

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF MICHIGAN
SOUTHERN DIVISION

F I L E
DEC 22 2004
CLERK'S OFFICE
DETROIT

IN RE: § CASE NO. 00-CV-00005-DT
DOW CORNING CORPORATION, § (Settlement Facility Matters)
REORGANIZED DEBTOR § Hon. Denise Page Hood
§

**AGREED ORDER ALLOWING CLAIMANTS TO RETURN
THE EXPEDITED RELEASE PAYMENT IN CERTAIN CIRCUMSTANCES**

Annex A to the Settlement Facility and Fund Distribution Agreement provides that eligible tort claimants may select either an Expedited Release Payment or a Disease payment (for Classes 5 and 6) or Medical Condition payment (for Classes 9 and 10). Once a claimant receives payment for the Expedited Release option, the claimant is not eligible to apply or receive compensation for the Disease or Medical Condition options. Annex A does not define when a claimant is deemed to have received a payment.

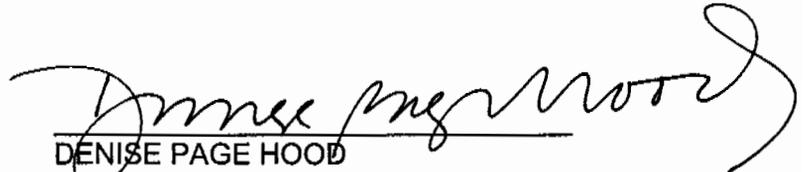
Pursuant to Section 5.05 of the Settlement Facility and Fund Distribution Agreement, the Claims Administrator requested that the Claimants' Advisory Committee and Debtor's Representatives (successors to the Plan Proponents) clarify through a Plan interpretation whether claimants may return an uncashed Expedited Release payment and thereby preserve the right to apply and receive payment for a Disease or Medical Condition payment. Having consulted, the Plan Proponents agree to the following Plan interpretation:

A claimant may return an uncashed Expedited Release check or draft and apply for a Disease (or Medical Condition) payment provided that (1) the uncashed check or draft is returned to the Settlement Facility within 60 days of the date of its issuance, (2) the returned uncashed check or draft is accompanied by a statement from the Claimant or her attorney withdrawing the Expedited Release claim, and (3) the Claimant has not previously withdrawn an Expedited Release claim.

The Claimant will not be able to change the election if she has already cashed the check. Claimants who applied for Expedited Release but have not received a check can withdraw their claim at any time.

This Court hereby ORDERS that the Plan interpretation set forth above shall be adopted.

Date: DEC 22 2004


DENISE PAGE HOOD
United States District Judge

So Stipulated:

FOR DOW CORNING CORPORATION

FOR THE CLAIMANTS' ADVISORY COMMITTEE


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