



IN THE SUPREME COURT OF BRITISH COLUMBIA

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

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)

THE HONOURABLE MR.
JUSTICE EDWARDS

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)

WED. , the 4th day of
AUGUST , 2004

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

THIS COURT ORDERS THAT:

1. The parties have consented and this Court so orders that, pursuant to Section 12.1 of the *Dow Corning/British Columbia and Other Provinces Breast Implant Litigation Settlement Agreement* (the "Settlement Agreement"), the wording of Paragraphs 5.3(i) and (ii) in Exhibit D to the Settlement Agreement is changed to now read as follows:

"5.3 Compensation for Multiple Implants

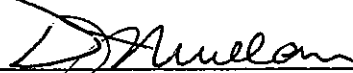
(i) In any case where an Approved Claimant has had implanted in her body a Dow Corning Breast Implant and one or more silicone gel Breast Implants manufactured by or attributed to Bristol, Baxter or 3M (as such manufacturers are described and defined in Exhibits "G" and "G2" which are set forth in relevant part at Schedule I, Part III, Section C to Annex A to the Settlement Facility and Fund Distribution Agreement, Annex A being the Dow Corning Settlement Program and Claims Resolution Procedures), her compensation under Option I or Option II of the Compensation Schedule shall be reduced by fifty (50) percent. The fifty (50) percent reduction shall apply to all Approved Claimants regardless of whether they recovered benefits in the Revised Settlement Program or Foreign Settlement Program or whether they recovered any payments in settlement or judgment, including but not limited to payments recovered as an opt-out to the Revised Settlement Program or Foreign Settlement Program.

(ii) In any case where an Approved Claimant has had implanted in her body a Dow Corning Breast Implant and one or more silicone gel Breast Implants manufactured by or attributed to Bristol, Baxter or 3M, the Approved Claimant may submit a request, accompanied by medical documentation as appropriate, to the Claims Administrator to modify the effect of the percentage-based calculation referred to in paragraph 5.3(i), above."

CONSENTED TO:




Counsel for the Plaintiff
Mark R. Steven



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

By the Court



DEPUTY DISTRICT REGISTRAR

ENTERED

AUG 04 2004

VANCOUVER REGISTRY

VOL 51230 FOL 73

NO. C954330
VANCOUVER REGISTRY

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HELEN HARRINGTON, as Representative Plaintiff

PLAINTIFF

AND:

DOW CORNING CORPORATION et al.

DEFENDANTS

ORDER

MRS/JI
5475-3531

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BD/A