kip Harbison

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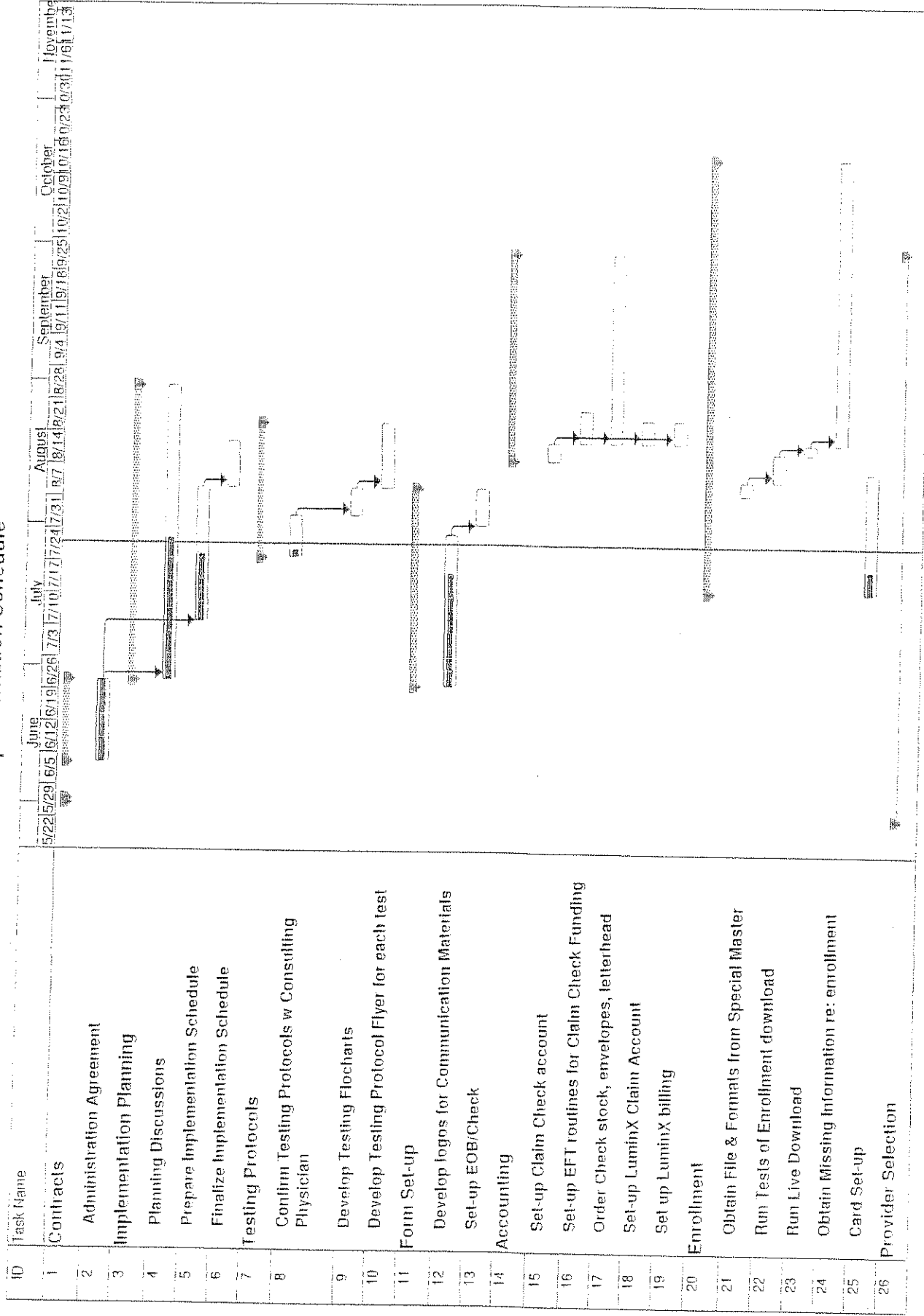
**100 Court Avenue – Suite 306, Des Moines, Iowa 50309-2295**

Telephone: (515) 244-7322 / Fax: (515) 244-8650

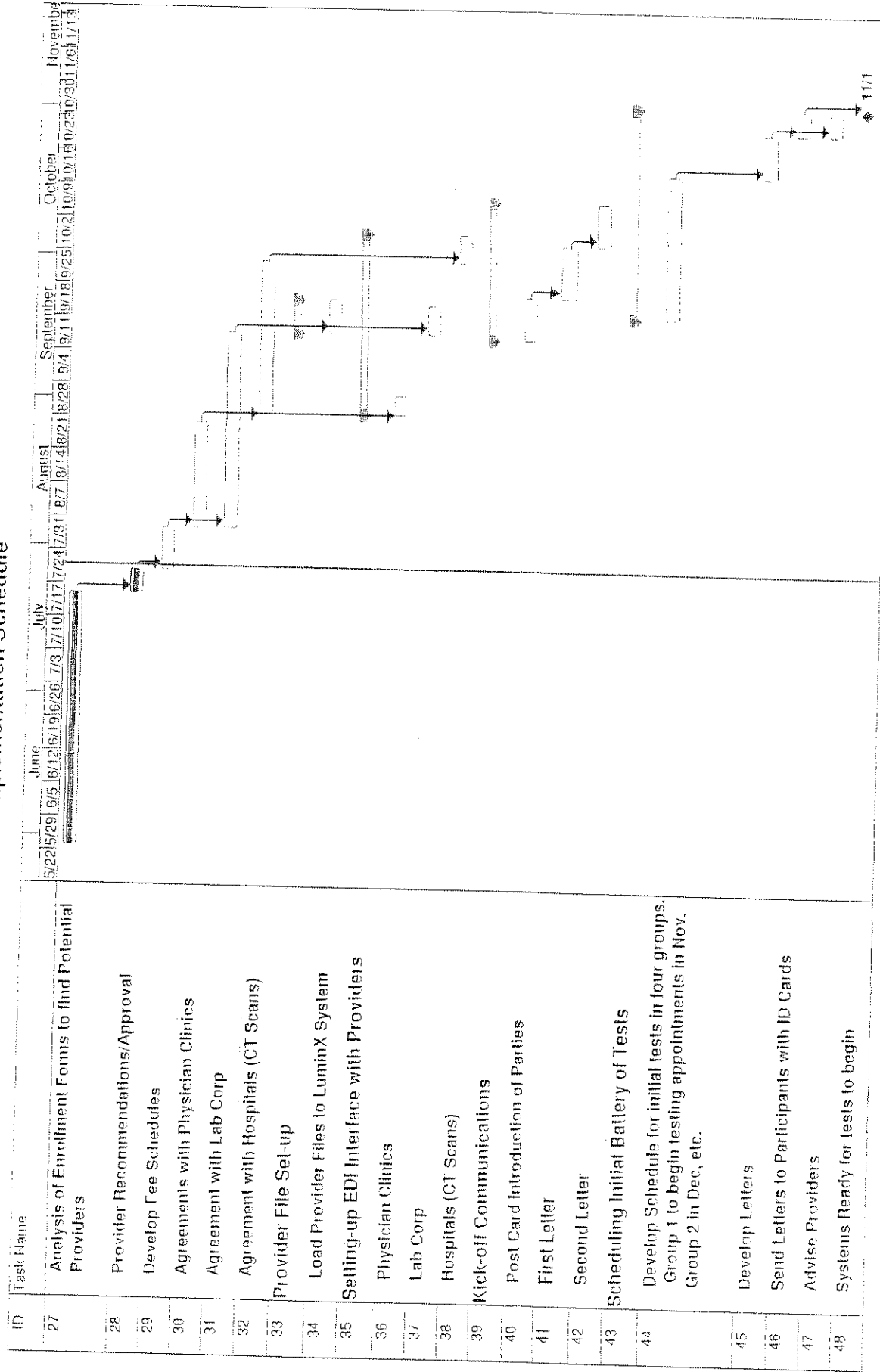
E-Mail: [dbrandt@claimtechnologies.com](mailto:dbrandt@claimtechnologies.com)

4. Medical Monitoring Implementation Time Line; and

# Perrine-DuPont Implementation Schedule



# Perrine-DuPont Implementation Schedule



5. C.T. Scan Utilization Protocols (with CT Scan Utilization Guidelines to Be Preliminarily Determined by September 30, 2011).

## CT SCAN UTILIZATION PROTOCOLS

1. CT Scan eligible claimants are described in Dr. Brookshire's report.
2. At the initial medical monitoring testing visit, the attending physician will take the CT scan eligible claimant's vital signs and conduct a general health interview of the claimant.
3. After examining the claimant, the examining physician will make a determination on whether to recommend a CT scan for the claimant as being diagnostically medically necessary based on the CT Scan Utilization Guidelines to be developed by the Claims Administrator and to be ultimately determined by the Court.
4. The claimant can accept or decline the recommendation for a CT scan.
5. Prior to agreeing to a CT scan, a claimant will be told by the physician the benefits and risks of a CT scan.
6. Claimants agreeing to a CT scan shall sign a standard CT scan release.

# **EXHIBIT 2**

LAW OFFICES  
**GUTHRIE & THOMAS, PLLC**  
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CHARLESTON, WEST VIRGINIA 25333-3394

TELEPHONE: (304) 345-7250  
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500 LEE STREET, EAST, SUITE 800  
CHARLESTON, WEST VIRGINIA 25301

WRITER'S DIRECT DIAL  
(304) 720-4233  
e-mail: [sdthacker@agmtlaw.com](mailto:sdthacker@agmtlaw.com)

August 19, 2011

*Via Telefacsimile*

The Honorable Donald Kopp, Clerk  
Circuit Court of Harrison County  
301 West Main Street  
Clarksburg, WV 26301

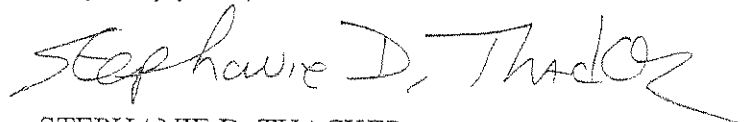
Re: Perrine, et al. v. E. I. du Pont de Nemours and Company, et al.  
Civil Action No. 04-C-296-2 (Cir. Ct. of Harrison County, W. Va.)

Dear Mr. Kopp:

Enclosed for filing in connection with the referenced civil action, please find "Objections of E. I. du Pont de Nemours and Company to Proposed Second Budget and Proposed Order Regarding Same." Copies of the foregoing have this day been properly served.

Thank you for your attention to this matter.

Very truly yours,



STEPHANIE D. THACKER

SDT/klm

Enclosure

cc w/encl.: The Honorable Thomas A. Bedell (Via Telefacsimile)  
Meredith McCarthy, Esq. (Via U. S. Mail)  
Perry B. Jones, Esq. (Via U. S. Mail)  
Virginia Buchanan, Esq. (Via U. S. Mail)  
Edgar C. Gentle, III (Via Electronic and U. S. Mail)



IN THE CIRCUIT COURT OF HARRISON COUNTY, WEST VIRGINIA

LENORA PERRINE, CAROLYN HOLBERT,  
WAUNONA MESSINGER, REBECCA  
MORLOCK, ANTHONY BEEZEL, MARY  
ELLEN MONTGOMERY, MARY LUZADER,  
TRUMAN R. DESIST, LARRY BEEZEL,  
and JOSEPH BRADSHAW, individuals residing  
in West Virginia, on behalf of themselves and  
all others similarly situated,

Plaintiffs,

v.

CIVIL ACTION NO. 04-C-296-2  
(Judge Thomas A. Bedell)

E.I. DU PONT DE NEMOURS AND COMPANY,  
a Delaware corporation doing business in West  
Virginia, MEADOWBROOK CORPORATION, a  
dissolved West Virginia corporation,  
MATTHEISSEN & HEGELER ZINC  
COMPANY, INC., a dissolved Illinois corporation  
formerly doing business in West Virginia,  
NUZUM TRUCKING COMPANY,  
a West Virginia corporation,  
T. L. DIAMOND & COMPANY, INC., a New York  
corporation doing business in West Virginia, and  
JOSEPH PAUSHEL, an individual residing  
in West Virginia,

Defendants.

**OBJECTIONS OF E. I. DU PONT DE NEMOURS AND COMPANY TO  
PROPOSED SECOND BUDGET AND PROPOSED ORDER REGARDING SAME**

Now comes Defendant E.I. du Pont de Nemours and Company ("DuPont"), and submits its objections to the proposed second budget and proposed Final Order regarding same submitted by the Claims Administrator on August 19, 2011. DuPont, the Claims Administrator, and the Class representative on the Finance Committee have worked diligently on finalizing the budget and implementation plan for year one of the "pay as you go" Medical Monitoring program which

is a part of the settlement of this case. However, despite these best efforts, there remain several outstanding issues which need to be resolved before any reasonable Final Order should be entered. Therefore, DuPont is compelled to lodge the following objections to the current proposed second budget and proposed Final Order regarding same. DuPont believes that if the parties continue to work together on a reasonable and appropriate budget for the “pay as you go” portion of Medical Monitoring, an agreed upon budget will be ready for the Court’s consideration no later than October 24, 2011.

1. Per the November 19, 2010 Memorandum of Understanding (“MOU”) between the Parties, the January 4, 2011 Final Order Approving Settlement, and the January 18, 2011 Final Order Setting Forth the Scope and Operation of the Medical Monitoring Plan, DuPont agreed to fund a 30 year medical monitoring program for the Class on a “pay as you go” basis. This medical monitoring program is to be consistent with the medical monitoring program proposed by Class expert Dr. Charles Werntz and as set forth in this Court’s February 25, 2008 Order. (See, March 30, 2007 Report of Dr. Werntz, February 25, 2008 Order, January 18, 2011 Final Order Setting Forth the Scope and Operation of the Medical Monitoring Plan, and April, 2011 Public Notice of Medical Monitoring Program) - - with at least two notable exceptions; the program is to be thirty years (not forty) and CT scans are not to be provided as a matter of course, but instead will be on a non-routine basis. (See, November 19, 2010 Memorandum of Understanding, par. 3(c) and January 18, 2011 Order, p. 9, par. g). Specifically, paragraph 3(c) of the MOU provides:

The program shall provide those examinations and tests set forth in the Court’s Order of February 25, 2008 with the exception that no routine CT scans shall be performed as part of the medical monitoring program. The Defendant does agree to provide CT scans that are diagnostically medically necessary as determined by a competent physician as relevant to possible exposure to the heavy metal contamination at issue in this litigation.

2. DuPont's overarching concern with the current proposed budget is that the estimated budget numbers are not based on any actual numbers or negotiated testing rates. Rather, the foundation of the current proposed budget rests on multiple assumptions. This foundation is weak and creates a budget based upon speculation and guesswork. During the next 60 days, DuPont believes that enough additional work will be completed to provide the Court a budget built upon a solid, agreed upon foundation.

3. There are at least two key components to establishing any reasonable budget; 1) the number of claimants and 2) costs of testing as negotiated with the health care providers that will participate in the medical monitoring program. Although progress is being made on both of these factors, at this stage, they both remain an unknown.

4. The deadline for putative Class members to register to participate in the medical monitoring portion of the settlement is August 31, 2011. (See, time line submitted to the Court by the Claims Administrator on January 28, 2011 and Order entered February 10, 2011 granting said time line). After August 31, 2011 there will be a short period of time during which the final number of Medical Monitoring participants will be established by the Court. Once the Court approves the final list of Medical Monitoring participants, this aspect of the budgeting process will be firmly established.

5. On June 3, 2011, the Court approved CTIA, Inc. to serve as the Third Party Administrator ("TPA") for the Medical Monitoring program.

6. Pursuant to the current time line, the Medical Monitoring implementation plan was to be submitted to the Court by August 1, 2011. (See, time line submitted to the Court by the Claims Administrator on January 28, 2011 and Order entered February 10, 2011 granting

said time line). Despite best efforts by the Claims Administrator, however, this has not yet been accomplished.

7. The TPA is to negotiate rates with potential healthcare providers who are to participate in the Medical Monitoring program before the budget and the implementation of the Medical Monitoring program can progress. However, the TPA has yet to do so.

8. Therefore, at this time, neither of two of the key budget components is a known quantity. The total number of claimants participating in the medical monitoring program remains to be finalized by the Court and the testing rates are a complete unknown. In fact, the Claims Administrator acknowledges that the final list of claimants will not be complete at least until October 24, 2011. (See, August 19, 2011 Cover letter from the Claims Administrator to the Court, p. 3).

9. The Court contemplated that the number of claimants would be known prior to DuPont being required to set aside reasonable reserves for the program. (See, January 18, 2011 Order, p. 9, par. h). Specifically, the Court has stated, “[a]dditionally, after the initial six (6) month sign-up period has concluded **and the number of participating Plaintiffs, be they adults or minors, is known**, Defendant DuPont, in the ordinary course of its business, shall set aside reasonable reserves as required by applicable law which shall cover the estimated cost of the entire thirty (30) year medical monitoring program.” (*Id.* (Emphasis supplied.)) Given the August 31, 2011 Medical Monitoring registration deadline, it is expected that the total number of claimants will ultimately become a known quantity by mid-October, 2011, at the latest.

10. Therefore, DuPont objects to any Final Order regarding the budget for the Medical Monitoring program being entered prior to at least October 24, 2011, at which time the total number of claimants will be known and the negotiated rates for the testing to be

implemented should be known. DuPont objects to any final budget until such time as these factors are known so that a reasonable estimate can be made based on reality rather than mere supposition.

11. Further, the MOU and the Court's Orders are clear that all administrative costs for the start up of the medical monitoring program *prior to implementation* of the program are to come from the \$4 million DuPont has already paid as a part of the settlement specifically for this purpose. (See, par. 2(c) of the MOU, and January 18, 2011 Order, pp. 10-11, pars. j and k). In this regard, the Court has Ordered, "DuPont, by paying the sum of seventy million dollars (\$70,000,000.00) as part of the settlement of this matter, has paid in full for any and all start up costs and expenses necessary for the medical monitoring program, **and DuPont will not be billed for or responsible for any associated costs or expenses until the testing commences.**" (See, January 18, 2011 Order, p. 11, par. k (Emphasis supplied.))

12. As a result, per the working time line approved by the Court on February 10, 2011, DuPont's obligation to begin funding the "pay as you go" Medical Monitoring program portion of the settlement was not to begin until testing of claimants starts, which was to be on September 8, 2011.

13. However, due to the delay in the TPA completing all of the tasks necessary to implement the Medical Monitoring program and the fact that the parties have continued to work on outstanding issues related to the budget, the TPA and the Claims Administrator have pushed the implementation of testing for the program to November 1, 2011 - - two months past the initial projected implementation date of September 8, 2011.

14. Although DuPont does not have any quarrel with delaying the implementation date in order for the TPA to complete the necessary start up work for the program and

understands that the TPA has been working diligently to set up the items necessary for implementation of the Medical Monitoring Plan, DuPont does object to maintaining the current time line deadline for budget approval, that is, August 15, 2011. Indeed, the process has already slipped past this date.

15. But, the Claims Administrator continues to attempt to force an arbitrary deadline to finalize the year one Medical Monitoring program budget despite the fact that all key components for the development of a well-reasoned budget are not yet set. This urgency is particularly unnecessary given that this is a “pay as you go” medical monitoring program and DuPont’s obligation to fund the program and to set a reserve does not begin until testing begins; now on November 1, 2011. (See, par. 2(c) of the MOU, and January 18, 2011 Order, pp. 10-11, pars. j and k).

16. Moreover, a substantial portion of the Medical Monitoring budget will be comprised of the costs associated with any non-routine CT scans which may be determined to be diagnostically medically necessary for those claimants over age 35. (See, MOU at par. 3(c)).

17. Again, the number of those claimants who are over age 35, and, hence, may be eligible for such non-routine CT scans will not be known until sometime after the August 31, 2011 registration deadline.

18. Further, since the CT scans are intended to be non-routine, and carry some health risks in and of themselves, DuPont, the Claims Administrator, and the Class representative on the Finance Committee are in the process of developing a protocol for primary care providers who are participating in the medical monitoring program to consider prior to determining whether a CT scan is “diagnostically medically necessary” for any particular claimant as required by the MOU. Until consensus can be reached on this point - - or at least until there is

some proposal made by the Claims Administrator to the Court in this regard (which, per the August 19, 2011 submission by the Claims Administrator will not occur until at least September 30, 2011), DuPont objects to entry of a final budget in any respect.

19. Additionally, the proposed budget assumes that all active claimants will all come in at once during the first year of the implementation of the medical monitoring program and receive all tests. DuPont objects to this and, instead, proposes a staggered approach.

20. DuPont also objects to the administrative costs set out in the proposed budget inasmuch as they are excessive, even by the standards of the Class' own expert. Per DuPont's calculations, the administrative costs in the proposed budget account for 22.61% of the total budget. (See, Chart of Second Budget Administrative Costs, attached as Exhibit A). This, despite the fact that Class expert Dr. Brookshire projected reasonable administrative costs of 10% when he valued this medical monitoring program. Although he projected a range for administrative costs of 10-20% in his report (See, April 9, 2007 Brookshire Report, Appendix C), Dr. Brookshire testified that he actually believed the administrative costs would be 10%. Specifically, he testified, "if you asked me right now, 'Dr. Brookshire, we know you haven't done the scientific study, what do you think [the administrative costs would be],' I'd say '10%.' I'd take the bottom of the 10 to 20 percent range." (See, April 27, 2007 Deposition of Dr. Brookshire, p. 169). He further testified, "I think 10% just eyeballing these studies make sense." (*Id.* at p. 170).<sup>1</sup>

---

<sup>1</sup> DuPont understands that a Medical Monitoring budget is necessary for September and October 2011 while the number of participants is finalized and the criteria for providing CT scans is determined. DuPont also understands that a Remediation budget is necessary. To address the high administrative costs proposed in this budget, DuPont suggests that the court approve the Remediation budget and the Medical Monitoring budget for September and October, 2011 with a cap of 10% for administrative expenses plus 5% for a contingency.

21. DuPont further objects to the “provisioning” amounts to be paid to the Claims Administrator that are included in the budget through July 2012. It is difficult to envision any such work would be necessary as far out as July, 2012 that should not have already been accounted for as part of either the \$4 million amount that DuPont has already paid for the start up costs of the program and/or that is not work that should be performed by the TPA as a part of the implementation of the medical monitoring program. The Claims Administrator and the TPA should not be duplicating their efforts.

22. As to the TPA, there is also a \$26,524.57 amount contained in the current budget proposal for work to be done by the TPA that is clearly work to start up the program, which is now being sought from DuPont. The Claims Administrator describes this work to be done by the TPA as “pre-Implementation Date Medical Monitoring claimant preparation services....” As set forth in paragraphs 11-15 above, per the January 18, 2011 Order, DuPont is not required to pay anything more for start up costs or expenses associated with the Medical Monitoring program until testing begins—now set for November 1, 2011.

23. Moreover, as of June 30, 2011, there was \$3,083,546.00 remaining of the \$4 million amount already paid by DuPont to cover start-up expenses for the Medical Monitoring program - - way more than sufficient to cover this \$26,524.57 amount. (See, MOU at par. 2(c), January 18, 2011 Order, p. 10, par. j, and relevant portion of the August 1, 2011 Quarterly Finance Report, attached as Exhibit B). Therefore, this \$26,524.57 amount should be deducted from the remaining \$3,083,546.00 start up amount DuPont has already paid. DuPont should not be double billed for any start up costs given that the \$4 million it paid to start up the program was more than sufficient.

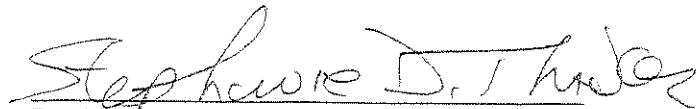


WHEREFORE, Defendant E.I. du Pont de Nemours and Company voices its strong opposition and objection to the Court considering any proposed budget at this point or entering a Final Order with regard to the same. There are too many unknowns and the time is not ripe to approve a budget until at least mid-October, 2011, particularly given that the medical monitoring program registration sign up period does not end until August 31, 2011, and the implementation of the program has now been extended to at least November 1, 2011.

E.I. DU PONT DE NEMOURS AND CO.

*Defendant*

BY COUNSEL:

A handwritten signature in cursive script, appearing to read "Stephanie D. Thacker".

David B. Thomas (WV Bar No. 3731)  
Stephanie D. Thacker (WV Bar No. 5898)  
Guthrie & Thomas, PLLC  
500 Lee Street East, Suite 800  
Post Office Box 3394  
Charleston, West Virginia 25333-3394  
(304) 345-7250

*Counsel for E.I. du Pont de Nemours and Company*

Month	Property	MM Prelimplementation	MM Post Implementation	Total	Less Hard costs	Administrative Costs/expenses/contingency	Admin Expense Percentage
September	\$644,955.13	\$169,959.63	\$12,582.91	\$817,517.67	\$408,360.00	\$329,157.67	40.26%
October	\$644,955.13	\$104,834.63	\$13,931.68	\$763,731.42	\$488,360.00	\$275,371.42	36.06%
November	\$644,955.13	\$44,542.31	\$219,110.69	\$908,618.13	\$651,802.35	\$256,815.78	28.26%
December	\$651,051.19	\$24,018.75	\$467,382.14	\$1,142,452.08	\$885,291.35	\$257,160.73	22.51%
January	\$650,919.94	\$11,025.00	\$488,720.89	\$1,130,665.83	\$885,291.35	\$245,374.48	21.70%
February	\$663,126.19	\$0.00	\$467,775.89	\$1,130,902.08	\$885,291.35	\$245,610.73	21.72%
March	\$661,944.94	\$0.00	\$455,347.77	\$1,127,292.71	\$885,291.35	\$242,001.36	21.47%
April	\$1,207,514.44	\$0.00	\$456,686.52	\$1,674,200.96	\$1,377,431.35	\$296,769.61	17.73%
May	\$1,207,514.44	\$0.00	\$455,347.77	\$1,672,862.21	\$1,377,431.35	\$295,430.86	17.66%
June	\$1,207,514.44	\$0.00	\$455,347.77	\$1,672,862.21	\$1,377,431.35	\$295,430.86	17.66%
July	\$1,249,514.44	\$35,000.01	\$225,415.06	\$1,509,929.51	\$1,143,942.35	\$365,987.16	24.24%
August	\$1,207,514.44	\$0.00	\$217,076.32	\$1,424,590.76	\$1,143,942.35	\$280,648.41	19.70%
Total	\$10,641,509.65	\$376,380.33	\$3,954,735.39	\$14,975,625.57	\$11,589,966.50	\$3,385,759.07	22.61%
					Percentage of total		



**PERRINE DUPONT SETTLEMENT  
SCHEDULE OF RECEIPTS COLLECTED,  
EXPENSES PAID AND CHANGES IN FUND BALANCE OF THE  
MEDICAL MONITORING FUND**

April 1, 2011 - June 30, 2011

(On an Accrual Basis)

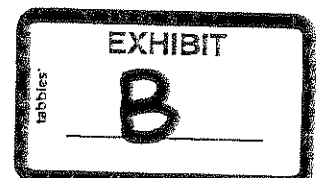
**RECEIPTS:**

		Annualized Rate of Return (%)
Interest Income - Medical Monitoring Fund Money Market - MVB Bank	\$ 438.00	0.99%
Investment Income - Medical Monitoring Fund Brokerage - Wells Fargo Advisors	\$ 261.00	0.08%
Miscellaneous Receipt <sup>1</sup>	\$ 52.00	N/A
<b>TOTAL RECEIPTS</b>	<b>\$ 751.00</b>	<b>0.08%</b>

**DISBURSEMENTS:**

April through June Claims Administrator Legal Fees (Claims Office and General Case Administration Services, File 4609-1)	\$ 36,370.00
April through June Claims Administrator Legal Fees (Database Loading and Programming, File 4609-3)	\$ 67,983.00
April through June Claims Administrator Legal Fees (Tax and Accounting Support, File 4609-4)	\$ 9,125.00
April through June Claims Administrator Legal Fees (Medical Monitoring Registered Class Member Checks, File 4609-5)	\$ 12,765.00
Legal Fees (Medical Monitoring Provisioning Development, File 4609-6)	\$ 26,315.00
Claimant Registration Payments	\$ 556,000.00
Web Hosting	\$ 7.00
Office Rent	\$ 750.00
Claimant Town Hall Meeting Refreshments	\$ 53.00
Town Hall Meeting Guard	\$ 120.00
Town Hall Meeting Copy Machine Rental	\$ 844.00
Photocopies	\$ 4,472.00

<sup>1</sup> This amount represents the reimbursement of expenses previously paid that pertain to another settlement fund.



PERRINE DUPONT SETTLEMENT  
SCHEDULE OF RECEIPTS COLLECTED,  
EXPENSES PAID AND CHANGES IN FUND BALANCE OF THE  
MEDICAL MONITORING FUND

April 1, 2011 - June 30, 2011

(On an Accrual Basis)

Telecopies	\$	246.00
Postage	\$	1,331.00
Federal Express	\$	160.00
Office Supplies	\$	804.00
Office Insurance	\$	126.00
Telephone Service	\$	1,437.00
Westlaw Legal Research	\$	88.00
Claims Administrator Residence Rent	\$	900.00
Utilities for Claims Administrator Residence	\$	140.00
Airfare	\$	4,335.00
Mileage	\$	542.00
Airport Vehicle Storage	\$	694.00
Office Equipment	\$	1,814.00
Brokerage Fees	\$	10.00
Claimant File Shelves	\$	716.00
Finance Committee Fees	\$	13,088.00
Guardian Ad Litem Fees	\$	<u>34,063.00</u>
TOTAL DISBURSEMENTS	\$	<u>775,298.00</u>

TOTAL RECEIPTS OVER (UNDER) TOTAL DISBURSEMENTS OF THE MEDICAL MONITORING FUND	\$	<u>(774,547.00)</u>
--	----	---------------------

FUND BALANCE:

BEGINNING OF PERIOD	\$	<u>3,858,093.00</u>
ADD: TOTAL RECEIPTS OVER (UNDER) TOTAL EXPENSES OF THE MEDICAL MONITORING FUND	\$	<u>(774,547.00)</u>
END OF PERIOD BALANCE OF THE MEDICAL MONITORING FUND	\$	<u>3,083,546.00</u>

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,

v.

E.I. DU PONT DE NEMOURS AND  
COMPANY, et al.,

Defendants.

CIVIL ACTION NO. 04-C-296-2

Honorable Thomas A. Bedell

CERTIFICATE OF SERVICE

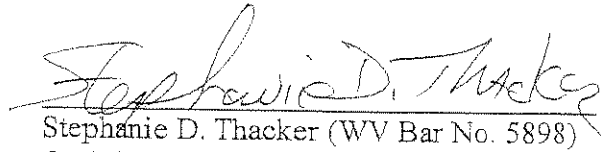
I, STEPHANIE D. THACKER, counsel for Defendant E.I. du Pont de Nemours, hereby certify that service of the foregoing "Objections of E. I. du Pont de Nemours and Company to Proposed Second Budget and Proposed Order Regarding Same" has been made upon the parties herein by placing a true copy in the U. S. Mail, postage prepaid, this 19<sup>th</sup> day of August, 2011, addressed as follows:

Virginia M. Buchanan  
Levin, Papantonio, Thomas, Mitchell,  
Echsner, Rafferty & Proctor, P.A.  
316 S. Baylen St., Suite 400  
Pensacola, FL 32502

Edgar C. Gentle, Claims Administrator  
C/O Spelter Volunteer Fire Department Office  
55 B Street  
P.O. Box 257  
Spelter, WV 26438

Meredith McCarthy, Esq.  
901 W. Main Street  
Suite 201  
Bridgeport, WV 26330

Perry B. Jones  
West & Jones  
360 Washington Avenue  
Clarksburg, WV 26301

A handwritten signature in cursive script, reading "Stephanie D. Thacker". The signature is written in dark ink and is positioned above a horizontal line.

Stephanie D. Thacker (WV Bar No. 5898)  
Guthrie & Thomas, PLLC  
500 Lee Street East, Suite 800  
Post Office Box 3394  
Charleston, West Virginia 25333-3394  
(304) 345-7250  
*Counsel for E.I. du Pont de Nemours and  
Company*