

Form 56A (Rule 41(13))

NO. C954330
VANCOUVER REGISTRY

IN THE SUPREME COURT OF BRITISH COLUMBIA

BETWEEN:

HELEN HARRINGTON, as representative Plaintiff

PLAINTIFF

AND:

DOW CORNING CORPORATION
DOW CORNING CANADA INC.
THE DOW CHEMICAL COMPANY
DOW CORNING-WRIGHT CORPORATION

McGHAN MEDICAL CORPORATION
McGHAN NUSIL CORPORATION
MINNESOTA MINING AND MANUFACTURING COMPANY (3M)
INAMED CORPORATION
UNION CARBIDE CHEMICALS AND PLASTICS COMPANY INC.
UNION CARBIDE CORPORATION

BAXTER INTERNATIONAL INC.
BAXTER HEALTHCARE CORPORATION
MENTOR CORPORATION, and

BRISTOL-MYERS SQUIBB COMPANY
MEDICAL ENGINEERING CORPORATION
THE COOPER COMPANIES, INC.

DEFENDANTS

Proceeding under the **CLASS PROCEEDINGS ACT, 1995**

ORDER

BEFORE

)
)
)

A JUDGE OF THE COURT

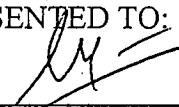
) *WEDNESDAY*, the *24th* day
) of September, 2008.
)

ON THE APPLICATION of the Plaintiff, without a hearing and BY CONSENT.

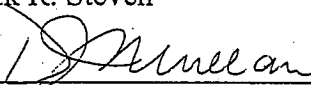
THIS COURT ORDERS that:

1. Pursuant to Section 2.6 of Exhibit D to the Dow Corning/British Columbia and Other Provinces Breast Implant Litigation Settlement Agreement, the Claims Administrator shall give notice, in the form attached as Schedule "A", to all registered Settlement Class Members who have not yet filed an Ongoing Claim Form or who have not had their claims admitted as Expedited, Raw Materials or Current Claims to inform them of the Final Claim Deadline and its effect.

CONSENTED TO:

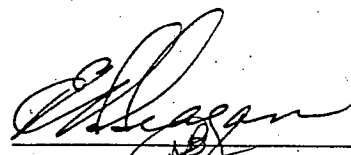


Counsel for the Plaintiff
Mark R. Steven

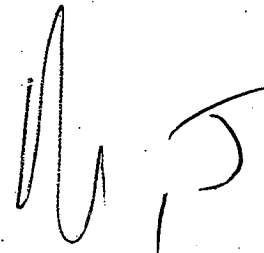


Counsel for Dow Corning
Derek J. Mullan, Q.C.

BY THE COURT



Registrar



SCHEDULE "A"

Claims Administrator
Dow Corning/BC & Other Provinces Breast
Implant Litigation Settlement
c/o Deloitte & Touche LLP
P.O. Box 48660
Vancouver BC V7X 1A3
Canada

Tel: (604) 640-3336
Email: dcsettlementbcandother@deloitte.ca
www.canadianbreastimplantsettlement.com

PRIVATE & CONFIDENTIAL

August 20, 2008

FN LN
Address Line 1
Address Line 2
City, Province
Postal Code

Dear Madam/Sir,

Dow Corning/BC & Other Provinces Breast Implant Litigation Settlement
BC Registration Number: NUMBER

As you know, Deloitte & Touche LLP was appointed Claims Administrator of the Dow Corning/BC & Other Provinces Breast Implant Litigation Settlement (the "Settlement") by the Supreme Court of British Columbia on April 26, 2004. As the Court-Appointed Claims Administrator we are required to administer the Claims Facility and process the claims pursuant to the Dow Corning/BC & Other Provinces Breast Implant Litigation Settlement Agreement (the "Agreement").

Our records indicate that you have not filed and been compensated for an Expedited, Raw Material or Current Claim in the Settlement. Accordingly, you remain eligible to file an Ongoing Claim, which compensates claimants for Designated Medical Conditions.

The following forms must be completed in full and forwarded to the Claims Administrator on or before the **Final Claims Deadline of June 1, 2009**:

- Ongoing Claim Form
- Solicitor's Certificate of Legal Advice (if you are legally represented)
- Affidavit of Un-represented Settlement Class Member (if you are not legally represented)
- Release of Dow Corning and the Released Parties

Along with the above noted documents you must also submit Supporting Medical Documentation and Product Identification Documentation.

- Supporting Medical Documentation, as detailed in the Settlement, will need to be provided to support your Designated Medical Condition. This will require a clinical diagnosis made by an appropriate "Licensed Medical Specialist" along with the examination and test results on which the diagnosis is based. We refer you to Exhibit A-2 of the Settlement. The Settlement can be located on the Claims Facilities website at www.canadianbreastimplantsettlement.com;
- Product Identification Documentation ("PID") must be provided to support your claim. Guidelines have been posted at www.canadianbreastimplantsettlement.com under

“Documents” to assist claimants with acceptable PID documentation. Three examples of acceptable PID would be:

- contemporaneous hospital records or the implanting surgeon’s report of the surgery specifying the Class Member was implanted with Dow Corning Breast Implants; or
- contemporaneous copies of medical records that contain the package label for the Dow Corning Breast Implant(s) with which the Class Member was implanted; or
- if the PID specified in the above paragraphs is not available, a written statement signed by the implanting surgeon or by an authorized representative of the hospital or clinic where the implantation of the Class Member’s Dow Corning Breast Implant(s) was performed, attesting that the Class Member was implanted with Dow Corning Breast Implant(s).

Such statement cannot rest upon unacceptable and insufficient proof of product identification as outlined in Subparagraph 2.4(iii) (Exhibit D of the Agreement) **and it must be accompanied by an affidavit from the Class Member stating:**

- the steps taken by the Class Member to obtain PID as outlined in the paragraphs above; and
- the responses, if any, to those steps.

On our claims administration website at: www.canadianbreastimplantsettlement.com, you will find a complete set of the Settlement documents and all forms and information required to submit your claim. We will post important information about the claims process on the website, and you are encouraged to access the website on a regular basis to keep up with news about the settlement process.

Should you wish to contact the Claims Facility, the contact details are provided below:

Claims Administrator
c/o Deloitte & Touche LLP
PO Box 48660
Vancouver, BC
V7X 1A3

Telephone (Local): (604) 640-3336
Outside Vancouver/Lower Mainland: 1-877-640-3336
Email: dcsettlementbcandother@deloitte.ca
Fax: 1-866-732-9160
www.canadianbreastimplantsettlement.com

Please ensure that you provide both your BC Registration number and Deloitte File number on all correspondence to the Claims Facility.

Yours sincerely,

DELOITTE & TOUCHE LLP

Enclosure(s)

IN THE SUPREME COURT OF BRITISH COLUMBIA

BETWEEN:

HELEN HARRINGTON, as Representative Plaintiff

PLAINTIFF

AND:

DOW CORNING CORPORATION et al.

DEPENDANTS

CONSENT ORDER
West Coast

29/8

MRS./I
5475-3531

MARK R. STEVEN

Trial and Appeal Lawyer

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E-mail: marksteven@marksteven.com